

**JOSH GREEN, M.D.**  
Governor

**SYLVIA LUKE**  
Lt. Governor



**SHARON HURD**  
Chairperson, Board of Agriculture

**MORRIS M. ATTA**  
Deputy to the Chairperson

State of Hawai'i  
**DEPARTMENT OF AGRICULTURE**  
KA 'OIHANA MAHI'AI  
1428 South King Street  
Honolulu, Hawai'i 96814-2512  
Phone: (808) 973-9600 FAX: (808) 973-9613

**TESTIMONY OF SHARON HURD**  
**CHAIRPERSON, BOARD OF AGRICULTURE**

**BEFORE THE HOUSE**  
**COMMITTEE ON CONSUMER PROTECTION & COMMERCE**

**WEDNESDAY, FEBRUARY 15, 2023**  
**2:00 PM**  
**CONFERENCE ROOM 329 AND VIDEOCONFERENCE**

**HOUSE BILL NO. 1359 HD1**  
**RELATING TO HEMP**

Chairperson Nakashima and Members of the Committee:

Thank you for the opportunity to testify on House Bill 1359 HD1. This measure repeals redundant regulations on hemp production, which will reduce costs for the State and Hawaii farmers. Amends the hemp law in a manner that recognizes the unique constraints of Hawaii farmers, while protecting human health. Allows licensed hemp producers to sell hemp biomass. Requires transparency in labeling of hemp products to identify the percentage of Hawaii-grown hemp or hemp product in all hemp products. Requires and appropriates moneys for the Department of Health to hire or consult a toxicologist or consultant familiar with hemp industry standards for the purpose of setting defined action limits or exposure levels for different types of hemp products. Extends the State's hemp processor law through 7/1/2027. Repeals on 7/1/2027.

The Department of Agriculture supports the labeling requirement to ensure that hemp produced in the State is labeled as Hawaii produced and that hemp produced outside the State is labeled with the appropriate origin and offers the following comments.



Reducing the growing buffer zone from 500 feet to 100 feet near residential dwellings may increase land use conflicts and complaints between licensed hemp growers and established neighbors over noise from fans, light pollution from grow lights, and smells associated with hemp cultivation. These conditions are typically associated with indoor hemp cultivation operations and may be mitigated through engineering solutions or design. While reduced buffer zones may impact those issues between agricultural activity and abutting residential districts, the proposed 100 foot buffer zones for hemp operations appear to conform with such buffers for other nuisance or hazardous activities such as pesticide application.

Hemp geographic origin labeling provides transparency and encourages fair advertising practices for hemp products that are being promoted for sale. The Department supports the labeling requirement to ensure that hemp produced in the State is labeled as Hawaii produced and that hemp produced outside the State is labeled with the appropriate origin, The Department notes, however that enforcement of the requirement may be challenging because it is difficult to determine the authenticity of the origin of the product.

Thank you for the opportunity to testify on this measure.



STATE OF HAWAII  
DEPARTMENT OF HEALTH  
KA 'OIHANA OLAKINO  
P. O. BOX 3378  
HONOLULU, HI 96801-3378  
[doh.testimony@doh.hawaii.gov](mailto:doh.testimony@doh.hawaii.gov)

In reply, please refer to:  
File:

**Testimony COMMENTING on HB1359 HD1  
RELATING TO HEMP**

REPRESENTATIVE MARK M. NAKASHIMA, CHAIR  
HOUSE COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Hearing Date: 2/15/2023

Room Number: CR 325

1 **Fiscal Implications:** This measure will impact the priorities identified in the Governor's  
2 Executive Budget Request for the Department of Health's (Department) appropriations and  
3 personnel priorities.

4 **Department Testimony:** The Department respectfully offers comments on this bill and  
5 supports section 9 extending the sunset date for Chapter 328G, Hawaii Revised Statutes.

6 The U.S. Food and Drug Administration (FDA) requires that packaged food labels  
7 contain serving sizes based on how much food people typically consume and nonprescription  
8 drug labels bear dosage instructions – when, how, and how often to take the product. Hemp  
9 product labels do not contain this type of information that consumers are used to since FDA has  
10 not developed a regulatory regime that effectively oversees the sale of hemp-derived products.  
11 Therefore, the Department does not support “hemp” in foods, beverages, or pet products since it  
12 quantifies the delta-9 THC content on a **dry weight basis**. Using this calculation, a  
13 manufacturer could add 30 doses (150 milligrams) of delta-9 THC into a 50-gram chocolate bar  
14 or 12 doses (60 milligrams) of delta-9 THC to a “snack size” pack of fruits snacks (20 grams).  
15 The National Institute on Drug Abuse established a “standard dose” of THC as 5 milligrams. By  
16 comparison, Hawaii's medical cannabis dispensaries allow 10 milligrams of delta-9 THC per  
17 serving, dose, or single-wrapped item accessible to qualified patients with a valid 329  
18 registration card.

1           The Department is unclear about what a “herb product” (page 9 line 7) means as part of  
2 the “finished hemp product” definition. The Department opposes the sale of any hemp leaf,  
3 hemp floral material, and cannabinoid product used to aerosolize for respiratory delivery routes  
4 intended to be smoked or inhaled. Hemp leaf and hemp floral material could be spiked with  
5 synthetic cannabinoids and the effects are often unpredictable, and, in some cases, more  
6 dangerous or even life-threatening. Although hemp does not contain an intoxicating level of  
7 THC, smoked leaf and floral material contain many of the same toxins and carcinogens found in  
8 tobacco smoke.<sup>1</sup> Also, hemp flower is visually indistinguishable from the cannabis flower, and  
9 allowing the sale of hemp flower will make it virtually impossible to prevent illicit cannabis  
10 sales.

11           The Department defers to the Department of Agriculture, which enforces a similar  
12 Hawaii-Grown Coffee law, to oversee hemp products declaring the percentage of Hawaii grown  
13 hemp and respectfully requests to delete lines 9 to 15, page 18.

14

15

16 **Offered Amendments:**

17

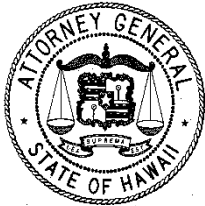
18 Thank you for the opportunity to testify on this measure.

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<sup>1</sup> Moir D, Rickert WS, Levasseur G, et al. A comparison of mainstream and sidestream marijuana and tobacco cigarette smoke produced under two machine smoking conditions. *Chemical Research in Toxicology*. 2008;21(2):494-502.



**TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
KA 'OIHANA O KA LOIO KUHINA  
THIRTY-SECOND LEGISLATURE, 2023**

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**ON THE FOLLOWING MEASURE:**

H.B. NO. 1359, H.D. 1, RELATING TO HEMP.

**BEFORE THE:**

HOUSE COMMITTEE ON CONSUMER PROTECTION AND COMMERCE

**DATE:** Wednesday, February 15, 2023      **TIME:** 2:00 p.m.

**LOCATION:** State Capitol, Room 329

**TESTIFIER(S):** Anne E. Lopez, Attorney General, or  
Jodi K. Yi or Bryan C. Yee, Deputy Attorneys General

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Chair Nakashima and Members of the Committee:

The Department of the Attorney General (Department) offers the following comments on this bill.

The purposes of this bill are to reform state laws regarding hemp in light of federal initiatives by repealing redundant regulations, amending hemp laws, allowing hemp producers to sell hemp biomass, requiring transparency in labeling, appropriating moneys for the Department of Health, and extending the hemp processor law through July 1, 2027, as stated in section 1 on page 2, line 20, to page 3, line 16, of the bill.

In section 142-42(g), Hawaii Revised Statutes (HRS), as amended by section 2 on page 7, line 21, to page 8, line 8, this bill prohibits all penalties for the production of hemp, except for the growing of hemp without a United States Department of Agriculture license. That prohibition appears to be overbroad because it will also prohibit penalties against hemp growers for the illegal use of pesticides or the production of hemp within the buffer established by section 141-42, HRS. We recommend that the wording prohibiting all penalties on page 7, line 21, to page 8, line 8, be deleted.

Thank you for the opportunity to present this testimony.



www.hawaiihempfarmersassociation.org

February 13, 2023

RE: Support HB 1359 with Amendments for Processing and Labeling

Aloha Chair Nakashima and Members of the House Committee on Consumer Protection and Commerce,

Thank you for your continued support of Hawaii Hemp farmers. The Hawaii Hemp Farmers Association, which is composed of Hawaii hemp farmers, processors, and manufacturers, is in support of HB 1359 provided the following amendments are included.

I. Page 13, lines 7-9 Hemp processor registry, paragraph (c)(4), Minimum documentation, Amend wording to align with SB 637, blue highlighted wording is what we would like added to ensure farmers can once again process on their farm as they did prior to fall of 2021.

Documentation that the indoor facility and planned hemp processing operation complies with all zoning ordinances, building codes, and fire codes; **or is an enclosed indoor facility that is a permit-exempt agricultural structure pursuant to section 46-88 or is in an enclosed indoor facility in a food hub or agricultural park;**

II. Page 7, paragraph f, line 13 – 16, Origin labeling – replace wording to align with origin labeling wording of HB 1424 and SB 516. Blue highlighted wording is from HB 1424 and SB 516.

**(d) In addition to all other labeling requirements, the identity statement used for labeling or advertising hemp products shall identify the percentage of Hawaii grown hemp in hemp products; provided that any hemp product containing hemp not grown or processed in Hawaii shall identify the origin and percentage of the hemp from outside Hawaii in the hemp product; provided further that if the hemp product contains hemp from multiple origins, the hemp product shall identify the percentage of hemp origin as "United States" or "Foreign" if the hemp product includes hemp from a source outside of the United States.**

III. Page 18, section J, lines 9 to 15, Origin labeling – replace wording to align with origin labeling wording of HB 1424 and SB 516. Blue highlighted wording is from HB 1424 and SB 516.

(d) In addition to all other labeling requirements, the identity statement used for labeling or advertising hemp products shall identify the percentage of Hawaii grown hemp in hemp products; provided that any hemp product containing hemp not grown or processed in Hawaii shall identify the origin and percentage of the hemp from outside Hawaii in the hemp product; provided further that if the hemp product contains hemp from multiple origins, the hemp product shall identify the percentage of hemp origin as "United States" or "Foreign" if the hemp product includes hemp from a source outside of the United States.

It is critical this bill is amended to allow hemp processing in enclosed indoor facilities that are agricultural buildings or structures that are permit-exempt pursuant to HRS 46-88 or are in an enclosed indoor facility in a food hub or agricultural park.

Without this amendment, hemp processing will continue to be at almost at a standstill in Hawaii. Many crops are washed, dried, or processed in ag buildings per HRS 46-88. Until fall of 2021, farmers processed hemp on their farms with no incident in these agricultural buildings. This amendment reinstates an unintentional farmer exclusion from processing.

Without this amendment, most farmers will never be able to process their hemp on their farm and that is the only feasible option for most farmers because processing fees are high and there is only one registered processor that is fee-for-service in the state. Shipping costs are prohibitive and results in extra processing expenses for the farmer not only because of the shipping costs but because humidity control is lost in shipping and drying costs are then charged by processors.

Also, the labeling amendments we are requesting align this bill with the industry supported hemp product labeling bills HB 1424 and SB 516.

Mahalo for your time and consideration.

Respectfully,

*Gail Byrne Baber*

Gail Byrne Baber

President and Farmer

*Ray Maki*

Ray Maki

Co-Vice President and Farmer

*Brittany Neal*

Brittany Neal

Co-Vice President and Farmer

**HB-1359-HD-1**

Submitted on: 2/14/2023 1:29:38 PM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Judiah McRoberts	Kauai Hemp Company	Support	Remotely Via Zoom

Comments:

Bill #HB 1359 Relating to Hemp

Testimony from Judiah McRoberts

Dear Committee chairs and members,

Thank you so much for allowing me to testify in support of this bill.

My name is Judiah McRoberts and I am the President at Kauai Hemp Co. I've been in this position for two and have worked diligently to support our company in creating, communicating and implementing the organization's vision, mission and overall direction.

I support this bill—in its original draft—for many reasons, including the following:

1. Currently, legislation and DOH regulations have strangled Hawaii's hemp industry, while allowing for non-compliant mainland hemp businesses to flourish. HB1395 amendment to reassess the federal standard for delta-9 in hemp products would be the nail in the coffin for our industry.
2. Without HB1359 in its original form, our industry might limp along for another few years. Currently, there are less than 20 acres of hemp planted in Hawaii even though there are almost 100 hemp licenses in the state. That means that within 3 years, almost no one who was interested in growing hemp is still in production. The industry is in its last gasps unless you save it.
3. Current law is killing compliant local producers while lack of regulation allows mainland businesses to flourish. Without HB1359 legalizing hemp biomass, food, and beverage



products Hawaii consumers will continue to buy these products from mainland producers since there is no regulation of non-compliant sellers.

4. Defining and protecting Hawaii CBD products allows consumers to “buy local” and supports our island industry.

This bill in its original form will allow Hawaii’s hemp industry to stay alive and will be its best chance to grow and flourish.

Please support HB1359!

Thank you so much for the opportunity to testify.

Judiah McRoberts RN

**HB-1359-HD-1**

Submitted on: 2/14/2023 10:31:56 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Susan Shaheen Mulkern	Mulkern Landscaping & Nursery	Support	Written Testimony Only

Comments:

Aloha,

Please vote in support of this bill that allows our agricultural hemp industry to function again. Unfortunately the rule change had an unintentional consequence that no longer allows farmers to process their product.

Thank you for considering my request.

Respectfully,

Susan & Kevin Mulkern

**HB-1359-HD-1**

Submitted on: 2/14/2023 10:32:24 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

Submitted By	Organization	Testifier Position	Testify
Megan Talley Womble	Hemp Solutions Kauai	Support	Written Testimony Only

Comments:

Aloha,

Thank you for the opportunity to submit testimony in strong support of HB1359 **with amendments**. I have worked in the hemp and cannabis industry in this state for over 7 years. Formerly, I was a founder of Omao Lands and Omao Labs DBA Kauai Hemp Company. I was integral in planning, developing, building and executing Hawaii's first vertically integrated CBD manufacturer. Currently, my business revolves around the production of hemp fiber, hurd, and grain and building the appropriate facilities and infrastructure to support manufacturing.

I support all measures set forth in HB 1359, and would go a step further in asking that farmers be allowed to process hemp in food hubs, agricultural parks, and agricultural buildings. Hemp is a commodity crop and should be treated as such. Overregulation stifles innovation.

Providing expanded access to production facilities continues to level the playing field for farmers, due to the fact that developing a dedicated processing facility and associated infrastructure is a multi-million dollar project. I know. I've done it and am doing it again.

Accessibility equals more opportunity in all sectors of the hemp industry.

Thank you for your time.

Megan Talley Womble

**HB-1359-HD-1**

Submitted on: 2/14/2023 11:34:16 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Maile Walters	Kauai Hemp Co.	Support	Written Testimony Only

Comments:

**Bill #HB 1359 Relating to Hemp**

**Testimony from Maile Walters**

**Dear Committee chairs and members,**

**Thank you so much for allowing me to testify in support of this bill.**

**My name is Maile Walters and I am Director of Compliance at Kauai Hemp Co. I've been in this position for 2 years and have worked diligently to support our company in being compliant with state and federal rules and regulations.**

**I support this bill—in its original draft—for many reasons, including the following:**

- 1. Currently, legislation and DOH regulations have strangled Hawaii's hemp industry, while allowing for non-compliant mainland hemp businesses to flourish. HB1395 amendment to reassess the federal standard for delta-9 in hemp products would be the nail in the coffin for our industry.**
- 2. Without HB1359 in its original form, our industry might limp along for another few years. Currently, there are less than 20 acres of hemp planted in Hawaii even though there are almost 100 hemp licenses in the state. That means that within 3 years, almost no one who was interested in growing hemp is still in production. The industry is in its last gasps unless you save it.**
- 3. Current law is killing compliant local producers while lack of regulation allows mainland businesses to flourish. Without HB1359 legalizing hemp biomass, food,**

**and beverage products Hawaii consumers will continue to buy these products from mainland producers since there is no regulation of non-compliant sellers.**

- 4. Defining and protecting Hawaii CBD products allows consumers to “buy local” and supports our island industry.**

**Working in compliance in the hemp industry for two years has increased my passion for farming industries in Hawaii. Our company is very committed to compliance and I work diligently to make sure we are doing everything in our power to be compliant. This bill will clarify and strengthen our ability to be compliant while growing our industry and bolstering farming in Hawaii.**

**Please support HB1359!**

**Thank you so much for the opportunity to testify.**

Bill #HB 1359 Relating to Hemp  
Testimony from Isabella Sherman

Dear Committee chairs and members,

Thank you so much for allowing me to testify in support of this bill.

My name is Isabella Sherman and I am the Vice President at Kauai Hemp Co. I've been in this position for about two years and together with the rest of our team, have worked very hard to support our company in complying with all state and federal rules and regulations pertaining to hemp.

I support this bill for many reasons, including the following:

1. It will allow Hawaii to grow our hemp industry by removing the requirement of needing a growing license in order to manufacture hemp products. At this point, it's almost impossible to be in compliance unless you are a farmer AND a manufacturer.
2. Increasing the allowed products will bolster the market and give consumers what they want.
3. Defining and protecting Hawaii CBD products allows consumers to "buy local" and supports our growing industry.

Working in the hemp industry for the past couple of years has increased my passion for the diversification and support of local farming ventures in Hawaii. Our company is very committed to compliance and our team works diligently to make sure we are doing everything in our power to be compliant. This bill will clarify and strengthen our ability to be compliant while growing our industry and bolstering farming in Hawaii.

Please support HB1359!

Thank you so much for the opportunity to testify.

TO: Chair, Vice Chair, and members

FROM: Robert Bence Hawai'i Sustainable Farms

DATE: 2/12/2023

RE: Strong Support HEMP (HB 1359) HD1

Apologies my farm kept me distracted today and barely missed the 24 hour zoom testimonies sign up deadline. The buffer zones seem to violate my legal rights as a licensed farmer to grow on the land I own and that my USDA contact said the where to grow would be regulated by the USDA. If Hawai'i had a state hemp growing program that could limit growing with the buffer zone but as we our under the USDA all hemp growing including the buffer zone should be under the USDA jurisdiction.

Also the Hawai'i Right to Farm Act should make this buffer zone aspect of the Act 14 hemp law null. The buffer zones are so large the majority of farms in Hawai'i can't grow any hemp and the production of hemp is not intrinsically offensive in any way.

I am a local, disabled, diversified farmer growing on family lands, in Kula, purchased with help from a UDSA direct farm mortgage and in Waimanalo as part of a partnership on state lease land. Farming full-time since graduation of UH Mānoa with BBA. I am passionate about growing food and hemp. The buffer zone, movement and other double regulations will hopefully be addressed by the new members of this legislature, the governor and are excellent new head of the HDOA as these barriers to farming are addressed through the same already existing laws for any nuisance operation as the vast majority of the people support this sustainable crop.

Also again, I was told by USDA AMS contact that the state doesn't control growing so in their opinion the buffer zone aspects of the current law seem to violate both the USDA jurisdiction over growing and the state's Right to Farm Act so although not in this measure. Is there anything to eliminate that buffer provision of the current bill on ag lands? It would increase production and allow for more sustainable crop rotation.

Appreciate your help.

Mahalo

Robert Bence  
Hawai'i Sustainable Farms  
PO Box 901353  
Kula, HI 96790  
1-808-298-9228  
Robert@HawaiiSustainable.com

**HB-1359-HD-1**

Submitted on: 2/14/2023 11:16:59 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
MICHELE WEINHOUSE	Individual	Support	Written Testimony Only

Comments:

As a new farmer on Lāna‘i, Kapua's Farm Lāna‘i, I am in support of HB1359. Please reinstate an unintentional farmer exclusion from processing hemp so that hemp farmers can make a viable living once again.



**HB-1359-HD-1**

Submitted on: 2/13/2023 10:42:56 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Andrew Crossland	Individual	Support	Written Testimony Only

Comments:

I support this Bill.

**HB-1359-HD-1**

Submitted on: 2/14/2023 9:04:17 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Tamara Swift	Individual	Support	Written Testimony Only

Comments:

HB 1359 amends the Hawaii hemp law in a manner that recognizes the unique constraints of Hawaii farmers, while protecting human health. HB 1359 needs to be amended to allow farmers to process hemp in food hubs, agricultural parks, and agricultural buildings and structures defined per HRS 46-88.

**HB-1359-HD-1**

Submitted on: 2/14/2023 9:28:53 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Lucrezia	Individual	Support	Written Testimony Only

Comments:

To Whom it May Concern.

I ask you to help expand farmers' possibilities of production, for the sake of our success and for food security and for the decrease of importation and its ecological strain. Please support 1359 and all other bills that are moves toward these goals.

Thank you.

Lucrezia Oddie, Maui farmer

**HB-1359-HD-1**

Submitted on: 2/14/2023 9:51:43 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Lisa Parker	Individual	Support	Written Testimony Only

Comments:

Hemp is a high-value crop that has the potential to bring significant and diverse revenues to Hawaii, the industry has been stymied because of factors including limited market access and overregulation of production and processing, which have driven Hawaii hemp farmers out of business, made Hawaii hemp farmers noncompetitive, and created challenges for hemp building, housing, and biofuel projects. Hawaii is the only state in the country that regulates hemp farming at the state level but also asked for regulation by the United States Department of Agriculture. The Departments of health and agriculture have worked to be responsive to changing federal and state hemp regulations. Creation of a task force will provide a forum for regular interactions among the Hawaii hemp industry and experts to help to identify data that will facilitate the implementation of policy and save agency time and resources.

Mahalo

**HB-1359-HD-1**

Submitted on: 2/14/2023 11:56:56 AM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Robert ZUckerman	Individual	Support	Written Testimony Only

Comments:

I support the amendment of this bill that will support the farmers.

**HB-1359-HD-1**

Submitted on: 2/14/2023 12:07:17 PM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Carolyn Witcover	Individual	Support	Written Testimony Only

Comments:

I strongly support HB 1359 which needs to be amended to allow farmers to process hemp in food hubs, agricultural parks, and agricultural buildings and structures defined per HRS 46-88.

Until fall of 2021, farmers processed hemp on their farms with no incident in various agricultural buildings. This amendment reinstates an unintentional farmer exclusion from processing. Without this amendment, most farmers will never be able to process their hemp on their farm and that is the only feasible option for most farmers because there is only one registered processor that is fee-for-service in the state and many farmers can't afford their fees. Additionally, shipping costs are prohibitive and results in extra processing expenses for the farmer not only because of the shipping costs but because humidity control is lost in shipping and drying costs are then charged by processors.

**HB-1359-HD-1**

Submitted on: 2/14/2023 12:32:06 PM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Clarence Baber	Individual	Support	Written Testimony Only

Comments:

Aloha,

Please amend HB 1359 to allow farmers to process hemp in food hubs, agricultural parks, and on their farm per HRS 46-88, which allows the use of ag buildings and structures less than 1,000 square feet and one-story, etc. Farmers can't afford to pay large processors to process their hemp. Before Sept 2021, farmers processed on their farms in ag exempt buildings per HRS 46-88 with no incident. The exclusion of ag buildings was an accidental oversight during rule making.

Thank you for your consideration and support of farmers.

Sincerely,

Clarence A. Baber

**HB-1359-HD-1**

Submitted on: 2/14/2023 1:05:13 PM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Barbara Barry	Individual	Support	Written Testimony Only

Comments:

Aloha,

Please pass Hb 1359 with amendments.

Please make it work for Hemp farmers in Hawai'i to use the buildings they were able to use prior to them being left out in the fall of 2021

Mahalo,



**HB-1359-HD-1**

Submitted on: 2/14/2023 3:16:45 PM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Scott Crawford	Individual	Support	Written Testimony Only

Comments:

I encourage your support for HB1359 as practical, common sense updates to support hemp farmers and the hemp industry in Hawaii.

**KURT R. BOSSHARD**

ATTORNEY AT LAW  
3144 ELUA STREET  
LIHUE, HAWAII 96766  
TELEPHONE: 808-245-5302  
FAX: 808-245-8929  
EMAIL: [kboss@aloha.net](mailto:kboss@aloha.net)

February 14, 2023

Re: HB 1359 Relating to Hemp  
Testimony from Kurt Bosshard

Committee Chairs and Members:

Thank you for allowing me to testify in support of this bill.

I was a Consultant for Kauai Hemp Co. for approximately three years and have worked diligently to support the Hawaii Hemp Industry since 2018.

I support HB 1359 in its original draft for many reasons, including the following:

1. Currently, legislation and the Department of Health regulations have strangled Hawaii's hemp industry, while allowing for non-compliant mainland hemp businesses to flourish. HB 1359 amendment to reassess the federal standard for delta-9 in hemp products would be the nail in the coffin for our industry.

2. Without HB 1359 in its original form, our industry might limp along for another few years. Currently, there are less than 20 acres of hemp planted in Hawaii even though there are almost 100 hemp licenses in the state. That means that within three years, almost no one who was interested in growing hemp is still in production. The industry is in its last gasps unless you save it.

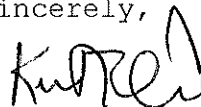
3. Current law is killing compliant local producers while lack of regulation allows Mainland businesses to flourish. Without HB 1359 legalizing hemp biomass, food, and beverage products, Hawaii consumers will continued to buy these products from Mainland producers since there is no regulation of non-compliant sellers.

4. Defining and protecting Hawaii CBD products allow consumers to "buy local" and supports our island industry.

This Bill in its original form will allow Hawaii's hemp industry to stay alive and will be its best chance to grows and flourish.

Please support HB 1359. Thank you for your consideration of the foregoing.

Sincerely,



KURT BOSSHARD

**HB-1359-HD-1**

Submitted on: 2/14/2023 6:23:24 PM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kevin Mulkern	Individual	Support	Written Testimony Only

Comments:

Please simplify the rules and support farming in the state of Hawaii.

honor Cynthia Thielen

Kevin j Mulkern

808 396 6595

**HB-1359-HD-1**

Submitted on: 2/14/2023 9:11:06 PM

Testimony for CPC on 2/15/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Raphiell Nolin	Individual	Support	Written Testimony Only

Comments:

I strongly support hb1359