
A BILL FOR AN ACT

RELATING TO RECYCLING.

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

1 SECTION 1. Act 13, Special Session Laws of Hawaii 2008,
2 addresses the collection, transportation, and recycling of
3 computers, computer printers, computer monitors, and portable
4 computers that are used and discarded in the state.

5 The legislature finds that a similar comprehensive and
6 convenient television recycling and reuse program, based on
7 shared responsibility among all stakeholders, including
8 manufacturers, consumers, retailers, and government, would
9 ensure that end-of-life televisions are responsibly recycled or
10 disposed of to promote resource conservation.

11 The purpose of this Act is to develop an effective and
12 efficient system for recycling televisions and to require
13 manufacturers to offer this recycling service to consumers with
14 convenience.

15 SECTION 2. Chapter 339D, Hawaii Revised Statutes, is
16 amended by amending its title to read as follows:

17 " [†] CHAPTER 339D [†]

18 **ELECTRONIC WASTE AND TELEVISION RECYCLING AND RECOVERY ACT**"

1 SECTION 3. Chapter 339D, Hawaii Revised Statutes, is
2 amended by designating section 339D-1 as part I, entitled
3 "Definitions".

4 SECTION 4. Chapter 339D, Hawaii Revised Statutes, is
5 amended by designating sections 339D-2 through 339D-6 as part
6 II, entitled "Electronic Waste Recycling".

7 SECTION 5. Chapter 339D, Hawaii Revised Statutes, is
8 amended by designating sections 339D-7 through 339D-12 as part
9 IV, entitled "General Provisions".

10 SECTION 6. Chapter 339D, Hawaii Revised Statutes, is
11 amended by adding a new part to be appropriately designated and
12 to read as follows:

13 **"PART III. TELEVISION RECOVERY SYSTEM**

14 **§339D-A Applicability.** The recycling provisions of this
15 part shall apply only to covered televisions used and discarded
16 in this state by a covered entity.

17 **§339D-B Television manufacturers.** (a) No television
18 manufacturer shall sell or offer for sale any new covered
19 television in this state unless:

20 (1) The covered television is labeled with a brand,
21 whether licensed or owned, and the label is
22 permanently affixed; and

1 (2) The brand is included in a registration that is filed
2 with the department and that is effective pursuant to
3 subsection (b).

4 (b) By January 1, 2010, before selling or offering for
5 sale any covered television in the state, each television
6 manufacturer shall register with the department and pay to the
7 department a registration fee of \$2,500. Thereafter, if a
8 television manufacturer has not previously registered, the
9 television manufacturer shall register with the department prior
10 to any offer for sale for delivery in this state of the
11 television manufacturer's new covered televisions.

12 (c) Each television manufacturer who is registered shall
13 submit an annual renewal of its registration and payment of a
14 registration fee of \$2,500 to the department by January 1 of
15 each program year.

16 (d) The registration and each renewal shall include a list
17 of all of the television manufacturer's brands of covered
18 televisions and shall be effective on the second day of the
19 succeeding month after receipt by the department of the
20 registration or renewal.

21 (e) A television manufacturer shall provide the department
22 with contact information for the television manufacturer's

1 designated agent or employee whom the department may contact for
2 information on the television manufacturer's compliance with the
3 requirements of this section.

4 **§339D-C Television manufacturer responsibility.** (a)

5 Beginning January 1, 2011, a television manufacturer shall
6 recycle or arrange for the recycling of any covered television
7 sold in the state.

8 (b) By June 1, 2010, and annually thereafter, each
9 television manufacturer shall submit a plan to the department to
10 establish, conduct, and manage a program for the recycling of
11 covered televisions sold in the state.

12 (c) The department shall review each television
13 manufacturer's plan and, within sixty days of receipt of the
14 plan, determine whether the plan complies with this part. If
15 the plan is approved, the department shall notify the television
16 manufacturer or group of television manufacturers. If the plan
17 is rejected, the department shall notify the television
18 manufacturer or group of television manufacturers and provide
19 the reasons for the plan's rejection. Within thirty days after
20 receipt of the department's rejection, the television
21 manufacturer or group of television manufacturers may revise and
22 resubmit the plan to the department for approval.

1 (d) The obligation to recycle covered televisions shall be
2 allocated to each television manufacturer based upon the
3 television manufacturer's market share multiplied by the total
4 pounds of covered televisions recycled by all television
5 manufacturers during the previous program year.

6 (e) A television manufacturer may fulfill the requirements
7 of this section either individually or in participation with
8 other television manufacturers.

9 (f) No later than January 31, 2012, and each year
10 thereafter, each television manufacturer shall report to the
11 department the total weight of covered televisions that the
12 television manufacturer recovered in the state and recycled
13 during the previous year.

14 **§339D-D Retailer responsibility.** (a) Beginning
15 January 1, 2011, no retailer shall sell or offer to sell any
16 covered television in this state unless a visible, permanent
17 label clearly identifying the manufacturer of that device is
18 affixed to the equipment and the television manufacturer has
19 registered with the State.

20 (b) Beginning January 1, 2011, retailers shall make
21 available to their customers information on collection services
22 for discarded televisions in the state and shall include the

1 department's website address and toll-free telephone number.
2 Remote retailers may include this information in a visible
3 location on their website to fulfill this requirement.

4 (c) Retailers shall not be liable in any way for
5 electronic data or other information that a consumer may have
6 stored on a covered television that is recovered or recycled.

7 **§339D-E Television manufacturer's recovery.** (a) The
8 department shall use state-specific television sales data or
9 national television sales data available from commercially
10 available analytical sources to determine each television
11 manufacturer's recycling responsibilities for covered
12 televisions based upon the television manufacturer's market
13 share. If the department uses national sales data, the
14 department shall extrapolate data for the State from national
15 data on the basis of the State's share of the national
16 population. The department shall seek to establish the most
17 accurate determination of each television manufacturer's market
18 share and may rely on supplemental sources of information to
19 achieve this goal.

20 (b) No later than March 15, 2012, and annually thereafter,
21 the department shall notify each television manufacturer of its
22 recycling obligation. Each television manufacturer's obligation

1 shall be based on that television manufacturer's market share
2 from the previous year multiplied by the total pounds of covered
3 televisions recovered by all television manufacturers during the
4 previous program year.

5 (c) The department shall develop a consumer education
6 program about the covered television recycling program.

7 (d) Beginning January 1, 2011, the department shall
8 display on its website a toll-free number and current
9 information on covered television recycling locations.

10 **§339D-F Environmental management.** (a) All covered
11 televisions recovered pursuant to this part shall be recycled in
12 a manner that complies with all applicable federal, state, and
13 county laws and requirements.

14 (b) The department shall adopt by reference the Institute
15 of Scrap Recycling Industries, Inc.'s Electronics Recycling
16 Operating Practices as requirements.

17 **§339D-G State procurement.** All state and county agencies
18 that purchase or lease any covered television shall require each
19 prospective offeror to certify compliance with this part.
20 Failure to provide certification shall disqualify the
21 prospective offeror."

1 SECTION 7. Section 339D-1, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "[~~§~~§339D-1~~§~~] **Definitions.** As used in this chapter:

4 "Brand" means [~~symbols, words, or marks that identify~~] a
5 symbol, word, or mark that identifies a covered electronic
6 device~~[,]~~ or a covered television, rather than any of its
7 components.

8 "Covered electronic device":

9 (1) Means a computer, computer printer, computer monitor,
10 or portable computer, with a screen size greater than
11 four inches measured diagonally; and

12 (2) Shall not include:

13 (A) A covered electronic device that is a part of a
14 motor vehicle or any component part of a motor
15 vehicle assembled by or for a motor vehicle
16 manufacturer or franchised dealer, including
17 replacement parts for use in a motor vehicle;

18 (B) A covered electronic device that is functionally
19 or physically a part of a larger piece of
20 equipment designed and intended for use in an
21 industrial, commercial, or medical setting,

1 including diagnostic, monitoring, or control
2 equipment;

3 (C) A covered electronic device that is contained
4 within a clothes washer, clothes dryer,
5 refrigerator, refrigerator and freezer, microwave
6 oven, conventional oven or range, dishwasher,
7 room air conditioner, dehumidifier, or air
8 purifier; or

9 (D) A telephone of any type.

10 "Covered entity" means any household, government entity,
11 business, or nonprofit organization exempt from taxation under
12 section 501(c)(3) of the United States Internal Revenue Code,
13 regardless of size or place of operation within the State.

14 "Covered television" means any electronic device that
15 is capable of receiving broadcast, cable, or satellite
16 signals and displaying television or video programming,
17 including without limitation any direct view or projection
18 television with a viewable screen of nine inches or larger
19 with display technology based on cathode ray tube, plasma,
20 liquid crystal, digital light processing, liquid crystal on
21 silicon, silicon crystal reflective display, light emitting

1 diode, or similar technology marketed and intended for use
2 by a household. The term shall not include:

3 (1) A computer, computer printer, computer monitor, or
4 portable computer;

5 (2) A television that is a part of a motor vehicle or any
6 component part of a motor vehicle assembled by or for
7 a vehicle manufacturer or franchised dealer, including
8 replacement parts for use in a motor vehicle;

9 (3) A television that is functionally or physically a part
10 of a larger piece of equipment designed and intended
11 for use in an industrial, governmental, commercial, or
12 medical setting, including but not limited to:

13 (A) Diagnostic, monitoring, or control equipment;

14 (B) Equipment used for security, sensing, monitoring,
15 anti-terrorism, or emergency services purposes;

16 or

17 (C) Equipment designed and intended primarily for use
18 by professional users;

19 (4) A telephone of any type, including a mobile telephone;
20 or

21 (5) A global positioning system.

22 "Department" means the department of health.

1 "Electronic device manufacturer" means any existing person:

2 (1) Who manufactures or manufactured covered electronic
3 devices under a brand that it owns or owned or is or
4 was licensed to use, other than a license to
5 manufacture covered electronic devices for delivery
6 exclusively to or at the order of the licensor;

7 (2) Who sells or sold covered electronic devices
8 manufactured by others under a brand that the seller
9 owns or owned or is or was licensed to use, other than
10 a license to manufacture covered electronic devices
11 for delivery exclusively to or at the order of the
12 licensor;

13 (3) Who manufactures or manufactured covered electronic
14 devices without affixing a brand;

15 (4) Who manufactures or manufactured covered electronic
16 devices to which it affixes or affixed a brand that it
17 neither owns or owned nor is or was licensed to use;
18 or

19 (5) For whose account covered electronic devices
20 manufactured outside the United States are or were
21 imported into the United States; provided that if at
22 the time such covered electronic devices are or were

1 imported into the United States and another person has
2 registered as the manufacturer of the brand of the
3 covered electronic devices, this paragraph shall not
4 apply;

5 provided that the term "electronic device manufacturer" shall
6 not include persons located in the State who manufacture
7 specialized computers and have sales of no more than one hundred
8 computers per year.

9 "Household" means any occupant of a single detached
10 dwelling unit or of a single unit of a multiple dwelling unit
11 who has used a covered electronic device or covered television
12 at a dwelling unit primarily for personal or home business use.

13 [~~"Manufacturer" means any existing person:~~

14 ~~(1) Who manufactures or manufactured covered electronic~~
15 ~~devices under a brand that it owns or owned or is or~~
16 ~~was licensed to use, other than a license to~~
17 ~~manufacture covered electronic devices for delivery~~
18 ~~exclusively to or at the order of the licensor;~~

19 ~~(2) Who sells or sold covered electronic devices~~
20 ~~manufactured by others under a brand that the seller~~
21 ~~owns or owned or is or was licensed to use, other than~~
22 ~~a license to manufacture covered electronic devices~~

1 ~~for delivery exclusively to or at the order of the~~
2 ~~licensor;~~

3 ~~(3) Who manufactures or manufactured covered electronic~~
4 ~~devices without affixing a brand;~~

5 ~~(4) Who manufactures or manufactured covered electronic~~
6 ~~devices to which it affixes or affixed a brand that it~~
7 ~~neither owns or owned nor is or was licensed to use;~~
8 ~~or~~

9 ~~(5) For whose account covered electronic devices~~
10 ~~manufactured outside the United States are or were~~
11 ~~imported into the United States; provided that if at~~
12 ~~the time such covered electronic devices are or were~~
13 ~~imported into the United States and another person has~~
14 ~~registered as the manufacturer of the brand of the~~
15 ~~covered electronic devices, this paragraph shall not~~
16 ~~apply;~~

17 ~~provided that the term "manufacturer" shall not include persons~~
18 ~~located in the State who manufacture specialized computers and~~
19 ~~have sales of no more than one hundred computers per year.]~~

20 "Market share" means the calculation of a television
21 manufacturer's prior year's sales of televisions divided by all
22 manufacturers' prior year's sales for all televisions, as

1 determined by the department. Market share may be expressed as
2 a percentage, a fraction, or a decimal fraction.

3 "New covered electronic device" means a covered electronic
4 device that is manufactured after the effective date of this
5 chapter.

6 "Person" means any individual, business, partnership,
7 limited liability company, corporation, not-for-profit
8 organization, association, government entity, public benefit
9 corporation, or public authority.

10 "Program year" means a full calendar year beginning on or
11 after January 1, 2010[-], and each calendar year thereafter
12 beginning on January 1.

13 "Recover" means to reuse or recycle.

14 "Recycling" means processing (including disassembling,
15 dismantling, or shredding) covered electronic devices or covered
16 televisions or their components to recover a useable product[-
17 "Recycling"]; provided that "recycling" does not include any
18 process defined as incineration under applicable laws and rules.

19 "Retailer" means any person who offers covered electronic
20 devices or covered televisions for sale, other than for resale
21 by the purchaser, through any means, including sales outlets,
22 catalogs, or the Internet.

1 "Sell" or "sale" means any transfer for consideration of
2 title, including transactions conducted through sales outlets,
3 catalogs, or the Internet, but excluding leases.

4 "Television manufacturer" means a person who:

- 5 (1) Manufactures for sale in the state a covered
6 television under a brand that it licenses or owns;
7 (2) Manufactures for sale in the state covered televisions
8 without affixing a brand;
9 (3) Resells into the state a covered television
10 manufactured by others under a brand that the seller
11 owns or is licensed to use;
12 (4) Imports into the United States or exports from the
13 United States a covered television for sale in the
14 state;
15 (5) Sells at retail a covered television acquired from an
16 importer described in paragraph (4), and elects to
17 register as the manufacturer for those products;
18 (6) Manufactures covered televisions and supplies them to
19 any person or persons within a distribution network
20 that includes wholesalers or retailers in this state;
21 or

1 (7) Assumes the responsibilities and obligations of a
2 television manufacturer under this chapter.

3 In the event the television manufacturer is one who
4 manufactures, sells, or resells covered televisions under a
5 brand for which it has obtained the license, then the licensor
6 or brand owner of the brand shall not be included in the
7 definition of television manufacturer under paragraph (1) or
8 (3)."

9 SECTION 8. Section 339D-2, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "[~~§~~§339D-2[~~§~~] **Scope of products.** The collection,
12 transportation, and recycling provisions of this [~~chapter~~] part
13 shall apply only to covered electronic devices used and
14 discarded in this State by a covered entity."

15 SECTION 9. Section 339D-3, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "[~~§~~§339D-3[~~§~~] **Sales prohibition.** (a) Beginning
18 January 1, 2010, no electronic device manufacturer or retailer
19 shall sell or offer for sale any new covered electronic device
20 for delivery in this State unless:

1 (1) The covered electronic device is labeled with a brand,
2 and the label is permanently affixed and readily
3 visible; and

4 (2) The brand is included in a registration that is filed
5 with the department and that is effective pursuant to
6 section 339D-4(b) (3).

7 (b) Beginning April 1, 2009, the department shall maintain
8 a list of each registered electronic device manufacturer and the
9 brands reported in each electronic device manufacturer's
10 registration and a list of brands for which no electronic device
11 manufacturer has registered. The lists shall be posted on the
12 department website and shall be updated by the first day of each
13 month. Each retailer who sells or offers for sale any new
14 covered electronic device for delivery in this State shall
15 review these lists prior to selling the covered electronic
16 device. A retailer is considered to have complied with
17 subsection (a) if, on the date a new covered electronic device
18 was ordered by the retailer, the brand was included on the
19 department's list of brands reported in [a] an electronic device
20 manufacturer's registration."

21 SECTION 10. Section 339D-4, Hawaii Revised Statutes, is
22 amended to read as follows:

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1 " [†]§339D-4 [†] **[Manufacturer] Electronic device**
2 **manufacturer responsibility.** (a) Beginning October 1, 2009,
3 each electronic device manufacturer shall label all new covered
4 electronic devices to be offered for sale for delivery in this
5 State with a brand, which label shall be permanently affixed and
6 readily visible.

7 (b) (1) By January 1, 2009, each electronic device
8 manufacturer of new covered electronic devices offered
9 for sale for delivery in this State shall register
10 with the department and pay to the department a
11 registration fee of \$5,000. Thereafter, if [a] an
12 electronic device manufacturer has not previously
13 registered, the electronic device manufacturer shall
14 register with the department prior to any offer for
15 sale for delivery in this State of the electronic
16 device manufacturer's new covered electronic devices.

17 (2) Each electronic device manufacturer who is registered
18 shall submit an annual renewal of its registration
19 with the payment of a registration fee of \$5,000, by
20 January 1 of each program year.

21 (3) The registration and each renewal shall include a list
22 of all of the electronic device manufacturer's brands

1 of covered electronic devices and shall be effective
2 on the second day of the succeeding month after
3 receipt by the department of the registration or
4 renewal.

5 (c) By June 1, 2009, and annually thereafter, each
6 electronic device manufacturer shall submit a plan to the
7 department to establish, conduct, and manage a program for the
8 collection, transportation, and recycling of its covered
9 electronic devices sold in the State.

10 (d) By March 31, 2011, and annually thereafter, each
11 electronic device manufacturer shall submit to the department
12 the total weight of all covered electronic devices recycled in
13 the previous year, which may include both [a] an electronic
14 device manufacturer's own covered electronic devices and those
15 of other manufacturers.

16 (e) By July 1, 2011, and annually thereafter, the
17 department shall publish a ranking of all electronic device
18 manufacturers selling covered electronic devices in the State,
19 based upon the annual total weight of covered electronic devices
20 recycled by each electronic device manufacturer in the previous
21 year.

1 (f) The State may adopt regulations allowing a procurement
2 preference based upon [æ] an electronic device manufacturer's
3 ranking.

4 (g) The department shall review each electronic device
5 manufacturer's plan and, within sixty days of receipt of the
6 plan, shall determine whether the plan complies with this
7 [~~chapter.~~] part. If the plan is approved, the department shall
8 notify the electronic device manufacturer or group of electronic
9 device manufacturers. If the plan is rejected, the department
10 shall notify the electronic device manufacturer or group of
11 electronic device manufacturers and provide the reasons for the
12 plan's rejection. Within thirty days after receipt of the
13 department's rejection, the electronic device manufacturer or
14 group of electronic device manufacturers may revise and resubmit
15 the plan to the department for approval.

16 (h) The obligations under this [~~chapter~~] part for [æ] an
17 electronic device manufacturer who manufactures or manufactured
18 covered electronic devices, or who sells or sold covered
19 electronic devices manufactured by others, under a brand that
20 was previously used by a different person in the manufacture of
21 covered electronic devices, shall extend to all covered
22 electronic devices bearing that brand.

1 (i) Nothing in this [~~chapter~~] part is intended to exempt
2 any person from liability that the person would otherwise have
3 under applicable law."

4 SECTION 11. Section 339D-8, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "[~~§~~339D-8~~]~~ **Enforcement.** (a) The department may
7 conduct audits and inspections to determine compliance under
8 this chapter. Except as provided in subsection (c), the
9 department and the attorney general shall be empowered to
10 enforce this chapter and take necessary action against any
11 electronic device or television manufacturer or retailer for
12 failure to comply with this chapter or rules adopted thereunder.

13 (b) The attorney general may file suit in the name of the
14 State to enjoin an activity related to the sale of covered
15 electronic devices or covered televisions in violation of this
16 chapter.

17 (c) The department shall issue a warning notice to a
18 person for the person's first violation of this chapter. The
19 person shall comply with this chapter within sixty days of the
20 date the warning notice was issued or be subject to the
21 penalties provided by law or rule~~[-]~~, including, but not limited
22 to, penalties set forth in subsections (d) through (g). A

1 retailer that receives a warning notice from the department for
2 a violation of section 339D-3(a) or 339D-D(a) shall submit proof
3 to the department, within sixty days from the date the warning
4 notice was issued, that its inventory of covered electronic
5 devices or covered televisions offered for sale is in compliance
6 with this chapter.

7 (d) Any retailer who sells or offers for sale an unlabeled
8 electronic device or unlabeled covered television in violation
9 of section 339D-3 or 339D-D, respectively, or any electronic
10 device or television manufacturer that fails to comply with any
11 provision of section 339D-4 or 339D-C, respectively, may be
12 assessed a penalty of up to \$ _____ for the first violation
13 and up to \$ _____ for the second and each subsequent
14 violation, in addition to any additional penalties required or
15 imposed pursuant to this chapter.

16 (e) Except as provided in subsection (d), any person who
17 violates any requirement of this chapter may be assessed a
18 penalty of up to \$1,000 for the first violation and up to \$2,000
19 for the second and each subsequent violation, in addition to any
20 additional penalties required or imposed pursuant to this
21 chapter.

1 (f) The department shall determine additional penalties
2 based on adverse impact to the environment, unfair competitive
3 advantage, and other considerations that the department deems
4 appropriate.

5 (g) If a covered television manufacturer fails to recycle
6 its market share allocation, the department shall impose a
7 penalty of 50 cents per pound for each pound not recycled."

8 SECTION 12. Section 339D-9, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "~~§~~339D-9~~§~~ **Administrative penalties**~~;~~ **fees.** (a) In
11 addition to any other administrative or judicial remedy provided
12 by this chapter or by rules adopted under this chapter for a
13 violation thereof, the department is authorized to impose by
14 order administrative penalties and is further authorized to set,
15 charge, and collect administrative fines and to recover
16 administrative fees and costs, including attorney's fees and
17 costs, or to bring legal action to recover administrative fines
18 and fees and costs, including attorney's fees and costs.

19 (b) Notwithstanding subsection (a), the department shall
20 not have the authority to assess any fees, including an advanced
21 recycling fee, registration fee, or other fee, on consumers,

1 television manufacturers, or retailers for recovery of covered
2 televisions except those noted in sections 339D-B and 339D-8."

3 SECTION 13. Section 339D-11, Hawaii Revised Statutes, is
4 amended to read as follows:

5 "~~§~~**339D-11**~~§~~ **Financial and proprietary information**~~;~~
6 **report.** (a) Notwithstanding any law to the contrary, financial
7 or proprietary information, including trade secrets, commercial
8 information, and business plans, submitted to the department
9 under this chapter is confidential and is exempt from public
10 disclosure ~~to the extent permitted by chapter 92F.~~

11 (b) The department shall compile the information submitted
12 by covered television manufacturers and issue a report to the
13 legislature no later than April 1, 2012, and annually each year
14 thereafter."

15 SECTION 14. Section 339D-12, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "~~§~~**339D-12**~~§~~ **Federal preemption.** (a) ~~This~~ Part II
18 of this chapter shall be deemed repealed if a federal law or a
19 combination of federal laws takes effect that establishes a
20 national program for the collection and recycling of covered
21 electronic devices that substantially meets the intent of part
22 II of this chapter, including the creation of a financing

1 mechanism for collection, transportation, and recycling of all
2 covered electronic devices from covered entities in the United
3 States.

4 (b) Part III of this chapter shall be deemed repealed if a
5 federal law or a combination of federal laws takes effect that
6 establishes a national program for the recycling of covered
7 televisions that substantially meets the intent of part III of
8 this chapter."

9 SECTION 15. Implementation of this Act by January 1, 2011,
10 shall be deemed to satisfy the requirement for a separate plan
11 for the collection, transportation, and recycling of televisions
12 as set forth in section 3 of Act 13, Special Session Laws of
13 Hawaii 2008.

14 SECTION 16. In codifying the new sections added by
15 section 6 of this Act, the revisor of statutes shall substitute
16 appropriate section numbers for the letters used in designating
17 the new sections in this Act.

18 SECTION 17. If any provision of this Act, or the
19 application thereof to any person or circumstance, is held
20 invalid, the invalidity does not affect other provisions or
21 applications of the Act that can be given effect without the

1 invalid provision or application, and to this end the provisions
2 of this Act are severable.

3 SECTION 18. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 19. This Act shall take effect on July 1, 2009.

Report Title:

Recycling; Televisions

Description:

Establishes a television recycling program in the state as a new part in chapter 339D, HRS. Revises the provisions applicable to violations regarding electronic devices to incorporate the new part into chapter 339D. Amends the title of chapter 339D to "Electronic Waste and Television Recycling and Recovery Act".
(SD1)