

JAN 16 2008

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
2 amended by amending subsection (a) to read as follows:

3 "(a) Except as provided in subsection (b), a dealer shall:

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

7 (2) Pay to the redeemer the full refund value for all
8 deposit beverage containers that bear a valid Hawaii
9 refund value; ~~and~~

10 (3) In the case of aluminum deposit beverage containers
11 bearing a valid Hawaii refund value, pay to the
12 redeemer the current scrap value per pound in addition
13 to the full refund value; and

14 ~~[-(3)-]~~ (4) Ensure each deposit beverage container collected
15 is recycled, and forward documentation necessary to
16 support claims for payment as stated in section
17 342G-119 or rules adopted under this part."



1 SECTION 2. Section 342G-114, Hawaii Revised Statutes, is
2 amended by amending subsection (d) to read as follows:

3 "(d) Redemption centers shall:

4 (1) Accept all types of empty deposit beverage containers
5 for which a deposit has been paid;

6 (2) Verify that all containers to be redeemed bear a valid
7 Hawaii refund value;

8 (3) Pay to the redeemer the full refund value in either
9 cash or a redeemable voucher for all deposit beverage
10 containers, except as provided in section 342G-116;

11 (4) In the case of aluminum deposit beverage containers
12 bearing a valid Hawaii refund value, pay to the
13 redeemer the current scrap value per pound in addition
14 to the full refund value;

15 [~~4~~] (5) Ensure each deposit beverage container collected
16 is recycled through a contractual agreement with an
17 out-of-state recycler or an in-state recycling
18 facility permitted by the department; provided that
19 this paragraph shall not apply if the redemption
20 center is operated by a recycler permitted by the
21 department;



1 [~~5~~] (6) Remain open at least thirty hours per week in
2 high density population areas, of which at least five
3 hours shall be on Saturday or Sunday; and

4 [~~6~~] (7) Forward the documentation necessary to support
5 claims for payment as stated in section 342G-119."

6 SECTION 3. Section 342G-115, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "**§342G-115 Reverse vending machine requirements.** Reverse
9 vending machines may be used by redemption centers to satisfy
10 the requirements of section 342G-113[-]; provided that reverse
11 vending machines shall not be required to pay the scrap value of
12 aluminum beverage containers as required in section
13 342G-113(a)(3). Reverse vending machines shall accept any type
14 of empty deposit beverage container and pay out the full refund
15 value in either cash or a redeemable voucher for those
16 containers that bear a valid Hawaii refund value. If the
17 reverse vending machine is unable to read the barcode then the
18 reverse vending machine shall reject the container. The reverse
19 vending machine shall be routinely serviced to ensure proper
20 operation and continuous acceptance of empty deposit beverage
21 containers and payment of the refund value."



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

3 SECTION 5. This Act shall take effect upon its approval.

4

INTRODUCED BY: Clarence K. Spachhera



Report Title:

Deposit Beverage Container Program; Scrap Value

Description:

Requires dealers and redemption centers to pay the scrap value for aluminum containers in addition to the deposit refund value.

