



SECTION 1. Chapter 171, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

**“§171- Auction pre-qualification; agricultural and pasture leases.**

(a) Whenever used in this section, unless otherwise apparent from the context:

“Farm” also means “ranch” and “farmer” also means “rancher”.

“Individual” means a natural person who is not a part of a partnership, corporation, or joint-venture which is a potential bidder under this section.

“Nonindividual concern” means a partnership, corporation, or joint venture properly formed under law and which is a potential bidder under this section.

(b) Any other law to the contrary notwithstanding, to be eligible to bid in an auction for agricultural or pasture leases, a potential bidder shall be a bona fide individual farmer or a nonindividual farm concern:

- (1) Who has spent not less than two years, full-time, in farming operations; or
- (2) Who is an owner-operator of an established farm conducting a substantial farming operation; or
- (3) Who for a substantial period of the individual’s adult life resided on a farm and depended on farm income for a livelihood; or
- (4) Who is an individual who has been a farm tenant or farm laborer or other individual, who has for the two years last preceding the auction obtained the major portion of their income from farming operations; or
- (5) Is an individual with a college degree in agriculture; or
- (6) Is an individual who by reason of ability, experience, and training as a vocational trainee is likely to successfully operate a farm; or
- (7) Who has qualified for and received a commitment for a loan under the Bankhead-Jones Farm Tenant Act as amended, or as may hereafter be amended, for the acquisition of a farm; or
- (8) Who is an individual who is displaced from employment in an agricultural production enterprise; or
- (9) Who is a member of the Hawaii Young Farmer Association or a Future Farmer of America graduate with two years of training with farming projects; or
- (10) Who possesses the qualifications under the new farmer program pursuant to section 155-1(3); or
- (11) Who possesses such other qualifications as the board of land and natural resources may prescribe pursuant to section 171-6 and this section.”

SECTION 2. New statutory material is underscored.<sup>1</sup>

SECTION 3. This Act shall take effect upon its approval.

(Approved May 27, 1982.)

**Note**

1. Edited pursuant to HRS §23G-16.5.