

Honolulu, Hawaii

FEB 08 2018

RE: S.B. No. 2452

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sir:

Your Committees on Public Safety, Intergovernmental, and Military Affairs and Agriculture and Environment, to which was referred S.B. No. 2452 entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Grant county agencies the implicit right to enter property, with reasonable notice given, to investigate agricultural buildings and structures for violations of and compliance with building code exemption qualifications; and
- (2) Allow the appropriate department or agency to apply for a warrant from the district court commanding any police officer of the circuit to provide sufficient aid and to assist the department or agency in gaining entry onto a property to investigate exempted agricultural buildings for compliance with the building code exemption qualifications in cases where entry to the property is refused.

Your Committees received testimony in support of this measure from the Department of Agriculture; Hawaii Cattlemen's Council, Inc.; Hawaiian Civic Club of Honolulu; Hawai'i Farm Bureau; and Na




Wahine Kunia o Lihue. Your Committees received comments on this measure from the Office of Planning.

Your Committees find that the existence of non-compliant agricultural buildings threatens public health and safety. Existing law establishes specific requirements for agricultural buildings. These requirements exist to ensure appropriate usage in specified areas and to protect the well-being of the public and the land itself. However, your Committees find that there is not a sufficient mechanism in place to allow for the proper inspection of agricultural buildings to ensure that those buildings are in compliance with statutory requirements. This measure addresses the lack of on-site inspection authority of exempted agricultural buildings for appropriate county departments or agencies.

As affirmed by the records of votes of the members of your Committees on Public Safety, Intergovernmental, and Military Affairs and Agriculture and Environment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2452 and recommend that it pass Second Reading and be referred to your Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committees on Public Safety,  
Intergovernmental, and Military  
Affairs and Agriculture and  
Environment,



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MIKE GABBARD, Chair



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CLARENCE K. NISHIHARA, Chair





The Senate  
Twenty-Ninth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Agriculture and Environment**  
**AEN**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2452	PSM/AEN, JDC	2/5/18		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	X			
RIVIERE, Gil (VC)	X			
NISHIHARA, Clarence K.	X			
RHOADS, Karl	X			
RUDERMAN, Russell E.		X		
<b>TOTAL</b>	4	1	0	0
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

\*Only one measure per Record of Votes