

# SENATE FLOOR AMENDMENT

MAR 06 2007

FLOOR AMENDMENT NO. 1 Date \_\_\_\_\_

TO: S.B. No. 1702, S.D. 1

SECTION 1. Senate Bill No. 1702, S.D. 1, is amended by amending Section 1 to read as follows:

"SECTION 1. Section 342G-113, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

- "(b) Subsection (a) shall not apply to any dealer:
- ~~[-(1)]~~ Who is located in a high density population area as defined by the director in rules, and within two miles of a certified redemption center that is operated independently of a dealer;
  - ~~[-(2)]~~ Who is located in a rural area as defined by rule;
  - ~~[-(3)]~~ (1) Who subcontracts with a certified redemption center to be operated on the dealer's premises ~~[-]~~ or within one thousand feet of the premises; except that dealers who are located within the same shopping center may share a coordinated redemption center on the premises of the shopping center that is not located on either dealer's premises or within one thousand feet of either dealer; provided that the coordinated redemption center is located within the premises of the shopping center.
  - ~~[-(4)]~~ (2) Whose sales of deposit beverage containers are only via vending machines;
  - ~~[-(5)]~~ (3) Whose place of business is less than ~~[five]~~ ten thousand square feet of interior space;
  - ~~[-(6)]~~ (4) Who can demonstrate physical or financial hardship, or both, based on specific criteria established by rule; or
  - ~~[-(7)]~~ (5) Who meets other criteria established by the director.

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

SECTION 2. Senate Bill No. 1702, S.D. 1, is amended by amending page 3, line 19 to page 4, line 2, to read as follows:

- "(5) Remain open at least thirty-five hours per week, of which not less than five hours shall be on a Saturday



or Sunday; provided that the center is located in a high density population area as defined by the director in rules; and"

SECTION 3. Section 2 of Senate Bill No. 1702, S.D. 1, is amended by deleting the quote at the end of subsection (g) and adding a new subsection (h) to section 342G-114, Hawaii Revised Statutes, to read as follows:

"(h) The department shall encourage the facilitation of agreements between shopping center managers or owners, store owners, and dealers to establish redemption centers."

SECTION 4. Senate Bill No. 1702, S.D. 1, is amended by amending Section 6 to read as follows:

"SECTION 6. This Act shall take effect on July 1, 2020."

Offered by:           *Ramirez*               Carried

Failed to Carry

Withdrawn

