

STAND. COM. REP. NO.

125

Honolulu, Hawaii

February 6, 2013

RE: H.B. No. 478  
H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Sir:

Your Committee on Agriculture, to which was referred H.B. No. 478 entitled:

"A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION,"

begs leave to report as follows:

The purpose of this measure is to teach good agricultural practices and provide safe healthy foods at schools by:

- (1) Authorizing the growing of food in school gardens for the school meals program;
- (2) Requiring that the food used in meal programs be inspected and certified as safe by the Department of Agriculture; and
- (3) Authorizing schools to permit nonprofit organizations to establish and administer fresh food distribution services.

Environmental Caucus of the Democratic Party of Hawaii, The Kohala Center and one individual testified in support of this measure. Hawaii Farm Bureau Federation supported the intent of this measure but had concerns about the safety of the food grown in school gardens. The Department of Agriculture submitted comments on this measure. The Department of Education opposed this measure.

HB478 HD1 HSCR AGR HMS 2013-1691

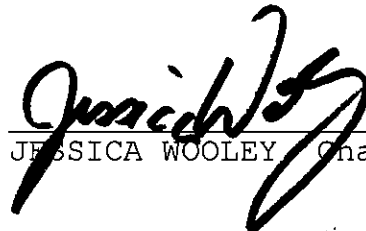


In response to health concerns and potential liability for the Department of Education, your Committee has amended this measure by:

- (1) Limiting the liability of the Department of Education when fresh foods grown in the school garden are incorporated into a school's meals program and comply with sanitation and hygiene standards; and
- (2) Changing its effective date to July 1, 2050, to encourage further discussion.

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 H.B. No. 478, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 478, H.D. 1, and be referred to the Committee on Education.

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

  
\_\_\_\_\_  
JESSICA WOOLEY, Chair



State of Hawaii  
House of Representatives  
The Twenty-seventh Legislature

HSCR 125

Record of Votes of the Committee on Agriculture

Bill/Resolution No.: HB 478 - <del>HB 478</del> <i>rolled</i>		Committee Referral: AGR, EDN, FIN		Date: 01/31/13	
<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 type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)					
AGR Members		Ayes	Ayes (WR)	Nays	Excused
1. WOOLEY, Jessica (C)		✓			
2. ONISHI, Richard H.K. (VC)		✓			
3. BROWER, Tom		✓			
4. CACHOLA, Romy M.					✓
5. CHOY, Isaac W.		✓			
6. OHNO, Takashi			✓		
7. TAKAYAMA, Gregg		✓			
8. TOKIOKA, James Kunane		✓			
9. TSUJI, Clift			✓		
10. CHEAPE, Lauren Kealohilani			✓		
11. WARD, Gene		✓			
TOTAL (11)		7	3	0	1
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: <i>Richard H.K. Onishi</i>					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					