JAN 24 2007

A BILL FOR AN ACT

RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM.

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

1 SECTION 1. Section 342G-113, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows: 2 Subsection (a) shall not apply to any dealer: 3 [(1) Who is located in a high density population area as defined by the director in rules, and within two miles 5 of a certified redemption center that is operated independently of a dealer; (2) Who is located in a rural area as defined by rule; 8 (3) (1) Who subcontracts with a certified redemption center to be operated on the dealer's premises; 10 [(4)] (2) Whose sales of deposit beverage containers are 11 only via vending machines; 12 [(5)] (3) Whose place of business is less than five 13 thousand square feet of interior space; 14 [-(6)] (4) Who can demonstrate physical or financial 15 hardship, or both, based on specific criteria 16 established by rule; or 17

S.B. NO. 1702

1	[-(7) -]	<u>(5)</u>	Who	meets	other	criteria	established	by	the
2		direc	ctor.	•					

- 3 [Notwithstanding paragraphs (1) and (2), the] The director may
- 4 allow the placement of redemption centers at greater than
- 5 prescribed distances to accommodate geographical features while
- 6 ensuring adequate consumer convenience."
- 7 SECTION 2. Statutory material to be repealed is bracketed
- 8 and stricken. New statutory material is underscored.

9 SECTION 3. This Act shall take effect upon its approval.

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Report Title:

Deposit Beverage Container Program; Dealers

Description:

Requires dealers in high density areas who are located within two miles of a certified redemption center that is operated independently from a dealer to accept deposit beverage containers for redemption.