## A BILL FOR AN ACT

RELATING TO GENETICALLY MODIFIED TARO.

#### BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1	SECTION 1. Title 11, Hawaii Revised Statutes, is amended
2	by adding a new chapter to be appropriately designated and to
3	read as follows:
4	"CHAPTER
5	GENETICALLY MODIFIED TARO
6	S -1 Genetically modified taro; moratorium. (a) No
7	genetically modified taro shall be tested, propagated,
8	cultivated, raised, or grown in the state, including
9	environmentally secure facilities.
10	(b) A person that tests, propagates, cultivates, raises,
11	or grows genetically modified taro shall be civilly liable for
12	damages that result from this activity. Damages shall include
13	but are not limited to adverse effects on other crops, on the
14	health of individuals exposed to the genetically modified taro,
15	and on the environment.
16	(c) The department of agriculture shall establish rules to
17	enforce this section.
18	(d) As used in this section:

HB HMS 2007-1093

# H.B. NO. 1049

1 "Environmentally secure facility" means an enclosed 2 facility, such as a laboratory or greenhouse, in which 3 precautions exist to prevent the exchange of genetic material 4 between genetically modified crops and non-genetically modified 5 crops. 6 "Genetically modified" means alterations to a life form or 7 its living progeny at the nucleic acid level, using the 8 techniques collectively referred to as recombinant DNA 9 technology. 10 "Person" means an individual, corporation, partnership, 11 limited liability company, or any other legal entity. "Recombinant DNA technology" means the transfer of genes, 12 13 regulatory sequences, or nucleic acid between hosts by the use 14 of vectors or laboratory manipulations and includes the insertion, excision, duplication, inactivation, or relocation of 15 16 specific genes, regulatory sequences, or sections of nucleic acid. This term does not apply to material or an organism 17 18 developed exclusively through traditional methods of breeding,

hybridization, or nondirected mutagenesis."

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1 SECTION 2. This Act shall take effect on July 1, 2007, and

2 shall be repealed on June 30, 2017.

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INTRODUCED BY: Mele Carroll

JAN 2 2 2007

### Report Title:

Genetically Modified Taro; Prohibition

#### Description:

Temporarily prohibits the growing and testing of genetically modified taro.

