
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 leaves, ferns, flowers, vines,
6 and seeds.

7 "State executive agency" means any department, office,
8 board, or commission of the executive branch of the State,
9 including any 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 the direct material costs
18 of plant materials and natural objects, including shells, that
19 were cultivated or harvested within the State comprise at least
20 ninety per cent of the total direct material costs of the lei or
21 lei materials.



1 (b) No person shall display or expose for sale, or solicit
2 the sale of, any lei or lei materials unless the geographic
3 origin of each plant material and natural object, including
4 shells, is disclosed.

5 For purposes of this subsection, "geographic origin" means
6 a state or territory of the United States or a foreign country.

7 (c) No person shall keep, offer, display or expose for
8 sale, or solicit the sale of, any lei or lei materials that is
9 labeled with the term "Hawaii Made" unless the lei meets the
10 requirements of section 201-3.5.

11 (d) A person who keeps, offers, displays or exposes for
12 sale, or solicits the sale of any lei or lei materials labeled
13 with the terms "Hawaii Grown" or "Hawaii Made", or any variation
14 of these terms, shall provide documentation demonstrating
15 compliance with the labeling requirements of this section to the
16 administrator upon request.

17 (e) A person or the department may bring an action for
18 injunctive relief against a person who is not in compliance with
19 the requirements of this section.

20 (f) Any person who violates this section shall be subject
21 to penalties imposed pursuant to section 486-32.



1 (g) For the purposes of this section, "lei" means a
2 garland, wreath, or ornament traditionally worn or presented,
3 made from plant materials, including but not limited to leaves,
4 ferns, flowers, vines, and seeds; natural objects, including
5 shells; or manufactured components."

6 SECTION 4. This Act does not affect rights and duties that
7 matured, penalties that were incurred, and proceedings that were
8 begun before its effective date.

9 SECTION 5. New statutory material is underscored.

10 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. Requires the disclosure of the geographic origin for the plant materials and natural objects that comprise a lei or lei materials. Effective 7/1/3000. (HD2)

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

