

---

---

## A BILL FOR AN ACT

RELATING TO SOLID WASTE CONTROL.

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

1           SECTION 1. Section 342H-10.5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§342H-10.5 Disposition of collected fines and penalties.**

4     (a) Except as otherwise provided in this section, fines and  
5 penalties collected under sections 342H-9 and 342H-10 shall be  
6 deposited into the environmental response revolving fund  
7 established by section 128D-2~~(-)~~; provided that fifty per cent  
8 of the fines and penalties shall be awarded to the person, if  
9 any, who reported the activity resulting in the fines and  
10 penalties collected.

11     (b) Where a county individually, or the State and a county  
12 jointly, initiates and conducts an investigation resulting in  
13 the imposition and collection of a fine or penalty, pursuant to  
14 section 342H-30(c), the fine or penalty shall be distributed as  
15 follows:

16           (1) One half to the department of the county whose  
17           officers or employees initiated and conducted the  
18           investigation; and



1 (2) One half to the environmental response revolving fund  
2 established in section 128D-2."

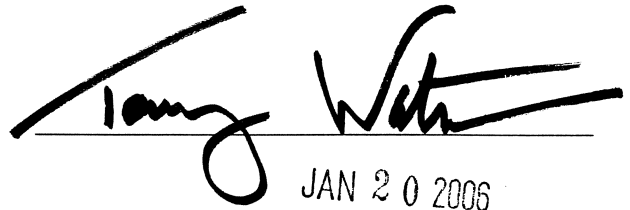
3 SECTION 2. This Act shall apply to persons reporting  
4 activities that result in fines and penalties after the  
5 effective date of this Act.

6 SECTION 3. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect on July 1, 2006.

9

INTRODUCED BY:

  
JAN 20 2006



HB 1957

**Report Title:**

Solid Waste Control; Disposition of Collected Fines

**Description:**

Reallocates half of the fines and penalties collected under sections 342H-9 and 342H-10 to the person, if any, who reported the prohibited solid waste disposal activity under chapter 342H, except when the investigation is conducted jointly by the county and state.

