

**SB 2771**

DAVID Y. IGE  
GOVERNOR OF  
HAWAII



SUZANNE D. CASE  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

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FIRST DEPUTY

JEFFREY T. PEARSON, P.E.  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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**Testimony of  
SUZANNE D. CASE  
Chairperson**

**Before the Senate Committees on  
WATER, LAND, AND AGRICULTURE  
and  
ECONOMIC DEVELOPMENT, ENVIRONMENT, AND TECHNOLOGY**

**Friday, February 12, 2016  
2:00 PM  
State Capitol, Conference Room 414**

**In consideration of  
SENATE BILL 2771  
RELATING TO BIOSECURITY**

Senate Bill 2771 proposes to authorize the Hawaii Department of Agriculture (HDOA) to enter into private-public partnerships to implement enhancements to the biosecurity program described in Section 150A-53, Hawaii Revised Statutes. **The Department of Land and Natural Resources (Department) supports this measure.**

The Department recognizes the importance of port-of-entry biosecurity systems and supports opportunities to enhance this system through innovative partnerships. The interagency Hawaii Invasive Species Council (HISC), of which the Department and the HDOA are co-chairs, conducted a stakeholder survey in late 2014 on legislative concepts relating to biosecurity. This survey found that the majority of respondents (78%) supported the concept of utilizing private-public partnerships in enhancing biosecurity systems. Detailed survey responses are available in a summary report from the HISC website, <http://hisc.hawaii.gov>.

The Department appreciates the opportunity to provide these comments.

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**Cc:** [micah.k.munekata@hawaii.gov](mailto:micah.k.munekata@hawaii.gov)  
**Subject:** Submitted testimony for SB2771 on Feb 12, 2016 14:00PM  
**Date:** Thursday, February 11, 2016 2:30:33 PM  
**Attachments:** [SB2771\\_AGR\\_02-12-16\\_WLA-EET.pdf](#)

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**SB2771**

Submitted on: 2/11/2016

Testimony for WLA/EET on Feb 12, 2016 14:00PM in Conference Room 414

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Scott Enright	Hawaii Department of Agriculture	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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COORDINATING GROUP ON  
ALIEN PEST SPECIES

The Senate  
Committee on Water, Land Energy and Agriculture  
Committee on Economic Development, Environment, and Technology  
February 12, 2016  
2:00 p.m., Conference Room 414  
State Capitol

### **Testimony in Support of SB 2771**

Aloha Chairs Gabbard and Wakai, Vice Chairs, and Members of the Committees,

The Coordinating Group on Alien Pest Species (CGAPS) **supports SB 2771**, *Relating to Biosecurity*, which appropriates funds to the Hawai'i Department of Agriculture to expand the maritime cargo electronic manifest system; develop and implement new diagnostics to identify new pests; develop new pesticide and quarantine treatment options to reduce or treat pests; promote local production of imported crops that tend to be high-risk for carrying pests; and conduct related outreach.

The proposed insertion for planning FSMA biosecurity inspection facilities and transitional facilities (150 A-53 (C)) is excellent. However, we note that the costs associated with planning these facilities are not specified as one of the seven project areas which may be funded through this appropriation. Currently, only Kahului Airport has a functional inspection facility, although it was designed and built prior to FSMA, and may not meet those standards. Inspections at Honolulu International Airport are conducted in temporary spaces, in less-than-optimal conditions, with minimal or no climate control to protect against food-spoilage. It is our hope that these important components of the Biosecurity Program can be listed as one of the top priority uses of these funds in future drafts.

We respectfully ask your support SB 2771. Mahalo for your consideration.

Aloha,  
Christy Martin  
CGAPS



**Conservation Council  
for Hawai'i**

*Hawai'i's voice for wildlife*

*Kō Hawai'i leo no nā holoholona lōhiu*



Testimony Submitted to the  
Senate Committee on Water, Land, and Agriculture  
And Senate Committee on Economic Development, Environment, and Technology

Hearing: Friday, February 12, 2016 2 pm  
Conference Room Room 414  
In Support of SB 2771 Relating to Biosecurity

Aloha. The Conservation Council for Hawai'i supports SB 2771, which requires the Department of Agriculture to establish or participate in public-private partnerships to enhance the biosecurity program and quarantine inspection process. Appropriates funds for specified projects.

There has never been enough money to do so, and we see the results of that "penny-wise, but pound-foolish" practice of underfunding invasive species control. We can pay now or pay much more later when invasive species spread.

With all due respect, the State is not doing enough to protect public trust resources from invasive species. We urge you to appropriate a total of at least \$50,000,000 annually to address invasive species in Hawai'i as estimated by the legislative reference bureau study you requested entitled "Filling the Gaps in the Fight Against Invasive Species."

Environmental protection, including watershed management and invasive species control, are of cultural and economic concern; they are not only "environmental issues." As such, these programs should receive the highest level of support.

Here is a photograph of the brown treesnake threatening a young child on Guam. Please kokua and keep this snake and other invasive species from entering Hawai'i!

Please support SB 2771 and appropriate more funding for our biosecurity program. Mahalo nui loa for the opportunity to testify.

Sincerely,

*Marjorie Ziegler*

Marjorie Ziegler



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February 12, 2016

HEARING BEFORE THE  
SENATE COMMITTEE ON WATER, LAND, AND AGRICULTURE  
SENATE COMMITTEE ON ECONOMIC DEVELOPMENT, ENVIRONMENT, AND  
TECHNOLOGY

TESTIMONY ON SB 2771  
RELATING BIOSECURITY

Room 414  
2:00 PM

Aloha Chair Gabbard, Chair Wakai, Vice Chair Nishihara, Vice Chair Slom, and Members of the Committees:

I am Randy Cabral, President of the Hawaii Farm Bureau (HFB). Organized since 1948, the HFB is comprised of 1,900 farm family members statewide, and serves as Hawaii's voice of agriculture to protect, advocate and advance the social, economic and educational interest of our diverse agricultural community.

HFB **supports with comment, SB 2771**, which provides funds and requiring DOA to establish or participate in private-public partnerships to enhance the biosecurity program and quarantine inspection process.

During these days of limited resources, public-private partnerships are important opportunities to provide service and opportunities by government. The Hawaii Association of Conservation Districts is a good example of a public-private partnership that has proven its' value over time. It couples volunteers with State and County resources, accomplishing much more than any of the participating entities could accomplish on their own.

Another example is the vehicle registration and safety check process. Here, regulatory requirements are implemented by private entities but the final regulatory action is done by the police or other publicly hired entity. No confidential business information is involved.

However, the suggested private-public partnership crosses into an unknown arena. The Plant Quarantine requirements discussed in this measure not only regulatory in nature but could also involve business information such as the identity of customers and importers. This proposal is not clear whether the private party is a transportation company or a party that is currently an importer and expanding their operations. If the

party is a transportation company, no problem should exist as they already manage such business information. However, if the party is an importer that is providing additional services to other importers, there is a concern whether private business information giving the provider of services an unfair business advantage will come into play. A discussion and clarification of the kinds of private entities that could enter into this partnership is needed.

(C) Establishing or participating in private-public partnerships to enhance the biosecurity program and quarantine inspection process with on-port and off-port facilities, including inspection and treatment facilities, transitional facilities, and consolidation and deconsolidation facilities; provided that actual **access to shipping documents is limited to shipping companies and HDOA personnel and** inspections shall be performed only by department employees and not private contractors or their employees.

We respectfully respect your support of this important measure while addressing the concern to ensure that confidential business information is protected. We respectfully **urge the passage of HB 2424 with the suggested amendments.** Thank you for this opportunity to comment on this measure.



# Hawaii Floriculture and Nursery Association

Testimony for the Twenty Eighth Legislature, 2016  
State of Hawaii

COMMITTEE ON WATER, LAND AND AGRICULTURE  
Senator Mike Gabbard, Chair  
Senator Clarence K Nishihara, Vice Chair

COMMITTEE ON ECONOMIC DEVELOPMENT, ENVIRONMENT AND TECHNOLOGY  
Senator Glenn Wakai, Chair  
Senator Sam Slom, Vice Chair

FRIDAY FEBRUARY 12, 2016  
2:00 P.M.  
Conference Room 414  
State Capitol  
415 South Beretania Street

A bill for an act  
**SB2771** RELATING TO BIOSECURITY.

My name is Eric S. Tanouye and I am the President for the Hawaii Floriculture and Nursery Association. HFNA is a statewide umbrella organization with approximately 300 members. Our membership is made up with breeders, hybridizers, propagators, growers, shippers, wholesalers, retailers, educators, and the allied industry, which supports our efforts in agriculture.

The Hawaii Floriculture and Nursery Association (HFNA) strongly **SUPPORTS** Senate **Bill 2771**.

A comprehensive implementation of Hawaii's Biosecurity program is an action that is sorely needed and is essential for our industry. HFNA believes that building upon the current, though stalled, Biosecurity System, would be the most effective, cost-efficient and logical approach.

We strongly support this measure because it reaffirms to the Department of Agriculture that the Biosecurity program is vital and is needed to focus on what it was intended to do, which was to establish a **comprehensive prevention system** that would help to stop the entry of invasive species while allowing our agricultural industries to increase levels of self-sufficiency and sustainability.

We also hope to be able to provide input as an industry. As in the past, when we met regularly to discuss issues and worked together on initiatives.



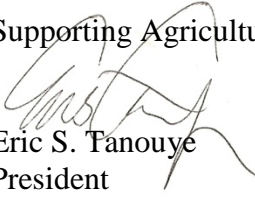


## Hawaii Floriculture and Nursery Association

This is an important and essential program, which has been stalled for too long.

We thank you for your consideration of SB2771. If you have any questions at this time, I would be happy to discuss them and can be reached by phone at 808-959-3535 ext 22, cell 960-1433 and email [eric@greenpointnursery.com](mailto:eric@greenpointnursery.com).

Supporting Agriculture and Hawaii,



Eric S. Tanouye  
President

Hawaii Floriculture and Nursery Association