

- 1 (1) In vitro nucleic acid techniques, including
2 recombinant deoxyribonucleic acid or ribonucleic acid
3 techniques that use vector systems; techniques
4 involving the direct introduction into the organism of
5 hereditary materials prepared outside the organisms,
6 such as micro-injection, macro-injection,
7 chemoporation, electroporation, micro-encapsulation,
8 and liposome fusion; and the direct injection of
9 nucleic acid into cells or organelles; or
10 (2) Fusion of cells, including protoplast fusion, or
11 hybridization techniques that overcome natural
12 physiological, reproductive, or recombination
13 barriers, where the donor cells/protoplasts do not
14 fall within the same taxonomic family, in a way that
15 does not occur by natural multiplication or natural
16 recombination.

17 "Label" means the same as defined under section 328-2.

18 "Organism" means any biological entity capable of
19 replication, reproduction, or transferring genetic material.

20 § -B "Not genetically engineered" or "does not include a
21 genetically engineered ingredient" food; permitted labeling.

22 (a) Food offered for retail sale may have a label stating that



1 the food is "not genetically engineered" or "does not include a
2 genetically engineered ingredient" if the statement is true.

3 (b) The food label authorized by this section shall be
4 displayed in accordance with section 328-8.

5 (c) Food offered for retail sale with a label falsely
6 stating that the food is "not genetically engineered" or "does
7 not include a genetically engineered ingredient" shall be a
8 violation of this section.

9 § -C **Injunctive relief.** (a) Any person or public
10 agency may bring a civil action in any circuit court of
11 competent jurisdiction for injunctive relief to prevent or
12 terminate any violation of section -B.

13 (b) The circuit court, in its discretion, may award, to a
14 prevailing person or public agency, reasonable attorney's fees
15 and costs for investigating and prosecuting the action."

16 SECTION 3. In codifying the new sections added by section
17 2 of this Act, the revisor of statutes shall substitute
18 appropriate section numbers for the letters used in designating
19 the new sections in this Act.



H.B. NO. 631

Report Title:

Food Labeling; "Not Genetically Engineered", "Does Not Include a Genetically Engineered Ingredient"

Description:

Authorizes display on qualified food offered for retail sale a label stating "not genetically engineered" or "does not include a genetically engineered ingredient" if the statement is true. Makes an untrue statement a violation. Allows any person or public agency to seek an injunction to prevent or terminate a violation.

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