

ACT 193

H.B. NO. 1849

A Bill for an Act Relating to Plant and Non-Domestic Animal Quarantine.

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

SECTION 1. Section 150A-2, Hawaii Revised Statutes, is amended:

1. By adding two new definitions to be appropriately inserted and to read as follows:

““Algae” means any plant containing chlorophyll, which lacks true roots, stems, and leaves, and typically inhabits moist habitats, except those algae on or in humans or animals in Hawaii and those in or on processed foods, beverages, or pharmaceuticals, and those in certain microbial products as specified by rule.

“Protozoa” means any nonphotosynthetic eukaryotic organisms, either unicellular or composed of a group of more or less identical cells, generally motile by means of appendages or movements of the cell itself at some or all stages of their life cycle, except those protozoa on or in humans or animals in Hawaii, those in or on processed foods, beverages, or pharmaceuticals, and those in certain microbial products as specified by rule.”

2. By amending the definitions of “bacteria”, “fungus”, “inspect”, “passed”, and “virus” to read as follows:

““Bacteria” means any [unicellular microorganism in the class Schizomycete, exhibiting both plant and animal characteristics, and including the three varieties of bacillus, coccus and spirillum, including agents of Rickettsia] prokaryotic or archaeobacterial organism, except those bacteria on or in [living man] humans or [animal] animals in Hawaii [and], those in or on processed foods, beverages,¹ or pharmaceuticals[.], and those in certain microbial products as specified by rule.

“Fungus” means all nonchlorophyll-bearing thallophytes, [including rusts, smuts, mildews, molds and yeasts,] except those fungi on or in [living man] humans or [animal] animals in Hawaii [and], those on or in processed [food,] foods, beverages, or pharmaceuticals[.], and those in certain microbial products as specified by rule.

“Inspect” means to examine material to ascertain the presence or absence of quarantine pests[.] and to otherwise determine compliance with the provisions of this chapter or any rule adopted under this chapter.

“Passed” means the clearance status for entry given an article for import after inspection [and] or quarantine requirements have been met.

“Virus” means any of a class of [filterable,] noncellular submicroscopic [pathogenic agent,] obligate parasite, chiefly nucleoprotein in composition but often reducible to crystalline form, [and typically inert except when in contact with certain living cells,] except those viruses on or in [living man,] humans, or [animal] animals in Hawaii [and], those on or in processed [food,] foods, beverages, or pharmaceuticals[.], and those in certain microbial products as specified by rule.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved June 15, 1995.)

Note

1. Comma should be underscored.