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# A BILL FOR AN ACT

RELATING TO COFFEE LABELING.

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

1       SECTION 1. The legislature finds that, despite recent  
2 amendments to existing laws on coffee labeling and advertising,  
3 further amendments are necessary to avoid confusion regarding  
4 foreign-grown coffee that is processed within the State.

5       Therefore, the purpose of this Act is to support Hawaii's  
6 coffee growers by clarifying the existing laws on the labeling  
7 and advertising of certain coffee products and make necessary  
8 distinctions between the definitions of "geographic origin" and  
9 "regional origin".

10      SECTION 2. Section 486-120.6, Hawaii Revised Statutes, is  
11 amended as follows:

12      1. By amending subsections (a) and (b) to read:  
13      "(a) In addition to all other labeling requirements, the  
14 identity statement used for labeling or advertising roasted  
15 coffee, instant coffee, or ready-to-drink coffee beverages  
16 produced in whole or in part from Hawaii-grown and Hawaii-



1 processed green coffee beans shall meet the following  
2 requirements:

3 (1) For roasted coffee, instant coffee, or ready-to-drink  
4 coffee beverages that contain one hundred per cent  
5 Hawaii-grown and Hawaii-processed coffee by weight,  
6 the identity statement shall consist of either:

7 (A) One hundred per cent geographic origin. The  
8 geographic origin of the Hawaii-grown and Hawaii-  
9 processed coffee, in coffee consisting of beans  
10 from only one geographic origin, followed by the  
11 word "Coffee"; provided that the geographic  
12 origin may be immediately preceded by the term  
13 "100%"; or

14 (B) Blend of geographic origins. The per cent coffee  
15 by weight of one of the Hawaii-grown and Hawaii-  
16 processed coffees, used in coffee consisting of  
17 beans from several geographic origins, followed  
18 by the geographic origin of the weight-specified  
19 coffee and the terms "Coffee" and "All Hawaiian";

20 (2) For roasted coffee, instant coffee, or ready-to-drink  
21 coffee beverages consisting of a blend of one or more



1       Hawaii-grown and Hawaii-processed coffees, not less  
2       than the minimum per cent coffee by weight required  
3       under subsection (d) (2), and coffee not grown or  
4       processed in Hawaii, the per cent coffee by weight of  
5       one of the Hawaii-grown and Hawaii-processed coffees  
6       used in the blend, followed by the geographic origin  
7       of the weight-specified coffee and the term "Coffee  
8       Blend"; and

- 9       (3) Each word or character in the identity statement shall  
10       be of the same type size and shall be contiguous. The  
11       smallest letter or character of the identity statement  
12       on packages of sixteen ounces or less net weight shall  
13       be at least one and one-half times the type size  
14       required under federal law for the statement of net  
15       weight or three-sixteenths of an inch in height,  
16       whichever is smaller. The smallest letter or  
17       character of the identity statement on packages of  
18       greater than sixteen ounces net weight shall be at  
19       least one and one-half times the type size required  
20       under federal law for the statement of net weight.  
21       The identity statement shall be conspicuously



1 displayed without any intervening material in a  
2 position above the statement of net weight. Upper and  
3 lower case letters may be used interchangeably in the  
4 identity statement.

5 (b) A listing of the geographic origins of the various  
6 Hawaii-grown and Hawaii-processed coffees and the regional  
7 origins of the various coffees not grown or processed in Hawaii  
8 that are included in a blend under subsection (a)(2) shall be  
9 shown on the label. This list shall consist of the term  
10 "Contains:", followed by, in descending order of per cent coffee  
11 by weight and separated by commas, the respective geographic  
12 origin or regional origin of the various coffees in the blend.  
13 Each geographic origin or regional origin shall be preceded by  
14 the per cent coffee by weight represented by that geographic  
15 origin or regional origin, expressed as a number followed by the  
16 per cent sign. In place of separate listings of regional  
17 origins of coffee not grown or processed in Hawaii in the blend,  
18 the list may include the words "Foreign-grown Coffee", preceded  
19 by the per cent coffee by weight in the blend. The type size  
20 used for this list shall be no less than half that of the



1 identity statement. This list shall appear below the identity  
2 statement on the front panel of the label."

3 2. By amending subsection (g) to read:

4 "(g) As used in this section:

5 "Geographic origin" means the geographic regions in which  
6 Hawaii-grown green coffee beans are produced, as defined in  
7 rules adopted under chapter 147; provided that the term  
8 "Hawaiian" may be substituted for the geographic origin  
9 "Hawaii".

10 "Per cent coffee by weight" means the percentage calculated  
11 by dividing the weight in pounds of roasted green coffee beans  
12 of one geographic or regional origin used in a production run of  
13 roasted coffee, instant coffee, or ready-to-drink coffee  
14 beverages by the total weight in pounds of the roasted green  
15 coffee beans used in that production run of roasted coffee,  
16 instant coffee, or ready-to-drink coffee beverages, and  
17 multiplying the quotient by one hundred.

18 "Ready-to-drink coffee beverage" means a prepackaged  
19 beverage that consists of or includes coffee and is sold in a  
20 prepared form that can be immediately consumed upon purchase.



1 "Ready-to-drink coffee beverage" does not include made-to-order  
2 beverages.

3 "Regional origin" means any coffee growing region of the  
4 world, except those in the State, where green coffee beans are  
5 grown and processed."

6 SECTION 3. New statutory material is underscored.

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



**Report Title:**

Consumer Protection; Coffee Labeling; Geographic Origins;  
Regional Origins

**Description:**

Clarifies the labeling and advertising requirements for coffee that is grown and processed in the State. Defines regional origin. (SD1)

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