



**GOV. MSG. NO. 1229**

EXECUTIVE CHAMBERS  
HONOLULU

NEIL ABERCROMBIE  
GOVERNOR

June 15, 2012

The Honorable Shan Tsutsui, President  
and Members of the Senate  
Twenty-Sixth State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

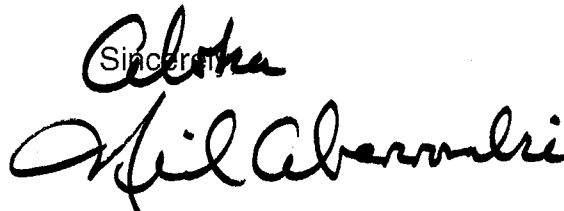
The Honorable Calvin Say, Speaker  
and Members of the House  
Twenty-Sixth State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on June 15, 2012, the following bill was signed into law:

HB1942 HD2 SD2 CD1

RELATING TO AGRICULTURE.  
**Act 127 (12)**

Sincerely,  


NEIL ABERCROMBIE  
Governor, State of Hawaii

Approved by the Governor  
on JUN 15 2012  
HOUSE OF REPRESENTATIVES  
TWENTY-SIXTH LEGISLATURE, 2012  
STATE OF HAWAII

ORIGINAL

ACT 27  
H.B. NO. 1942  
H.D. 2  
S.D. 2  
C.D. 1

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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 finds that the full  
2 implementation of the department of agriculture's electronic  
3 importer manifest program is important. The electronic importer  
4 manifest program provides for the transfer from an importer to  
5 the plant quarantine inspector of data on all commodities of  
6 interest imported by aircraft or ship arrival. This electronic  
7 manifest system is a requirement for the department of  
8 agriculture's transitional facilities program, as the data is  
9 used by the inspector to determine the port and inspection  
10 status of each commodity, thus allowing for the movement of the  
11 selected commodities through the port.

12           The State's integrated technology consultant found  
13 excessive backlogs in agriculture inspections due to the State's  
14 lack of implementation of integrated technologies, as reported  
15 in the *Honolulu Star Advertiser* on September 30, 2011. The  
16 electronic importer manifest system electronically links the  
17 importer's commodities manifest to the plant quarantine branch's  
18 invicta database system.

HB1942 CD1 HMS 2012-3750-1



1 Funding the implementation of the electronic importer  
2 manifest program will:

3 (1) Aid in compliance with the state manifest law, section  
4 150A-5, Hawaii Revised Statutes;

5 (2) Enable inspector data for the plant quarantine  
6 inspectors to continue to be automated;

7 (3) Enable better flow through the ports and reduce harbor  
8 and airport cargo congestion;

9 (4) Promote compliance with the State's biosecurity law,  
10 by allowing performance of produce inspections in food  
11 safe areas;

12 (5) Increase the available data on imported commodities;  
13 and

14 (6) Enable the provision of data to measure food self-  
15 sufficiency and sustainability.

16 The purpose of this Act is to authorize the department of  
17 agriculture to expend funds to fully implement the electronic  
18 importer manifest program in the State and enable the department  
19 of agriculture to reimburse private companies that developed the  
20 program in 2011 and 2012.

21 SECTION 2. Section 150A-4.5, Hawaii Revised Statutes, is  
22 amended by amending subsection (b) to read as follows:



1           "(b) The moneys in the pest inspection, quarantine, and  
2 eradication fund shall be expended by the department for the  
3 operation of biosecurity and pest inspection, quarantine,  
4 eradication, and monitoring programs[7]; the electronic importer  
5 manifest program; related facilities[7]; the execution of  
6 emergency remedial measures when pests are detected in the  
7 course of inspection and quarantine activities by the  
8 department[7]; training of inspectors[7]; education of the  
9 agricultural industry, permit and certificate holders, and the  
10 general public as to import requirements[7]; and for any other  
11 purposes deemed necessary to carry out the purposes of this  
12 chapter. In addition, the moneys shall be expended to  
13 facilitate the processing and issuance of permits and  
14 microorganism import documents and for the operations,  
15 activities, and monitoring of permitted and certified plants,  
16 animals, and microorganisms."

17           SECTION 3. There is appropriated out of the pest  
18 inspection, quarantine, and eradication fund the sum of \$200,000  
19 or so much thereof as may be necessary for fiscal year 2012-2013  
20 to implement the electronic importer manifest program.

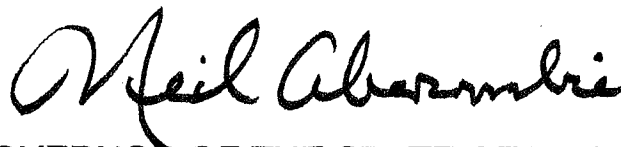
21           The sum appropriated shall be expended by the department of  
22 agriculture for the purposes of this Act.



1 SECTION 4. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect on July 1, 2012.

APPROVED this 15 day of JUN , 2012



GOVERNOR OF THE STATE OF HAWAII

