
A BILL FOR AN ACT

RELATING TO SOLID WASTE.

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

1 PART I

2 SECTION 1. The legislature finds that integrated solid
3 waste management in the State will accomplish two important
4 goals by:

5 (1) Protecting and preserving environmental resources; and

6 (2) Reducing economic costs to residents and businesses.

7 With these goals in mind, the legislature created the
8 deposit beverage container program. The legislature finds that
9 the program is currently being implemented in a manner that
10 creates a conflict between these two goals. A higher redemption
11 rate means that more consumers recycle, which helps to protect
12 and preserve environmental resources. However, the higher
13 redemption rate also means that consumers will be charged a
14 higher deposit beverage container fee.

15 The purpose of this part is to suspend the collection of
16 the deposit beverage container fee.

17 SECTION 2. Section 342G-102, Hawaii Revised Statutes, is
18 amended to read as follows:



1 **"§342G-102 Deposit beverage container fee.** (a) Beginning
2 on October 1, 2002, every deposit beverage distributor shall pay
3 to the department a deposit beverage container fee on each
4 polyethylene terephthalate, high density polyethylene, or metal
5 deposit beverage container manufactured in or imported into the
6 State. The fee shall be imposed only once on the same deposit
7 beverage container. The fee shall be 0.5 cents per deposit
8 beverage container.

9 (b) Beginning on October 1, 2004, every deposit beverage
10 distributor shall pay to the department a deposit beverage
11 container fee on each deposit beverage container manufactured in
12 or imported into the State. The deposit beverage container fee
13 shall not apply to deposit beverage containers exported for sale
14 outside of the State. The fee shall be imposed only once on the
15 same deposit beverage container. The fee shall be 1 cent per
16 deposit beverage container.

17 (c) No county shall impose or collect any assessment or
18 fee on deposit beverage containers for the same or similar
19 purpose that is the subject of this chapter.

20 (d) Beginning January 1, 2005, and every August 1
21 thereafter, the department shall notify deposit beverage
22 distributors in writing of the amount of the deposit beverage



1 container fee. The effective date of changes to the fee amount
2 shall be September 1. The fee shall be based on the redemption
3 rate calculated annually based on the redemption rate
4 information submitted to the department for the previous period
5 of July 1 through June 30. The fee amount shall be as follows:

- 6 (1) If the redemption rate is seventy per cent or less:
7 1 cent per container; and
- 8 (2) If the redemption rate is greater than seventy per
9 cent: 1.5 cents per container.

10 (e) The director may temporarily suspend an automatic
11 increase of the deposit beverage container fee if, after
12 consultation with the auditor, it is determined that the deposit
13 beverage container deposit special fund contains sufficient
14 funds for the purposes of section 342G-104(b).

15 (f) Beginning September 1, 2008, collection of the deposit
16 beverage container fee shall be suspended until such time as the
17 legislature determines that it should resume."

18 PART II

19 SECTION 3. Notwithstanding any law to the contrary, each
20 county shall prepare and submit a revision of its integrated
21 solid waste management plan that specifically addresses:

- 22 (1) Increasing recycling;



1 (2) Employing new technologies to process solid waste; and

2 (3) Utilization of solid waste for energy generation.

3 Each county shall submit a report on its findings and
4 recommendations to the legislature and to the office of solid
5 waste management no later than twenty days prior to the
6 convening of the regular session of 2009.

7 SECTION 4. There is appropriated out of the deposit
8 beverage container deposit special fund the sum of \$800,000 or
9 so much thereof as may be necessary for fiscal year 2008-2009 to
10 the counties for the revision of their integrated solid waste
11 management plans, to be matched by each county.

12 The appropriation to each county shall be as follows:

- 13 (1) City and county of Honolulu \$200,000
- 14 (2) Hawaii county \$200,000
- 15 (3) Kauai county \$200,000
- 16 (4) Maui county \$200,000

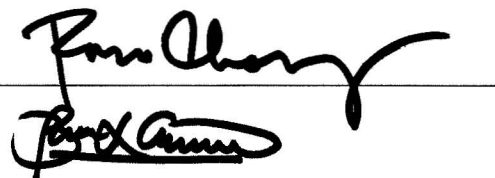
17 The sum appropriated shall be expended by the respective
18 counties for the purposes of section 3 of this Act.

19 SECTION 5. New statutory material is underscored.

20 SECTION 6. This Act shall take effect on July 1, 2008.

21

INTRODUCED BY:





Report Title:

Solid Waste

Description:

Suspends collection of the deposit beverage container fee.
Directs the counties to revise their integrated solid waste
management plans and appropriates moneys for this purpose.
Requires matching funds from counties. Effective 07/01/08.

