

STAND. COM. REP. NO.

2052

Honolulu, Hawaii

FEB 06 2018

RE: S.B. No. 2569

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

Sir:

Your Committee on Agriculture and Environment, to which was referred S.B. No. 2569 entitled:

"A BILL FOR AN ACT RELATING TO PESTICIDES,"

begs leave to report as follows:

The purpose and intent of this measure is to expand the membership and duties of the Pesticide Advisory Committee in accordance with the recommendations of the *Pesticide Use by Large Agribusinesses on Kaua'i* report.

Your Committee received testimony in support of this measure from the Department of Education; Hawai'i Alliance for Progressive Action; Holistic Learning Center of Maui, LLC; Civic Education Council; Hawaiian Civic Club of Honolulu; Hawai'i Center for Food Safety; Beyond Organic Consulting, Inc.; We Are One, Inc.; GMO Free Kauai; Citizens4AHealthierMaui; and seventy-one individuals. Your Committee received testimony in opposition to this measure from the Department of Agriculture; Hawai'i Farm Bureau; Hawaii Crop Improvement Association; Western Plant Health Association; Hawaii Floriculture & Nursery Association; and Hawaii Cattlemen's Council, Inc.

Your Committee finds that Ordinance 960, passed by the County of Kauai in 2013 relating to pesticides and genetically modified organisms, which was overturned in federal court in 2014, contained a provision to create a Joint Fact Finding Group (JFFG) to help address key environmental and public health questions



related to large-scale commercial agriculture entities using pesticides and genetically modified organisms on Kauai. When the ordinance was struck down by the court, the Department of Agriculture and the Kauai County Office of the Mayor contracted an independent public policy group, ACCORD3.0 Network, to facilitate the JFFG project. The JFFG was charged with gathering accurate information on the lands used by the seed companies and Kauai Coffee, their pesticide usage, and evidence of any possible adverse health and environmental impacts.

Your Committee also finds that the JFFG issued its findings and recommendations on May 25, 2016, in a report titled *Pesticide Use by Large Agribusinesses on Kaua'i* (Report) and arrived at the following conclusions regarding health and environmental impacts on the west side of Kauai:

- (1) The Kauai health data examined is very limited and does not show a causal relationship between the pesticides used by the seed companies and health problems found on the west side or any other part of Kauai; and
- (2) There needs to be additional data gathering going forward to continue to demonstrate the impacts, if any, of agricultural pesticide use.

Your Committee further finds that passage of this measure will implement the JFFG's recommendation that the Pesticide Advisory Committee be expanded and its mission broadened to:

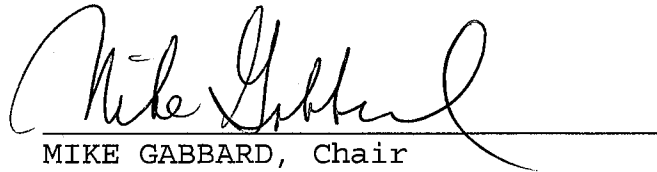
- (1) Carefully establish new state standards for "chronicity" to account for low-level continuous and cumulative exposures to pesticides;
- (2) Undertake a major update of Hawaii's pesticide laws and regulations;
- (3) Revise and expand the Good Neighbor Program; and
- (4) Establish a consistent and data-driven buffer zone policy and use "green screens".

As affirmed by the record of votes of the members of your Committee on Agriculture and Environment that is attached to this



report, your Committee is in accord with the intent and purpose of S.B. No. 2569 and recommends that it pass Second Reading and be referred to your Committee on Ways and Means.

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



MIKE GABBARD, 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 2569	AEN, WAM	2/1/18
<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>	<b>3</b>	<b>0</b>
<b>0</b>	<b>0</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:		
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy		

\*Only one measure per Record of Votes