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# A BILL FOR AN ACT

RELATING TO AGRICULTURE.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature supports the department of  
2 agriculture's goal to integrate programs in order to develop  
3 Hawaii's agriculture and food security. Hawaii's agriculture  
4 has transformed from sugar and pineapple to diversified  
5 agriculture and now faces such complexities as diversified  
6 export markets, increased pest pressure, global competitiveness,  
7 sustainability, food safety, food security, and self-  
8 sufficiency. The legislature recognizes that addressing these  
9 issues needs to be a coordinated effort among agricultural,  
10 transportation, and research organizations, as well as other  
11 federal and state agencies working in collaboration with private  
12 sector businesses.

13           The purpose of this Act is to establish the agricultural  
14 development and food security program to encompass all aspects  
15 of agriculture from farm to market. The farm-to-market concept,  
16 although linear, includes interrelationships between private and  
17 public sectors to develop and improve agriculture in the State.



1 The goals of the agricultural development and food security  
2 program are to:

- 3 (1) Position the agricultural industry to be sustainable  
4 and to achieve critical mass;
- 5 (2) Increase availability of locally grown and produced  
6 commodities in the market place;
- 7 (3) Expand agricultural exports to domestic and foreign  
8 markets, and re-establish Hawaii as a global leader in  
9 agriculture and agriculture technologies;
- 10 (4) Develop sustainable practices that ensure self-  
11 sufficiency in crop production; and
- 12 (5) Protect Hawaii's agriculture, environment, and natural  
13 resources.

14 The program will provide an overall direction overseen by  
15 the department of agriculture to develop agriculture in areas  
16 including but not limited to: farm inputs, agricultural  
17 infrastructure, labor, biosecurity, food safety, sustainability,  
18 market development, and research and development. The  
19 department of agriculture is the government agency best  
20 positioned, however not necessarily adequately resourced, to  
21 oversee the development of agriculture, with active  
22 participation from the agricultural industry, transportation



1 industry, the University of Hawaii college of tropical  
2 agriculture and human resources, public and private research  
3 entities, and other federal and state agencies.

4 The concept of farm-to-market impacts areas that are not  
5 solely under the department of agriculture's purview, but  
6 critical to the development of agriculture. These include, but  
7 are not limited to: agricultural lands, water treatment, pest  
8 management programs, food safety, distribution and biosecurity  
9 systems, industry and market development, and policy issues.

10 This Act authorizes the department of agriculture to  
11 develop, coordinate, fund, and integrate new and existing  
12 programs, facilities, and projects in order to promote the  
13 development of agriculture and food security within the State.

14 SECTION 2. Chapter 141, Hawaii Revised Statutes, is  
15 amended by adding two new sections to be appropriately  
16 designated and to read as follows:

17 **"§141- Agricultural development and food security**  
18 **program; establishment.** There shall be established within the  
19 department an agricultural development and food security program  
20 that shall:



- 1        (1) Provide oversight, administration, coordination,  
2            revenue development, and funding to develop Hawaii's  
3            agriculture industry from farm-to-market;
- 4        (2) Interface with private, public-private, and public  
5            organizations and agencies to work toward the goals  
6            and objectives of the agricultural development and  
7            food security program; and
- 8        (3) Comport with other relevant state and federal laws.

9        **§141- Objectives of the agricultural development and**  
10 **food security program.** The objectives of the agricultural  
11 development and food security program shall be to:

- 12        (1) Increase agriculture sustainability and improve the  
13            economic viability of the State's agriculture  
14            industry, including development of data to measure  
15            progress;
- 16        (2) Develop and implement programs to assist farm,  
17            nursery, and livestock production;
- 18        (3) Coordinate, fund, and establish agriculture industry  
19            development programs;
- 20        (4) Develop and implement programs to increase  
21            agricultural exports to domestic and foreign markets;



- 1        (5) Establish Hawaii as a global leader in agriculture and  
2        agriculture technologies;
- 3        (6) Develop and implement concepts and programs to expand  
4        the locally grown share of the State's market;
- 5        (7) Support and assist in developing a farm-to-school  
6        program;
- 7        (8) Develop and implement research and technology transfer  
8        programs for varieties, treatment, pest control,  
9        diagnostics, and farm inputs;
- 10       (9) Support and coordinate with other programs within the  
11       department such as infrastructure development,  
12       biosecurity, and food safety;
- 13       (10) Ensure the product integrity of agricultural  
14       commodities branded as "made in Hawaii" to protect  
15       Hawaii's identity as a producer; and
- 16       (11) Review, coordinate, update, oversee, and comment on  
17       government policies that affect the State's  
18       agriculture and food security."

19       SECTION 3. Section 141-2, Hawaii Revised Statutes, is  
20       amended to read as follows:



1           **"§141-2 Rules.** Subject to chapter 91 the department of  
2 agriculture shall adopt, amend, and repeal rules not  
3 inconsistent with law, for and concerning:

4           (1) The introduction, transportation, and propagation of  
5 trees, shrubs, herbs, and other plants;

6           (2) The quarantine, inspection, fumigation, disinfection,  
7 destruction, or exclusion, either upon introduction  
8 into the State, or at any time or place within the  
9 State, of any nursery-stock, tree, shrub, herb, vine,  
10 cut-flower, cutting, graft, scion, bud, seed, leaf,  
11 root, or rhizome; any nut, fruit, or vegetable; any  
12 grain, cereal, or legume in the natural or raw state;  
13 any moss, hay, straw, dry-grass, or other forage; any  
14 unmanufactured log, limb, or timber; or any other  
15 plant growth or plant product unprocessed or in the  
16 raw state; any sand, soil, or earth; any live bird,  
17 reptile, insect, or other animal, in any stage of  
18 development, that is in addition to the so-called  
19 domestic animals, which are provided for in section  
20 142-2; and any box, barrel, crate, or other containers  
21 in which the articles, substances, or objects have  
22 been transported or contained, and any packing



1 material used in connection therewith, that is or may  
2 be diseased or infested with insects or likely to  
3 assist in the transmission or dissemination of any  
4 insect or plant disease injurious, harmful, or  
5 detrimental, or likely to become injurious, harmful,  
6 or detrimental to the agricultural or horticultural  
7 industries or the forests of the State, or that is or  
8 may be in itself injurious, harmful, or detrimental to  
9 the same (included therein may be rules governing the  
10 transportation of any of the articles, substances, or  
11 objects enumerated above in this section between  
12 different localities on any one of the islands within  
13 the State);

14 (3) The prohibition of importation into the State, from  
15 any or all foreign countries or from other parts of  
16 the United States, or the shipment from one island  
17 within the State to another island therein, or the  
18 transportation from one part or locality of any island  
19 to another part or locality of the same island, of any  
20 specific article, substance, or object or class of  
21 articles, substances, or objects, among those  
22 enumerated above in this section, that is diseased or



1 infested with insects or likely to assist in the  
2 transmission or dissemination of any insect or plant  
3 disease injurious, harmful, or detrimental or likely  
4 to be injurious, harmful, or detrimental to the  
5 agricultural or horticultural industries, or the  
6 forests of the State, or that is or may be in itself  
7 injurious, harmful, or detrimental to the same;

8 (4) The preparation by cargo carriers of manifests of  
9 cargo transported into the State or between islands of  
10 the State and the submission of the manifests to the  
11 department; [~~and~~]

12 (5) The manner in which agricultural product promotion and  
13 research activities may be undertaken, after  
14 coordinating with the agribusiness development  
15 corporation[-]; and

16 (6) The implementation and promotion of the agricultural  
17 development and food security program.

18 All rules adopted under this section shall have the force  
19 and effect of law."

20 SECTION 4. Section 141-10, Hawaii Revised Statutes, is  
21 amended by amending subsection (c) to read as follows:





- 1           "(c) Subject to legislative appropriation, moneys in the  
2 special fund may be expended for the following purposes:
- 3           (1) The awarding of grants to farmers for agricultural  
4 production or processing activity;
- 5           (2) The acquisition of real property for agricultural  
6 production or processing activity;
- 7           (3) The improvement of real property, dams, reservoirs,  
8 irrigation systems, and transportation networks  
9 necessary to promote agricultural production or  
10 processing activity, including investigative studies  
11 to identify and assess necessary improvements to dams,  
12 reservoirs, irrigation systems, and transportation  
13 networks;
- 14           (4) The purchase of equipment necessary for agricultural  
15 production or processing activity;
- 16           (5) The conduct of research on and testing of agricultural  
17 products and markets;
- 18           (6) The funding of agricultural inspector positions within  
19 the department of agriculture;
- 20           (7) The promotion and marketing of agricultural products  
21 grown or raised in the State;
- 22           (8) Water quality testing and improvement; [~~and~~]



1        (9) The promotion and implementation of the agricultural  
2        development and food security program; and  
3        [~~9~~] (10) Any other activity intended to increase  
4        agricultural production or processing that may lead to  
5        reduced importation of food, fodder, or feed from  
6        outside the State."

7        SECTION 5. Statutory material to be repealed is bracketed  
8        and stricken. New statutory material is underscored.

9        SECTION 6. This Act shall take effect on July 1, 2012.



**Report Title:**

Department of Agriculture; Agricultural Development and Food Security Program

**Description:**

Creates an agricultural development and food security program within the department of agriculture. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

