

STAND. COM. REP. NO.

1216

Honolulu, Hawaii

MAR 23 , 2021

RE: S.B. No. 186  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Agriculture, to which was referred S.B. No. 186, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO RESTRICTIONS ON AGRICULTURAL USES AND ACTIVITIES,"

begs leave to report as follows:

The purpose of this measure is to prohibit the enforcement of a re-recorded homeowners' association restriction if the restriction prohibits bona fide agricultural uses and activities on agricultural lands.

Your Committee received testimony in support of this measure from the Office of Planning, Hawaii Farm Bureau, and Wootens Produce of Kauai. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that it is in the public interest to prohibit restrictive covenants that limit bona fide agricultural uses and activities on agricultural lands, including actions that attempt to circumvent these prohibited covenants.

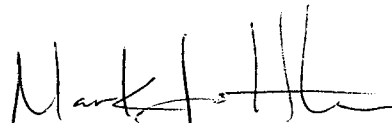
As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B.

2021-2641 SB186 HD1 HSCR HMSO



No. 186, H.D. 1, and recommends that it be referred to your  
Committee on Consumer Protection & Commerce.

Respectfully submitted on  
behalf of the members of the  
Committee on Agriculture,



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MARK J. HASHEM, Chair



Record of Votes of the Committee on Agriculture

<b>Bill/Resolution No.:</b> HB 186, HD 1	<b>Committee Referral:</b> <del>AGR</del> <sup>WR</sup> WAL, <del>AGR</del> <sup>CPC</sup> AGR, CPC	<b>Date:</b> 3/19/21		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input checked="" type="checkbox"/> Pass, unamended (as is) <input 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. HASHEM, Mark J. (C)	✓			
2. PERRUSO, Amy A. (VC)	✓			
3. LOWEN, Nicole E.	✓			
4. MARTEN, Lisa	✓			
5. MATAYOSHI, Scot Z.	✓			
6. TODD, Chris				✓
7. TOKIOKA, James Kunane	✓			
8. MATSUMOTO, Lauren	✓			
<b>TOTAL (8)</b>	7			1
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
<b>Vice Chair's or designee's signature:</b> <u>Amy Perruso</u>				
<b>Distribution:</b> Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				