

Honolulu, Hawaii

FEB 06 2019

RE: S.B. No. 451
S.D. 1

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

Sir:

Your Committee on Agriculture and Environment, to which was referred S.B. No. 451 entitled:

"A BILL FOR AN ACT RELATING TO DAIRY PRODUCERS,"

begs leave to report as follows:

The purpose and intent of this measure is to allow consumers to obtain unpasteurized milk through herdshare agreements, which are private contractual agreements.

Your Committee received testimony in support of this measure from Cloudwater Farm, LLC; and eight individuals. Your Committee received testimony in opposition to this measure from the Department of Health. Your Committee received comments on this measure from the Department of Agriculture and South Mountain Ranch LLC.

Your Committee finds that at least thirty-five states permit some form of sale or distribution of unpasteurized cow, sheep, or goat milk for human consumption, twelve of which permit the sale of unpasteurized milk in retail stores. Recently, demand for local products has increased, including the demand for locally-produced dairy products. Many small local farms have the capability and desire to offer unpasteurized dairy products to consumers that seek locally-produced, unpasteurized dairy products.



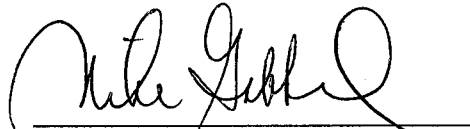
This measure prohibits consumers from selling unpasteurized milk or milk products obtained through a herdshare agreement and producers from publishing any statement pertaining to an endorsement by the Department of Health.

Your Committee heard testimony from the Department of Health on its adamant opposition to this measure from a public health standpoint. Your Committee further acknowledges that there is controversy surrounding the potential sale of raw milk as a business matter and its potential negative health effects. Nonetheless, your Committee finds that this measure should move forward for further discussion at this time.

Your Committee has amended this measure by adding the term "water buffalo" to the definition of a dairy animal to include unpasteurized water buffalo milk products in the subject of this measure.

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. 451, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 451, S.D. 1, and be referred to your Committee on Commerce, Consumer Protection, and Health.

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

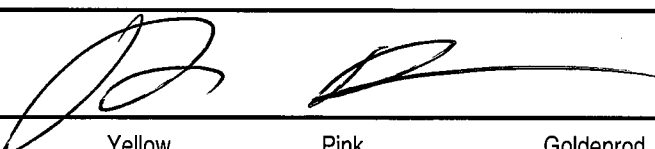


MIKE GABBARD, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Agriculture and Environment
AEN

Bill / Resolution No.:*	Committee Referral:	Date:
SB 451	AEN, CPH	1-30-19
<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	
TOTAL	4	0
Nay	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:		
		
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy		

*Only one measure per Record of Votes