

JAN 24 2013

S.B. NO. 934

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# A BILL FOR AN ACT

RELATING TO HEALTH.

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

1           SECTION 1. The legislature finds that genetically  
2 engineered food products may be harmful to human health. The  
3 purpose of this Act is to prohibit the sale, offering for sale,  
4 or distribution of food products that are genetically  
5 engineered, unless the food product is labeled as genetically  
6 engineered.

7           SECTION 2. Chapter 328, Hawaii Revised Statutes, is  
8 amended by adding a new section to be appropriately designated  
9 and to read as follows:

10           "§328-       Genetically engineered material; labeling  
11 requirement. (a) Beginning July 1, 2014, no genetically  
12 engineered food product shall be sold, offered for sale, or  
13 distributed in the State unless it bears the following statement  
14 in a conspicuous place on the packaging of the food product:

15           "THIS PRODUCT CONTAINS A GENETICALLY ENGINEERED FOOD  
16 PRODUCT, WHICH MAY BE HARMFUL TO HUMAN HEALTH."

17           (b) As used in this section:



1        "Food product" means any raw or processed material, or any  
2 combination of raw and processed material, that is intended for  
3 human consumption.

4        "Genetically engineered food product" includes any food  
5 product that has been:

6        (1) Altered at the nucleic-acid level using the techniques  
7 collectively referred to as recombinant  
8 deoxyribonucleic acid technology; or

9        (2) Developed through sexual or asexual reproduction, or  
10 both, involving an organism that has been altered at  
11 the nucleic acid level using recombinant  
12 deoxyribonucleic acid technology, if it possesses the  
13 characteristics intentionally brought about by the  
14 original alteration.

15        (c) This section shall not apply to:

16        (1) Food that is served in restaurants or other  
17 establishments in which food is served for immediate  
18 human consumption; or

19        (2) Medical food, as defined in section 346-67.

20        (d) Any person who violates this section, or any rule  
21 adopted pursuant to this section, shall be fined not more than  
22 \$10,000 for each offense. Each date of violation shall



1 constitute a separate offense. Any action taken to impose or  
 2 collect the penalty provided for in this subsection shall be  
 3 considered a civil action.

4 (e) The director of health shall adopt rules pursuant to  
 5 chapter 91 that are necessary to effectuate the purposes of this  
 6 section, including rules for the testing of foods to determine  
 7 whether the food is a genetically engineered food product."

8 SECTION 3. New statutory material is underscored.

9 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: John Bull

Paul Pugh

Matthew

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# S.B. NO. 934

**Report Title:**

Food Labeling; Genetically Engineered Food Products; Health

**Description:**

Beginning 7/1/14, requires genetically engineered food products that are sold, offered for sale, or distributed in this State to be labeled as such, with certain exceptions. Defines "genetically engineered food product." Establishes penalties for violations.

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

