

JAN 19 2007

A BILL FOR AN ACT

RELATING TO GENETIC ENGINEERING.

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

1 SECTION 1. The Hawaii Revised Statutes is amended by
2 adding a new chapter to be appropriately designated and to read
3 as follows:

4 **"CHAPTER**

5 **GENETIC ENGINEERING OF NON-FOOD MATERIALS**

6 § -1 **Definitions.** Whenever used in this chapter:

7 "Animal feed" means an article intended for use as a food
8 for animals and not for humans as a source of nutrients in the
9 diet of the animal. The term is not limited to a mixture
10 intended to be the sole ration of the animal.

11 "Food" means consumable material used for food or drink for
12 humans, chewing gum, and items used for components of any such
13 consumable material.

14 "Genetic engineering" means the artificial insertion of
15 foreign genetic material into an organism.

16 § -2 **General powers.** The department of agriculture may:



- 1 (1) Regulate the genetic engineering of non-food
- 2 materials;
- 3 (2) Investigate all matters relating to genetic
- 4 engineering of non-food materials; and
- 5 (3) Adopt rules in accordance with chapter 91 necessary to
- 6 carry out this chapter and enforce all rules.

7 § -3 **Prohibition.** The following acts shall be
8 prohibited:

- 9 (1) The genetic engineering of drugs, industrial
- 10 chemicals, or other non-food materials into crops or
- 11 livestock normally used as food or animal feed; and
- 12 (2) The production, transport, or release in the State of
- 13 food or animal feed crops or livestock genetically
- 14 engineered to contain or produce drugs, industrial
- 15 chemicals, or other non-food materials.

16 § -4 **Remedies; criminal and civil penalties.** (a) The
17 board of agriculture may institute any action that may be
18 necessary to enforce compliance with this chapter.

19 (b) Any person who violates this chapter shall be guilty
20 of a misdemeanor; provided that any fine imposed shall be not
21 less than \$250 or more than \$1,000.



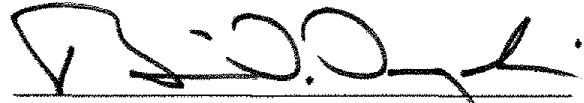
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1 (c) The board of agriculture, after notice and opportunity
2 for hearing, may fine any person who violates this chapter or
3 any rule adopted under this chapter, not less than \$250 or more
4 than \$1,000 for each separate offense. "Any action taken to
5 impose or collect the penalty provided for in this subsection
6 shall be considered a civil action."

7 SECTION 2. This Act shall take effect upon its approval.

8

INTRODUCED BY:


by request



Report Title:

Genetic Engineering; Non-food Materials; Prohibition

Description:

Prohibits the use of food crops for the genetic engineering of drugs, industrial chemicals, and other non-good materials.

