

Honolulu, Hawaii

Feb 17, 2012

RE: H.B. No. 2151
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committees on Agriculture and Economic Revitalization & Business, to which was referred H.B. No. 2151 entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURAL-BASED COMMERCIAL OPERATIONS,"

beg leave to report as follows:

The purpose of this measure is to define agricultural-based commercial operations and authorize agricultural-based commercial operations in agricultural districts.

Kahuku Farms, Kawaihoa Plantation, and two individuals testified in support of this measure. The Department of Agriculture testified in support of the intent of this measure. The Hawaii Farm Bureau Federation and Maui County Farm Bureau testified in support of this measure with amendments. The City and County of Honolulu Department of Planning and Permitting testified in opposition to this measure.

Your Committee respectfully requests that the Committee on Water, Land, & Ocean Resources further examine the possible issues and challenges regarding the installation of solar photovoltaic systems on agricultural lands where there is no potable water.

Your Committees have amended this measure by:

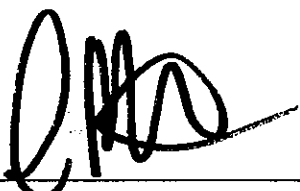
- (1) Further clarifying the definition of "agricultural-based commercial operations";



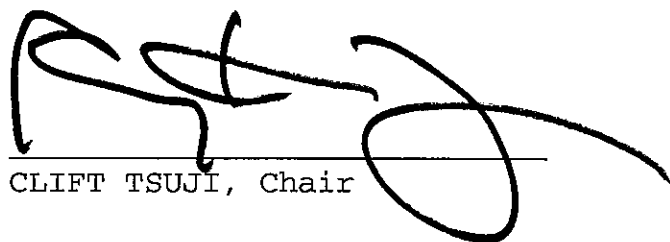
- (2) Inserting an effective date of July 1, 2012, and a sunset date of June 30, 2015; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Agriculture and Economic Revitalization & Business that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2151, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2151, H.D. 1, and be referred to the Committee on Water, Land, & Ocean Resources.

Respectfully submitted on
behalf of the members of the
Committees on Agriculture and
Economic Revitalization &
Business,



ANGUS L.K. MCKELVEY, Chair



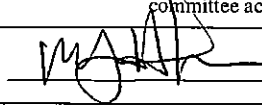
CLIFT TSUJI, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

HSR 588-12

Record of Votes of the Committee on Agriculture

| Bill/Resolution No.: HB 2151 | Committee Referral: AGR/ERB, WLO | Date: 2/3/12 | | |
|---|--|------------------------|----------|----------|
| <input type="checkbox"/> The committee is reconsidering its previous decision on the measure. | | | | |
| The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit) | | | | |
| AGR Members | Ayes | Ayes (WR) | Nays | Excused |
| 1. TSUJI, Clift (C) | ✓ | | | |
| 2. HASHEM, Mark J. (VC) | ✓ | | | |
| 3. AWANA, Karen L. | ✓ | | | |
| 4. BROWER, Tom | ✓ | | | |
| 5. CHOY, Isaac W. | ✓ | | | |
| 6. EVANS, Cindy | ✓ | | | |
| 7. McKELVEY, Angus L.K. | ✓ | | | |
| 8. NISHIMOTO, Scott Y. | | | | ✓ |
| 9. TOKIOKA, James Kunane | | | | ✓ |
| 10. MARUMOTO, Barbara C. | | | | ✓ |
| 11. RIVIERE, Gil | ✓ | | | |
| | | | | |
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| | | | | |
| | | | | |
| TOTAL (11) | 8 | 0 | 0 | 3 |
| The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s) | | | | |
| Vice Chair's or designee's signature:  | | | | |
| Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO | | | | |

