

STAND. COM. REP. NO. 112

Honolulu, Hawaii  
FEB 09 , 2021

RE: H.B. No. 1312  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Higher Education & Technology, to which was referred H.B. No. 1312 entitled:

"A BILL FOR AN ACT RELATING TO INTELLECTUAL PROPERTY,"

begs leave to report as follows:

The purpose of this measure is to require the University of Hawaii to include in certain employment contracts that address intellectual property rights, a condition requiring the employee to make a good faith effort to license or sell intellectual property to a farmer or other agricultural producer with its principal place of business in the State prior to licensing, selling, or attempting to license or sell the intellectual property to an entity with its principal place of business outside the State.

Your Committee received comments on this measure from the University of Hawaii College of Tropical Agriculture and Human Resources and Maui County Farm Bureau.

Your Committee finds that as research and innovation in the agriculture and food industries increase, an awareness of the benefits that the development of intellectual property can have locally has also increased. Your Committee recognizes the importance of intellectual property and intellectual property rights as they relate to research, development, and innovation at

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the University of Hawaii and your Committee believes the State should harness such intellectual property for the betterment of the agricultural industry in our State.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2060, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1312, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1312, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on  
behalf of the members of the  
Committee on Higher Education &  
Technology,



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GREGG TAKAYAMA, Chair



