
A BILL FOR AN ACT

RELATING TO SOLID WASTE MANAGEMENT.

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

1 SECTION 1. Section 342G-101, Hawaii Revised Statutes, is
2 amended by amending the definition of "deposit beverage
3 container" to read as follows:

4 "Deposit beverage container" means [~~the~~] an individual,
5 separate, sealed glass, polyethylene terephthalate, high density
6 polyethylene, or metal container that is less than or equal to
7 [~~sixty-four~~] sixty-eight fluid ounces, used for containing, at
8 the time of sale to the consumer, a deposit beverage intended
9 for use or consumption in this State."

10 SECTION 2. Section 342G-113, Hawaii Revised Statutes, is
11 amended to read as follows:

12 "**§342G-113 Redemption of empty deposit beverage**
13 **containers.** (a) Except as provided in subsection (b), a dealer
14 shall:

15 (1) Operate a redemption center by July 1, 2005, and shall
16 accept all types of empty deposit beverage containers
17 with a Hawaii refund value;



- 1 (2) Pay to the redeemer the full refund value for all
2 deposit beverage containers that bear a valid Hawaii
3 refund value; and
- 4 (3) Ensure each deposit beverage container collected is
5 recycled, and forward documentation necessary to
6 support claims for payment as stated in section
7 342G-119 or rules adopted under this part.
- 8 (b) Subsection (a) shall not apply to any dealer:
- 9 (1) ~~[Who is located in a high density population area as~~
10 ~~defined by the director in rules, and within two miles~~
11 ~~of a certified redemption center that is operated~~
12 ~~independently of a dealer;~~
- 13 ~~(2)]~~ Who is located in a rural area as defined by rule;
- 14 ~~[(3)]~~ (2) Who subcontracts with a certified redemption
15 center to be operated on the dealer's premises;
- 16 ~~[(4)]~~ (3) Whose sales of deposit beverage containers are
17 only via vending machines;
- 18 ~~[(5)]~~ (4) Whose place of business is less than five
19 thousand square feet of interior space;
- 20 ~~[(6)]~~ (5) Who can demonstrate physical or financial
21 hardship, or both, based on specific criteria
22 established by rule; or



1 ~~[(7)]~~ (6) Who meets other criteria established by the
2 director.

3 Notwithstanding ~~[paragraphs (1) and]~~ (2), the director may allow
4 the placement of redemption centers ~~[at greater than prescribed~~
5 ~~distances]~~ to accommodate geographical features while ensuring
6 adequate consumer convenience.

7 (c) Regardless of the square footage of a dealer's place
8 of business, dealers who are not redemption centers shall post a
9 clear and conspicuous sign at the primary public entrance of the
10 dealer's place of business that specifies the name, address, and
11 hours of operation of the closest redemption center locations.

12 ~~(d) [If there is no redemption center within the two mile~~
13 ~~radius of a dealer due to the criteria described in subsection~~
14 ~~(b), then the respective county and the State shall determine~~
15 ~~the need for a redemption center in that area. If a redemption~~
16 ~~center is deemed necessary, then the State, with assistance from~~
17 ~~the county, shall establish the redemption center with funding~~
18 ~~from the deposit beverage container deposit special fund.~~

19 ~~(e)]~~ Businesses that sell deposit beverages for
20 on-premises consumption, such as hotels, bars, and restaurants,
21 shall collect used deposit beverage containers from the patron



1 and either use a certified redemption center for the collection
2 of containers or become a certified redemption center."

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

5 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Solid Waste Management; Deposit Beverage Container Program

Description:

Amends the definition of deposit beverage container to include sizes up to and including sixty-eight fluid ounces, and requires dealers in high-density population areas to operate redemption centers. (SD1)

