

AGENDA
BOARD OF AGRICULTURE MEETING

Date: June 20, 2017
Time: 9:00 a.m.
Location: Plant Quarantine Conference Room
1849 Auiki Street
Honolulu, Hawaii 96819

- I. CALL TO ORDER
- II. APPROVAL OF MINUTES FROM 3/14/17 and 4/25/17 MEETING
- III. COMMENTS FROM THE GENERAL PUBLIC ON AGENDA ITEMS (ORAL OR WRITTEN)
- IV. INTRODUCTIONS
- V. COMMUNICATIONS FROM DIVISIONS AND ADMINISTRATION
 - A. AGRICULTURAL LOAN DIVISION
 1. Request for Approval of One (1) Direct New Farmer Loan to Kenderson Koonyut Caspillo.
 2. Request for Approval of One (1) Water Infrastructure Loan to Kunia Water Association, Inc.
 - B. AGRICULTURAL RESOURCE MANAGEMENT DIVISION
 1. Request for Consent to Assignment of General Lease No. S-4795, Eberlii Tropicals, Inc., Assignor; Smart Direct, LLC, Assignee; TMK 3rd Div/1-5-116:032, Lot No. 05, Pahoia Agricultural Park, Phase II, Keonepoku Iki, Puna, Island of Hawaii
 2. Request for Approval to Sublease between the Hamakua Agricultural Cooperative, Lessee/Sublessor, and Yuri Zhuraw, Sublessee; General Lease No. S-5553, TMK: 3rd Div/4-3-003:004 (por); Lot No. 20, Opihilala & Hauola, and Kaunamanu Homesteads, Hamakua, Island of Hawaii
 3. Request for Consent to Assignment of General Lease No. S-4790; Fred Soriano, Assignor; Soriano Farm, Inc., Assignee; TMK: 3rd Div/8-8-004:010, Lot No. 10, Papa Homesteads, Papa 1st, South Kona, Island of Hawaii
 4. Request for Consent to Assignment of General Lease No. S-6021; John Amphone, Bounlay Amphonephong, and Sountone Amphonephong, Assignor, to HI Koko Farms, LLC, Assignee; TMK: 1st Div/5-6-006:049, Lot No. 21, Kahuku Agricultural Park, Koolauloa, Kahuku, Island of Oahu
 5. Request for Approval of Transfer of Membership of Syngenta Hawaii, LLC, and Amendment of General Lease No. S-4654; TMK: 4th Div/1-2-002:035, Kekaha, Waimea, Island of Kauai
 6. Request for Approval to Issue Revocable Permit to Michael Fernandes; TMK: 4th Div/4-1-009:005 & 006, Portion of Government Lands of Wailua, Kawaihau, Island of Kauai

7. Certification of Acreage Assessments for the Honokaa-Paauilo, Kahuku, Molokai, Waimanalo, and Waimea Irrigation Systems, 2018 Fiscal Year

C. QUALITY ASSURANCE DIVISION

1. Request for (1) acceptance of the minutes of the public hearings, (2) adoption of Chapter 4-161, Hawaii Administrative Rules, entitled, "Hawaii-Grown Industrial Hemp" which:
 1. Establishes definitions for the chapter, including but not limited to, definitions of applicant, industrial hemp, licensed land area, seed cultivar, and variety.
 2. Specifies the requirements for a license for the production of industrial hemp, including licensing fees, and the term of the license.
 3. Requires an applicant to submit pre-planting, planting, harvest, and movement reports. Identifies the information needed on each report.
 4. Identifies the duties of the licensee, including but not limited to, providing accurate and up to date information, operating in a lawful manner, indemnifying the State of Hawaii, allowing access, inspections, and sampling, remitting all fees and expenses when due, narrowly adhering to the research focus of the industrial hemp pilot program, providing a research report and other required reports, properly disposing of non-compliant plants, and using best management practices.
 5. Specifies the inspection, sampling, and testing requirements of industrial hemp, the related fees, and the handling of product when a sample is found with a greater tetrahydrocannabinol concentration than allowed by law.
 6. Sets forth violations and penalty provisions.
 7. Allows for a licensee's income or profit from the disposition of its hemp, provided that the licensee properly reports on the movement, sale, or exchange of its hemp.
 8. Allows a licensee to request a waiver to the revocation or suspension of its license if a sample is found with a greater tetrahydrocannabinol concentration than allowed by law, if the crop is destroyed or utilized in a manner approved by the Department of Agriculture.

The proposed rules are available for review in person at the following Department of Agriculture offices during business hours of 7:45 a.m. to 4:30 p.m., Monday to Friday.

Honolulu	1851 Auiki Street, Honolulu, HI 96819	Phone - 832-0700
Hilo	75 Aupuni Street, Hilo, HI 96720	Phone - 974-6514
Kona	82-6130 Mamalahoa Hwy, Captain Cook, HI	Phone - 323-7590
Maui	635 Mua Street, Kahului, HI 96732	Phone - 873-3554
Kauai	4398A Pua Loke St., Lihue, HI 96766	Phone - 241-7133

Copies may also be reviewed or downloaded at the Department of Agriculture website at hdoa.hawaii.gov/meetings-reports/.

VI. OLD BUSINESS

None.

VII. NEW BUSINESS

None.

VIII. ADJOURNMENT OF REGULAR MEETING

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*The Board may go into Executive Session pursuant to exceptions provided under Section 92-5, Hawaii Revised Statutes (HRS), including to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities, pursuant to Section 92-5(4), HRS.*

*Those persons desiring to submit written testimony may do so via postal mail to the BOA Chairperson's Office at 1428 S. King Street, Honolulu, HI 96814-2512; via fax to the BOA Chairperson at (808) 973-9613 or via e-mail to [HDOA.BOARD.TESTIMONY@HAWAII.GOV](mailto:HDOA.BOARD.TESTIMONY@HAWAII.GOV). Please include the word "testimony" and the subject matter following the address line. Those persons desiring to present oral testimony at the BOA meeting are requested to register with staff prior to the convening of the meeting. If possible, submit 14 copies of the written testimony to staff prior to the meeting.*

**NOTE: MATERIALS FOR THIS AGENDA WILL BE AVAILABLE FOR REVIEW IN THE BOA CHAIRPERSON'S OFFICE, 1428 S. KING STREET, HONOLULU, HAWAII, ON AND AFTER THURSDAY, 6/15/17.**