

JAN 24 2007

A BILL FOR AN ACT

RELATING TO GENETICALLY MODIFIED COFFEE.

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

1 SECTION 1. Title 11, The Hawaii Revised Statutes, is
2 amended by adding a new chapter to be appropriately designated
3 and to read as follows:

4 **"CHAPTER**

5 **GENETICALLY MODIFIED COFFEE**

6 **§ -1 Genetically modified coffee; moratorium.** (a)

7 Except as provided for in subsection (b), no genetically
8 modified coffee shall be tested, propagated, cultivated, raised,
9 or grown in the state.

10 (b) Research may be conducted on genetically modified
11 coffee in an environmentally secure facility.

12 (c) A person that tests, propagates, cultivates, raises,
13 or grows genetically modified coffee shall be civilly liable for
14 damages that result from this activity. Damages shall include
15 but are not limited to adverse effects on other crops, on the
16 health of individuals exposed to the genetically modified
17 coffee, and on the environment.



1 (d) The department of agriculture shall establish rules to
2 enforce this section.

3 (e) As used in this section:

4 "Environmentally secure facility" means an enclosed
5 facility, such as a laboratory or greenhouse, in which
6 precautions exist to prevent the exchange of genetic material
7 between genetically modified coffee and non-genetically modified
8 coffee.

9 "Genetically modified" means alterations to a life form or
10 its living progeny at the nucleic acid level, using the
11 techniques collectively referred to as recombinant DNA
12 technology.

13 "Person" means an individual, corporation, partnership,
14 limited liability company, or any other legal entity.

15 "Recombinant DNA technology" means the transfer of genes,
16 regulatory sequences, or nucleic acid between hosts by the use
17 of vectors or laboratory manipulations and includes the
18 insertion, excision, duplication, inactivation, or relocation of
19 specific genes, regulatory sequences, or sections of nucleic
20 acid. This term does not apply to material or an organism
21 developed exclusively through traditional methods of breeding,
22 hybridization, or nondirected mutagenesis."



1 SECTION 2. This Act shall take effect on July 1, 2007, and
2 shall be repealed on June 30, 2012.

3

INTRODUCED BY:

C. M. Lee



Report Title:

Genetically Modified Coffee; Prohibition

Description:

Temporarily prohibits the growing of genetically modified coffee. Allows research on genetically modified coffee in environmentally secure facilities.

