
A BILL FOR AN ACT

RELATING TO FOOD LABELING.

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

1 SECTION 1. Chapter 328, Hawaii Revised Statutes, is
2 amended by adding two new sections to be appropriately
3 designated and to read as follows:

4 "**§328-A** **Illness caused by fish or fish products**
5 **misbranding; penalties.** (a) Any person whose misbranding of
6 fish or fish products in violation of section 328-6 results in
7 the illness of a consumer of the product shall be fined a
8 minimum of \$1,000 for a first offense, a minimum of \$2,500 for a
9 second offense, and a minimum of \$3,500 for a third offense.

10 Any fines collected under this section shall be deposited into
11 the food misbranding special fund established by section 328-B.

12 (b) The penalties under this section are in addition to
13 any other penalties provided by law.

14 "**§328-B** **Food misbranding special fund.** There is
15 established the food misbranding special fund to be administered
16 by the department and into which shall be deposited:

17 (1) Legislative appropriations to the special fund;



- 1 (2) All moneys received by the department from fines
- 2 imposed under section 328-A;
- 3 (3) All interest earned or accrued on moneys deposited in
- 4 the special fund shall become part of the special
- 5 fund; and
- 6 (4) Any other moneys made available to the fund.

7 Moneys in the special fund shall be expended to cover all costs
 8 associated with carrying out the purpose of section 328-A."

9 SECTION 2. This Act does not affect rights and duties that
 10 matured, penalties that were incurred, and proceedings that were
 11 begun before its effective date.

12 SECTION 3. In codifying the new sections added by section
 13 1 of this Act, the revisor of statutes shall substitute
 14 appropriate section numbers for the letters used in designating
 15 the new sections in this Act.

16 SECTION 4. New statutory material is underscored.

17 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY: John M. Pappas
Calvin K. Day
By [Signature]



Report Title:

Fish Labeling; Fines; Special Fund

Description:

Provides penalties for the misbranding of fish or fish products that result in consumer illness. Creates the food misbranding special fund to support Department of Health inspectors investigating incidents of fish or fish products misbranding.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

