

STAND. COM. REP. NO. **3013**

Honolulu, Hawaii

MAR 01 2024

RE: S.B. No. 3237
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred S.B. No. 3237, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURE,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Facilitate the control and eradication of invasive species and pests;
- (2) Establish a plant nursery licensing program;
- (3) Require the Department of Agriculture to designate certain species as pests for control or eradication;
- (4) Impose certain limits on imports and transportation; and
- (5) Update the method by which the Department of Agriculture's noxious weed list is updated.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, one member of the Hawai'i County Council, 'Ahahui o nā Kauka, Kua'āina Ulu 'Auamo, Conservation Council for Hawai'i, Boys and Girls Club of Hawaii, Sierra Club of Hawai'i, Livable Hawaii Kai Hui, Coordinating Group on Alien Pest Species, Council for Native Hawaiian Advancement,



Ahahui Mālama I Ka Lokahi, Hawaii Environmental Restoration, Ka Ohana O Na Pua, and sixty individuals.

Your Committees received testimony in opposition to this measure from the Department of Agriculture; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one individual.

Your Committees received comments on this measure from the Department of the Attorney General, Big Island Invasive Species Committee, Hawai'i Forest Industry Association, Hawai'i Farm Bureau, and one individual.

Your Committees find that the State has one of the highest levels of endemism in both its native animals and plants, encompassing one of the highest levels of biodiversity in the world. However, the presence of invasive plant and animal species threatens native ecosystems and has contributed to a significant loss of endemic birds, plant species, and other organisms. Due to the State's geographic isolation, many plant and animal species have not evolved adaptations to new threats, including invasive species. Therefore, this measure strengthens the State's regulation on imported plant species to prioritize natural resource management and protection of native species.

Your Committees acknowledge the legitimate concerns raised by the Department of the Attorney General and the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, regarding amendments that are needed to ensure passage through the legislative process. Accordingly, your Committees respectfully request subsequent Committees to address this concern.

Your Committees have amended this measure by:

- (1) Inserting an effective date of April 14, 2112, to encourage further discussion; and
- (2) 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 Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and



purpose of S.B. No. 3237, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 3237, S.D. 2.

Respectfully submitted on behalf of the members of the Committees on Judiciary and Ways and Means,


DONOVAN M. DELA CRUZ, Chair


KARL RHOADS, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

**Record of Votes
 Committee on Judiciary
 JDC**

Bill / Resolution No.:*	Committee Referral:	Date:
SB 3237 SDI	AEN/TCA, JDC/WAM	03/01/24

The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
GABBARD, Mike (VC)	✓			
ELEFANTE, Brandon J.C.	✓			
SAN BUENAVENTURA, Joy A.	✓			
AWA, Brenton	✓			
TOTAL	5	—	—	—

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:

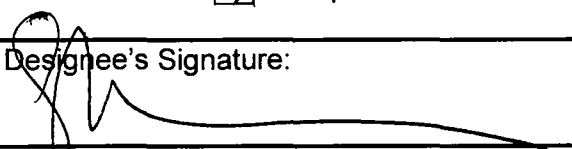

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*Only one measure per Record of Votes

The Senate
Thirty-Second Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 3237, SD1	AEN/ICA, JDC/WAM	3/1/24		
<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
DELA CRUZ, Donovan M. (C)	X			
MORIWAKI, Sharon Y. (VC)	X			
AQUINO, Henry J.C.	X			
DECOITE, Lynn	X			
HASHIMOTO, Troy N.	X			
INOUYE, Lorraine R.		X		
KANUHA, Dru Mamo				X
KIDANI, Michelle N.	X			
KIM, Donna Mercado	X			
LEE, Chris	X			
SHIMABUKURO, Maile S.L.				X
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
TOTAL	10	1	0	2
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				

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