
A BILL FOR AN ACT

RELATING TO COUNTIES.

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

1 SECTION 1. The legislature finds that removing certain
2 materials from the municipal solid waste stream will decrease
3 the flow of solid waste into landfill facilities, aid in
4 conservation and recovery of valuable resources, conserve
5 energy, and increase the supply of reusable raw materials.
6 Recycling of reusable waste materials will reduce substantially
7 the required capacity of landfills.

8 The legislature further finds that it is in the public
9 interest to mandate curbside recycling of segregated recyclable
10 materials so that these materials may be returned to the
11 economic mainstream in the form of raw materials or products
12 rather than being disposed at landfills. Recycling demonstrates
13 the State's commitment to proper waste management, conservation
14 of non-renewable natural resources, conservation of energy,
15 extended landfill life, reduced long-term landfill liability,
16 reduced greenhouse gas emissions, and promotion of a
17 conservation ethic.



1 The purpose of this Act is to require the counties to adopt
2 a comprehensive recycling program, including collection of
3 recyclable items. To facilitate deployment of comprehensive
4 recycling programs, this Act also allows the counties at their
5 discretion to contract, through competitive bidding, for
6 services without regard to chapter 103D, Hawaii Revised
7 Statutes.

8 SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended
9 by adding a new section to part I to be appropriately designated
10 and to read as follows:

11 "§46- Comprehensive recycling program; collection of
12 recyclable items. (a) No later than January 1, 2008, each
13 county shall establish, implement, and administer a
14 comprehensive recycling program in its respective county. The
15 program shall include collection of recyclable items and
16 conversion of those items into energy or recycled products.

17 (b) For purposes of subsection (a):

18 (1) Recyclable items include paper, newspaper, corrugated
19 cardboard, plastic bottles, plastics, metal, rubber,
20 glass, wood, aluminum cans, beverage containers, and
21 other appropriate items but not including yard
22 trimmings (green waste); provided that recyclable



1 items shall not include deposit beverage containers
2 eligible for redemption under chapter 342G;

3 (2) Collection shall include direct collection of
4 segregated recyclable items at residential,
5 commercial, and government buildings, to the extent
6 practicable, or in lieu thereof, provide for
7 collection sites;

8 (3) Recycling processes shall include the use of hydrogen
9 power to convert the recyclable items into electricity
10 and the conversion of recyclable items into usable
11 recycled goods for sale;

12 (4) A county may sell collected recyclable items for the
13 purpose of recycling those items;

14 (5) Each county may contract through competitive bidding
15 for services, including contracting with another
16 county or a private entity; provided that the counties
17 and any contracts with private entities under this
18 section shall be exempt from chapter 103D; provided
19 further that the counties are not precluded from
20 complying with chapter 103D at their option;



1 (6) Each county may assess and collect a garbage fee to
2 cover the operating costs of a comprehensive recycling
3 program; and

4 (7) No state moneys shall be used to subsidize the costs
5 after the initial start-up costs."

6 SECTION 3. There is appropriated out of the general
7 revenues of the State of Hawaii the following sums:

8 \$ to the City and County of Honolulu;

9 \$ to County of Maui;

10 \$ to County of Kauai; and

11 \$ to County of Hawaii;

12 or so much thereof as may be necessary for fiscal year 2006-
13 2007, for start-up costs of a comprehensive recycling program in
14 accordance with this Act.

15 The sums appropriated shall be expended by each county for
16 the purposes of this Act.

17 SECTION 4. New statutory material is underscored.

18 SECTION 5. This Act shall take effect upon its approval;
19 provided that section 3 shall take effect on July 1, 2006.

20

INTRODUCED BY:

Cynthia Thelen
By request

JAN 12 2006



HB 1808

Report Title:

Counties; Mandatory Recycling

Description:

Requires all counties to have a comprehensive curbside recycling program by 01/01/08. Exempts county recycling programs from procurement law requirements and appropriates funds for program start-up costs.

