

JAN 24 2013

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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 genetically engineered food products in the  
5 State beginning January 1, 2014.

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

9           "§328-    Genetically engineered material. (a) Beginning  
10 January 1, 2014, no genetically engineered food product shall be  
11 sold, offered for sale, or distributed in the State.

12           (b) As used in this section:

13           "Food product" means any raw or processed material, or any  
14 combination of raw and processed material, that is intended for  
15 human consumption.

16           "Genetically engineered food product" includes any food  
17 product that has been:



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

4       (2) Developed through sexual or asexual reproduction, or  
5       both, involving an organism that has been altered at  
6       the nucleic acid level using recombinant  
7       deoxyribonucleic acid technology, if it possesses the  
8       characteristics intentionally brought about by the  
9       original alteration.

10       (c) This section shall not apply to:

11       (1) Food that is served in restaurants or other  
12       establishments in which food is served for immediate  
13       human consumption; or

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

15       (d) Any person who violates this section, or any rule  
16       adopted pursuant to this section, shall be fined not more than  
17       \$10,000 for each offense. Each date of violation shall  
18       constitute a separate offense. Any action taken to impose or  
19       collect the penalty provided for in this subsection shall be  
20       considered a civil action.

21       (e) The director of health shall adopt rules pursuant to  
22       chapter 91 that are necessary to effectuate the purposes of this



1 section, including rules for the testing of foods to determine  
2 whether the food is a genetically engineered food product."

3 SECTION 3. New statutory material is underscored.

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

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INTRODUCED BY: John Brown

Russell P. ...  
...

**Report Title:**

Genetically Engineered Food Products; Prohibition; Health

**Description:**

Prohibits genetically engineered food products from being sold or distributed in the State, beginning 1/1/14.

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

