



Western States Petroleum Association

House Committee on Agriculture

DATE: Wednesday, March 17, 2010
TIME: 10:00 a.m.
PLACE: Conference Room 312
RE: SB 2523 SD2 Relating to Agricultural Inspections

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I am testifying on behalf of the Western States Petroleum Association (known as WSPA) with comments on SB 2523 SD2, relating to agricultural inspections.

WSPA is a non-profit trade association representing a broad spectrum of petroleum industry companies in Hawaii and five other western states.

WSPA supports the intent of this measure which is to exempt liquid bulk freight from the invasive species fee. The state Department of Agriculture has testified that the exemption is consistent with its understanding of the legislature's original intent when establishing the fee and that liquid bulk freight (e.g. fuel) has not been shown to be significant pest risk pathways. Low risk and legal precedent support retroactive application of the exemption and we therefore request that the bill be amended to retroactively apply the exemption back to the date of the enactment of the fee.

We appreciate the opportunity to comment on this measure.



HAWAII FOOD INDUSTRY ASSOCIATION (HFIA)

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**LATE
Testimony**

Wednesday, March 17, 2010 @ 10am in CR 312

To House Committee on Agriculture
Rep. Clift Tsuji, Chair
Rep. Jessica Wooley, Vice Chair

By: Richard C. Botti, President
Lauren Zirbel, Government Relations

Re: SB 2523 SD2 RELATING TO AGRICULTURAL INSPECTIONS

Chairs & Committee Members:

We do not support exemptions, as this measure falls far short of being fair and equitable. The DOA and the Legislature must view all segments of risk, from gasoline to beer, motor oil to cabbage, and establish a category of risk for each. While all shipments must pay something into the pot, meaning nothing should be exempt, high risk must pay more, while low risk shipments pay less.

This measure as written falls far short of fair and equitable.



Hawaii Farm Bureau
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LATE
Testimony

TESTIMONY

RE: SB2523 SD2 RELATING TO AGRICULTURAL INSPECTIONS

Chair Tsuji and Members of the Committee:

HFBB on behalf of our member commercial farm and ranch families and organizations **supports with serious comment** SB2236 SD2, exempting certain cargo from inspection fees.

The reason for exemption from inspection fees should be based on the risk level. HFBB supports the exemption of pretreated, preinspected cargo that have been reviewed and recognized by HDOA as low risk cargo. **We are in strong opposition of the preamble of the document citing the Agricultural Risk Protection Act of 2000 as the reason for exemption.** This is an attempt to misuse the intent of this measure. The intent of the Risk Protection Act was to protect the United States from invasive species. At the same time, the measure sought to prevent this cautionary measure to be used as an unfair mechanism to block trade. **It was never the intent of this law to prohibit inspections with cause.** Using this law as the basis to exempt cargo from inspection fees goes against the intent of the measure.

We respectfully request your support of this measure **while deleting all references to the Agricultural Risk Protection Act of 2000 as justification for exemptions.** If there are any questions, please call Luella Costales at 8482074. Thank you.