
A BILL FOR AN ACT

RELATING TO AGRICULTURE.

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

1 SECTION 1. Chapter 184, Hawaii Revised Statutes, is
2 amended by adding a new section part V to be appropriately
3 designated and to read as follows:

4 "§148- Production within the State. Seals of quality
5 may be applied only to:

6 (1) Fresh agricultural products that have been produced
7 entirely within the State; and

8 (2) Value-added processed agricultural and food products
9 for which the primary agricultural product has been
10 produced entirely within the State;

11 provided that this section shall not prohibit the lawful use of
12 seals of quality for which the department granted a license
13 prior to the effective date of this Act."

14 SECTION 2. Section 148-63, Hawaii Revised Statutes, is
15 amended to read as follows:



1 "[§]§148-63[§] Rules. Subject to chapter 91, the
2 department of agriculture shall adopt rules, as necessary, with
3 respect to:

4 (1) Definition of terms;

5 (2) The design of the seals of quality for identifying
6 fresh or processed agricultural commodities that are
7 produced within the State;

8 (3) The categories of fresh or processed agricultural
9 commodities that are eligible to use the seals of
10 quality;

11 (4) The minimum quality of fresh or processed agricultural
12 commodities that are eligible to use the seals of
13 quality;

14 (5) The minimum per cent of wholesale value added within
15 the State to qualify for use of the seals of
16 quality[+], in accordance with section 148-___;

17 (6) Minimum packaging and labeling requirements for fresh
18 or processed agricultural commodities using a seal of
19 quality;



(7) Application forms for the license to use the seals of quality and the information required to be included on the application forms;

(8) Assessment and collection of license fees for the use of the seals of quality to cover the costs of providing the service;

(9) Assessment and collection of charges for stickers, placards, and other promotional materials provided by the department of agriculture;

(10) Provisions for the appropriate use of seals of quality, including use in advertisements;

(11) Record keeping requirements for parties licensed to use the seals of quality;

(12) Administrative penalties for violation of this part; and

(13) Enforcement of this part."

SECTION 3. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

SECTION 4. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.



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

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INTRODUCED BY: Nicole E. Loren

JAN 26 2015



H.B. NO. 755

Report Title:

Seals of Quality; Production Within State

Description:

Codifies the requirement under section 4-135-1, HAR, that seals of quality may be used only for fresh agricultural products produced entirely within the State and value added processed agricultural and food products for which the primary agricultural product has been produced entirely within the State. Grandfathers existing licenses for use of the seals.

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

