

ACT 139

An Act Relating to Flowers and Foliage, Redefining Commercial Exporter and Providing for Labeling.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 22-26.2, Revised Laws of Hawaii 1955, as amended, is hereby amended by amending the definition of "commerical exporter" set forth in such section to read as follows :

"'Commercial exporter' means any person who exports or causes to be exported from the State of Hawaii: (1) any fresh or processed flowers or foliage to a wholesaler or retailer for sale or resale or for distribution for commercial promotional purposes, or (2) any fresh or processed flowers or foliage as a gift for subsequent sale or resale."

SECTION 2. Section 22-26.3, Revised Laws of Hawaii 1955, as amended, is hereby amended to read as follows :

"Section 22-26.3. Rules and regulations. The board shall have the necessary powers to carry out and effectuate the purposes of this part, including the following :

To establish, prescribe, modify or alter, by rules and regulations, which shall have the force and effect of law, grades, standards and classifications for fresh and processed flowers and foliage, and minimum requirements for fresh and processed flowers and foliage destined for shipment by commercial exporters to points outside, and minimum requirements for containers, packing, materials, methods of packing and requirements for labeling to be used in packaging fresh and processed flowers and foliage destined for shipment by commercial exporters to points outside the State.

The board in establishing such rules and regulations shall consult with appropriate state and federal agencies and with any appropriate industry or trade organization. The grades, standards, classifications, minimum requirements for flowers and foliage and requirements for containers, packing material, methods of packing and labeling shall be on the basis of what the board may deem best suited to the agricultural, horticultural, or other interests of the State."

SECTION 3. This Act shall take effect upon its approval.

(Approved July 5, 1961.) **S.B. 813.**
