

MAR 05 2013

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# SENATE RESOLUTION

SUPPORTING THE RIGHT OF HAWAII'S FARMERS TO SELL THEIR LOCALLY GROWN PRODUCE FREE OF DUPLICATIVE AND UNNECESSARY STATE AND LOCAL RULES AND REGULATIONS.

1           WHEREAS, Hawaii imports approximately eighty-five to ninety  
2 percent of its food supply; and

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4           WHEREAS, with rising fuel costs, it is important for Hawaii  
5 to become more sustainable and self-sufficient with respect to  
6 food security; and

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8           WHEREAS, farmers, particularly small farmers, in Hawaii  
9 already face too many rules and regulatory obstacles that make  
10 it difficult for them to succeed commercially, including  
11 requirements that they obtain temporary food sales permits from  
12 the Department of Health to sell their value-added produce  
13 directly to consumers; and

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15           WHEREAS, the FDA Food Safety Modernization Act, P.L. 111-  
16 353, enacted on January 4, 2011, contains many provisions  
17 designed to significantly increase the oversight of food  
18 processing and food safety, and does not regulate or require  
19 regulation of small farms or oversight of raw or unprocessed  
20 foods; and

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22           WHEREAS, some grocery chains in Hawaii already require  
23 local farmers to conform their operations to meet stringent food  
24 safety certification levels; and

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26           WHEREAS, there is no compelling reason for Hawaii to  
27 require temporary food sales permits when selling value-added  
28 produce directly to consumers or to duplicate or expand any food  
29 processing or food safety rules and regulations beyond those  
30 contained in the FDA Food Safety Modernization Act; now,  
31 therefore,

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33           BE IT RESOLVED by the Senate of the Twenty-seventh  
34 Legislature of the State of Hawaii, Regular Session of 2013,  
35 that this body supports the right of Hawaii's farmers to sell:



# S.R. NO. 37

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- (1) Locally grown value-added foods free of unnecessary additional layers of government oversight, such as food sales permitting requirements;
- (2) Locally grown value-added foods free of state and local rules and regulations that duplicate or expand those contained in the FDA Food Safety Modernization Act; and
- (3) Locally-grown raw or unprocessed food free of state or local government rules and regulations; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be transmitted to the Director of Health, Chairperson of the Board of Agriculture, and Director of Business, Economic Development, and Tourism.

OFFERED BY:

*Paul Puder*  
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*Erzanne G. Almad*

*to*

*Paul*

*Erzanne G. Almad*

*Will Egan*

