

ACT 13

H.B. NO. 775

A Bill for an Act Relating to Agriculture.

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

SECTION 1. Section 147-75, Hawaii Revised Statutes, is amended to read as follows:

“§147-75 Notice of grade and size; designation of origin of imported eggs[-]; violation. It shall be unlawful for any person to sell, or offer to sell, or expose for sale to a consumer, any eggs, other than those of the person’s own production at the place of production, intended for human consumption, without notifying, by suitable sign or label, the person purchasing or intending to purchase the same whether the same are imported from the mainland United States or foreign countries or of island production, and the exact grade or quality and the size or weight of the eggs, according to the standards prescribed by the department of agriculture.

The word “island” shall be used to designate the geographic origin of eggs produced in this State.

Eggs imported from the mainland United States or foreign countries shall be individually marked as to origin. Imported eggs shall not be ~~removed from any dock or landing without permission of the department of agriculture and shall not be~~ processed, sold, or offered for sale until ~~[the consignee thereof has been furnished with a certificate from the department of agriculture certifying that the eggs contained in the shipment in which the eggs arrived are marked as provided in this section and rules of the department of agriculture;]~~ importation and other documentation required by the department of agriculture are furnished to the department; provided that eggs ~~[which]~~ that are intended for hatching or sale as balut and eggs ~~[which]~~ that are preserved with an outer covering of ashes and salt need not be marked as ~~[herein]~~ provided[-] in this section.

Any violation of this section shall be considered an unfair method of competition and unfair or deceptive act or practice under Chapter 481A upon which any person may bring an action.”

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved April 27, 2017.)