

Honolulu, Hawaii

March 21, 2012

RE: S.B. No. 2354  
S.D. 1  
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 Committee on Agriculture, to which was referred S.B. No. 2354, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURAL COMMODITIES,"

begs leave to report as follows:

The purpose of this measure is to deter theft of agricultural commodities by:

- (1) Specifying ownership verification requirements for sales of agricultural commodities; and
- (2) Strengthening criminal penalties for the failure to maintain a certification of ownership or other written proof of ownership of agricultural commodities.

Hawaii Farm Bureau Federation; Hawaii Aquaculture and Aquaponics Association; Haliimaile Pineapple Company; Hawaii Cattlemen's Council; W.H. Shipman, Limited; and an individual testified in support of this measure. The Department of Agriculture testified in support of the intent of this measure. An individual testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 20, 2020, to facilitate further discussion; and

SB2354 HD1 HSCR AGR HMS 2012-2866



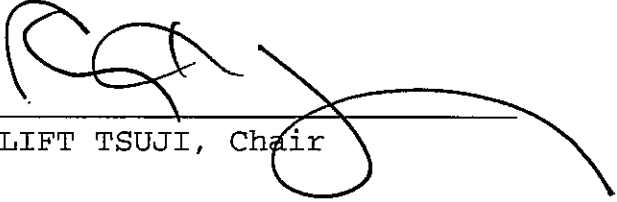
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that the Committee on Judiciary, in its deliberations on this measure, further consider:

- (1) The perspectives and forthcoming input of various law enforcement agencies;
- (2) The advisability of requiring a seller to pay by check only; and
- (3) The advisability of allowing farmers to sell their own products without an ownership and movement certificate.

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. No. 2354, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2354, S.D. 1, H.D. 1, and be referred to the Committee on Judiciary.

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

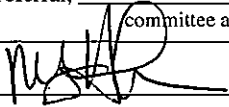
  
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CLIFT TSUJI, Chair



State of Hawaii  
House of Representatives  
The Twenty-sixth Legislature

HSCR 1150-12

Record of Votes of the Committee on Agriculture

Bill/Resolution No.: SB 2354, SD1	Committee Referral: AGR, JUD	Date: 3/14/12		
<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 checked="" 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	✓			
TOTAL (11)	9	0	0	2
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				