

ACT 248

H.B. NO. 1582

A Bill for an Act Relating to Meat Inspection.

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

SECTION 1. Section 159-3, Hawaii Revised Statutes, is amended by deleting the definition “animal food manufacturer”.

[““Animal food manufacturer” means any person engaged in the business of manufacturing or processing animal food derived wholly or in part from carcasses or parts or products of the carcasses of cattle, sheep, swine, goats, horses, mules, other equines, or exotic animals.”]

SECTION 2. Section 159-11, Hawaii Revised Statutes, is amended to read as follows:

“§159-11 **Certificate of sanitation.** (a) The board may issue certificates of sanitation to slaughterhouses[,] and meat processors[, and animal food manufacturers] which are subject to this chapter and which meet minimum sanitary specifications required for:

- (1) The slaughtering of animals for use of the meat or meat products in intrastate commerce.
- (2) The processing, rendering, transporting, storing, and handling of the meat or meat products in intrastate commerce. The board may adopt rules, subject to chapter 91, governing the minimum sanitary specifi-

cations and prescribing forms, requiring reports, and providing for periodic renewals of [such] the certificates.

(b) Notwithstanding any [requirement] other law or rule under this chapter [or the rules adopted under this section] which [require] requires the renovation or upgrading of the physical facilities of slaughterhouses[,], and meat processors[,], or animal food manufacturers] in order to obtain a certificate of sanitation, the board[, as of July 1, 1969,] shall [continue to] nonetheless issue certificates of sanitation to slaughterhouses and meat processors [now] licensed by the State[, and to meat processors and animal food manufacturers who are in business, to continue their operations];¹ provided that:

- (1) The facilities of the slaughterhouses[,], and meat processors[,], and animal food manufacturers shall be] are sanitary and [that] the products which emerge from their respective operations are wholesome, not adulterated, and fit for human [and other] consumption; and
- (2) Upon the sale or transfer of any of the foregoing businesses, the person to whom the business is transferred shall be required to meet all of the requirements [provided in] and the rules [adopted] under this chapter.”

SECTION 3. Section 159-13, Hawaii Revised Statutes, is amended to read as follows:

“**[§159-13] Application for a license.** The board may issue licenses to slaughterhouses[,], and meat processing establishments [and animal food manufacturers] having certificates of sanitation issued under section 159-11. An applicant for an original or renewal license to operate as a slaughterhouse operator[,], or meat processor [or animal food manufacturer] shall file an application upon a form prepared by the board, containing the information which the board deems necessary for the administration of this chapter.

The license year shall be from July 1 to June 30. All applications for renewal of licenses shall be made at least 30 days prior to the commencement of the license year.”

SECTION 4. Section 159-36, Hawaii Revised Statutes, is amended to read as follows:

“**§159-36 [Inspection and sanitary requirements; sale; transportation.] Articles not intended for human food.** [The board may provide for inspection and sanitary requirements under part IV] Inspection is not provided under this chapter at any establishment for the slaughter of cattle, sheep, swine, goats, horses, mules, or other equines, or the preparation of any carcasses or parts or products of animals, which are not intended for use as human food[, but the]. All meat or meat products, prior to their offer for sale or transportation in intrastate commerce, unless naturally inedible by humans, shall be denatured or otherwise identified as prescribed by the board to deter their use for human food. No person shall buy, sell, transport, or offer for sale or transportation, or receive for transportation, in intrastate commerce, any carcasses, parts thereof, or meat or meat products of any animals, which are not intended for use as human food unless they are denatured or otherwise identified as required by the rules adopted by the board or are naturally inedible by humans.”

SECTION 5. Section 159-37, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

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“(a) For the enforcement of this chapter, the following classes of persons shall keep records as the board may prescribe and all persons subject to the requirements shall, at all reasonable times, upon notice by a duly authorized representative of the board, afford the representative [and] or any duly authorized representative of the Secretary of Agriculture [accompanied by the representative of the board] access to their places of business and opportunity to examine the facilities, inventory, and records thereof, to copy all of those records, and to take reasonable samples of their inventory upon payment of the fair market value therefor:

- (1) Any person who engages, in or for intrastate commerce, in the business of slaughtering any cattle, sheep, swine, goats, horses, mules, or other equines, or preparing, freezing, packaging, or labeling any carcasses, or parts or products of carcasses, of any animals, for use as human food or animal food.
- (2) Any person who engages in the business of buying or selling as meat broker, wholesaler or otherwise, or transporting in intrastate commerce, or storing in or for commerce, any carcasses, or parts or products of carcasses, of any animals.
- (3) Any person who engages in business, in or for intrastate commerce, as a renderer, or engages in the business of buying, selling, or transporting, in commerce, any dead, dying, disabled, or diseased cattle, sheep, swine, goats, horses, mules, or other equines, or parts of the carcasses of [such] the animals that died otherwise than by slaughter.
- (4) Any person who engages in the business of custom slaughtering or preparing any cattle, sheep, swine, goats, horses, or other equines for use as human food or animal food.”

SECTION 6. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved June 18, 1993.)

Note

1. So in original.