
A BILL FOR AN ACT

RELATING TO AGRICULTURE.

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

1 SECTION 1. Chapter 165, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§165- Development; farming operations. Nonagricultural
5 development shall not be permitted within feet of
6 the property line of any parcel on which bona fide farming
7 operations have been conducted for at least years prior
8 to the development.

9 For purposes of this section:

10 "Bona fide farming operations" means agricultural activity
11 recognized as such by the department of taxation.

12 Nonagricultural development" means any development of real
13 property for residential, commercial, or industrial purposes, or
14 any infrastructure intended to serve residential, commercial, or
15 industrial development."



1 SECTION 2. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun, before its effective date.

4 SECTION 3. New statutory material is underscored.

5 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Agriculture; Right To Farm

Description:

Prohibits any industrial, commercial, or residential development or infrastructure serving the development within feet from the property line of any parcel on which bona fide farming operations have been conducted for at least years prior to the development. (HB408 HD2)

