

STAND. COM. REP. NO.

661

Honolulu, Hawaii

FEB 15 2019

RE: S.B. No. 1353

S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sir:

Your Committees on Agriculture and Environment and Judiciary,  
to which was referred S.B. No. 1353 entitled:

"A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP,"

beg leave to report as follows:

The purpose and intent of this measure is to authorize the  
Department of Agriculture to permanently establish the industrial  
hemp program to license individuals to cultivate industrial hemp  
in the State.

Your Committees received testimony in support of this measure  
from the Department of Agriculture; We Are One, Inc.; Mana Artisan  
Botanics Inc.; Vespucci Collective Inc.; Aina Ho'okupu o Kilauea;  
The Libertarian Party of Hawaii; Hawai'i Center for Food Safety;  
Hawai'i Alliance for Progressive Action; Hawaii Farm Bureau; Hawaii  
Hemp Farmers Association; O'ahu County Committee on Legislative  
Priorities of the Democratic Party of Hawai'i; Beyond Pesticides;  
Our Revolution Hawaii; Aloha Hemp Company; and twelve individuals.  
Your Committees received testimony in opposition from Ho'omanapono  
Political Action Committee. Your Committees received comments on  
this measure from the Department of Budget and Finance and Drug  
Policy Forum of Hawai'i.

Your Committees find that Act 228, Session Laws of Hawaii  
2016, established an industrial hemp pilot program to allow the  
cultivation of industrial hemp and distribution of its seed in



Hawaii through limited activities by licensee-agents of the board of agriculture for purposes of agricultural or academic research. On December 20, 2018, the 2018 Farm Bill was signed into law, which included removal of industrial hemp from the schedule I controlled substance list.

Your Committees therefore find that this legalization of industrial hemp has paved the way for Hawaii to further develop its industrial hemp program.

Your Committees have amended this measure by:

- (1) Inserting contents from the related hemp bill, SB 1335, to require that the Department of Agriculture prepare and submit a proposed State plan to the United States Department of Agriculture to monitor and regulate hemp production in the State;
- (2) Allowing the industrial hemp pilot program to repeal on its intended date of June 30, 2021, instead of repealing the program on July 1, 2019;
- (3) Giving the Department of Agriculture interim rule-making authority that will allow the Department of Agriculture to make necessary changes as the United States Department of Agriculture guidelines are yet to be promulgated;
- (4) Authorizing the Department of Agriculture to set acreage limits and limit the number of licenses issued annually for the industrial hemp program and pilot program;
- (5) Creating certain exemptions to the prohibition on transportation of the resin, flowering tops, and leaves removed from a hemp plant;
- (6) Removing the lifetime felon ban to allow those who have not had a felony in the previous ten years to participate in the industrial hemp program;
- (7) Establishing a separate industrial hemp special fund for the permanent industrial hemp program; and



- (8) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Agriculture and Environment and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1353, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1353, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Agriculture and  
Environment and Judiciary,



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KARL RHOADS, Chair



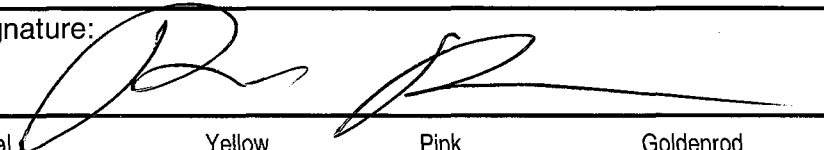
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MIKE GABBARD, Chair



The Senate  
Thirtieth Legislature  
State of Hawai'i

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

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 1353	AEN/JDC, WAM	2-08-19		
<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 type="checkbox"/> Pass, unamended 2312	<input checked="" 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			
RUDERMAN, Russell E. (VC)	X			
RHOADS, Karl	X			
THIELEN, Laura H.	X			
FEVELLA, Kurt				X
<b>TOTAL</b>	4	0	0	1
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

