

# A BILL FOR AN ACT

RELATING TO LEI.

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

1 SECTION 1. The legislature finds that the lei is an  
2 important cultural, social, and economic expression of Hawaii  
3 and Native Hawaiian traditions. Lei made using a wide variety  
4 of plant materials, flowers, seeds, shells, and other natural or  
5 cultural components, are worn and shared in ceremonies,  
6 celebrations, and daily life throughout the State.

7       The legislature further finds that the growing  
8       commercialization of lei and lei materials has led to increased  
9       use of imported plant materials and manufactured components that  
10      are marketed using Hawaiian language, imagery, and place names,  
11      which may mislead consumers and undermine local growers, lei  
12      makers, and cultural practitioners.

**13** Accordingly, the purpose of this Act is to:

14 (1) Require and establish benchmarks for each state  
15 executive agency to ensure that a certain percentage  
16 of lei purchased by that executive agency consists of  
17 lei made entirely of natural objects and plant



1                   materials grown, harvested, and assembled in the  
2                   State; and

3                   (2) Establish labeling requirements for lei and lei  
4                   materials.

5                   SECTION 2. Chapter 103D, Hawaii Revised Statutes, is  
6                   amended by adding a new section to part IV to be appropriately  
7                   designated and to read as follows:

8                   "§103D- Lei; material grown, harvested, or assembled  
9                   outside of the State; purchasing requirements. (a) Each state  
10                   executive agency shall ensure that:

11                   (1) By December 31, 2032, per cent of lei purchased;  
12                   (2) By December 31, 2037, per cent of lei purchased;

13                   and

14                   (3) By December 31, 2042, per cent of lei purchased,  
15                   shall be made entirely of natural objects and plant materials  
16                   grown, harvested, and assembled in the State.

17                   (b) Beginning , no state executive agency shall  
18                   purchase any lei containing plant material grown and harvested  
19                   outside of the State.



1           (c) This section shall apply to any purchase of lei made  
2       by a state executive agency, including small purchases made  
3       under section 103D-305.

4           (d) For the purposes of this section:

5           "Plant materials" includes but is not limited to leaves,  
6       ferns, flowers, vines, and seeds.

7           "State executive agency" means any department, office,  
8       board, or commission of the State, including any  
9       administratively attached bodies."

10          SECTION 3. Chapter 486, Hawaii Revised Statutes, is  
11        amended by adding a new section to part V to be appropriately  
12        designated and to read as follows:

13          "§486- Lei; lei materials; labeling requirements;  
14        documentation; penalties. (a) No person shall keep, offer,  
15        display or expose for sale, or solicit for the sale of any lei  
16        or lei materials that are labeled with the term "Hawaii Grown",  
17        or any variation of that term, unless at least ninety per cent  
18        of the lei or lei materials were cultivated or harvested within  
19        the State.

20          (b) No person shall keep, offer, display or expose for  
21        sale, or solicit the sale of, any lei that is labeled with the



1 term "Hawaii Made" unless the lei meets the requirements of  
2 section 201-3.5.

3 (c) A person who keeps, offers, displays or exposes for  
4 sale, or solicits the sale of any lei or lei materials labeled  
5 with the terms "Hawaii Grown" or "Hawaii Made", or any variation  
6 of these terms, shall provide documentation demonstrating  
7 compliance with the labeling requirements of this section to the  
8 administrator upon request.

9 (d) A person or the department may bring an action for  
10 injunctive relief against a person who is not in compliance with  
11 the requirements of this section.

12 (e) Any person who violates this section shall be subject  
13 to penalties imposed pursuant to section 486-32.

14 (f) For the purposes of this section, "lei" means a  
15 garland, wreath, or ornament traditionally worn or presented,  
16 made from plant materials, including but not limited to leaves,  
17 ferns, flowers, vines, and seeds; natural objects, including  
18 shells; or manufactured components."

19 SECTION 4. This Act does not affect rights and duties that  
20 matured, penalties that were incurred, and proceedings that were  
21 begun before its effective date.



1 SECTION 5. New statutory material is underscored.

2 SECTION 6. This Act shall take effect on July 1, 3000.



**Report Title:**

Procurement; Lei; Benchmarks; Lei Materials; Labeling Requirements; Penalties

**Description:**

Requires and establishes benchmarks for each state executive agency to ensure that a certain percentage of lei purchased by that executive agency consists of lei made entirely of natural objects and plant materials grown, harvested, and assembled in the State. Establishes labeling requirements for lei and lei materials. Effective 7/1/3000. (HD1)

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

