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# A BILL FOR AN ACT

RELATING TO DEPLETED URANIUM.

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

1           SECTION 1. The legislature finds that a public health  
2 hazard exists from the use of depleted uranium munitions. The  
3 legislature acknowledges current efforts by the United States  
4 Army to collect data and conclude whether depleted uranium is  
5 being spread within and outside the military training areas at  
6 Makua Training Area and Schofield Barracks on Oahu and Pohakuloa  
7 Training Area on Hawaii where depleted uranium munitions are  
8 used. The legislature also finds that the department of health  
9 has a responsibility to protect public health from radiation and  
10 contaminated dust created by the use of depleted uranium  
11 munitions.

12           The legislature further finds that data collection and  
13 analysis of depleted uranium contamination may have widely  
14 accepted credibility if they are performed in a controlled  
15 manner with built-in safeguards to preserve the integrity of the  
16 process. Data collection, filter changes, and controlled  
17 custody of samples should be used to determine whether depleted  
18 uranium is being distributed beyond the military facilities.



1           The purpose of this Act is to establish air sampling  
2 stations to determine whether, and to what degree, depleted  
3 uranium contamination is taking place outside military  
4 facilities where depleted uranium munitions are used.

5           SECTION 2. Chapter 321, Hawaii Revised Statutes, is  
6 amended by adding a new section to be appropriately designated  
7 and to read as follows:

8           "§321-    Depleted uranium; air sampling stations. (a)

9           The department of health shall collect data on levels of  
10 contamination by depleted uranium. The department shall  
11 establish air sampling stations for this purpose, to be located  
12 adjacent to and downwind of United States military facilities in  
13 the state where depleted uranium munitions are used.

14           (b) The director of health shall adopt rules, pursuant to  
15 chapter 91, to implement this section that shall include:

16           (1) Ensuring secured access to the air sampling stations;

17           (2) Developing standards for collecting and testing  
18 samples; and

19           (3) Safeguarding the custody of any data or samples  
20 collected to support the integrity of the findings.

21           The director shall consult with representatives from the  
22 John A. Burns school of medicine at the University of Hawaii and



1 representatives from the appropriate branches of the United  
2 States armed services in the development of rules and standards  
3 pursuant to this subsection."

4 SECTION 3. The director of health shall submit a report to  
5 the legislature, no later than twenty days prior to the  
6 convening of the regular session of 2009, on the status of the  
7 program, including any test results that have been established  
8 to date.

9 SECTION 4. New statutory material is underscored.

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



**Report Title:**

Depleted Uranium; Air Sampling

**Description:**

Requires the department of health to establish air sampling stations to monitor for levels of depleted uranium. Effective July 1, 2050. (SD1)

