
A BILL FOR AN ACT

RELATING TO LITTER CONTROL.

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

1 SECTION 1. Section 339-8, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Except as otherwise provided by this chapter, any
4 person violating any provision of this chapter or any rule
5 adopted under this chapter shall be guilty of a violation, and
6 shall be fined not less than \$100, and not more than [~~\$500~~
7 \$1,000 for each offense, and ordered to pick up and remove
8 litter from a public place under the supervision of the director
9 as follows:

10 (1) For the first offense, the violator shall spend four
11 hours of either picking up litter or performing
12 community service; and

13 (2) For any subsequent offense, the violator shall spend
14 eight hours of either picking up litter or performing
15 community service.

16 If the fine under this subsection was imposed by a county
17 agency, the fine collected shall be deposited into that county's
18 general fund. If the fine under this subsection was imposed by



1 a state agency, the fine collected shall be deposited into the
2 environmental management special fund established under section
3 342G-63."

4 SECTION 2. Section 342G-63, Hawaii Revised Statutes, is
5 amended by amending subsection (c) to read as follows:

6 "(c) The department shall expend moneys contained in the
7 environmental management special fund to:

8 (1) Partially fund the operating costs of the program
9 including its regulatory functions and the development
10 of waste reduction and diversion activities as
11 mandated by this chapter [342G];

12 (2) Fund litter control and enforcement programs through
13 direct contract or direct transfer of funds to any
14 state or county agency that may enforce chapter 339 or
15 section 708-829 or both;

16 [~~2~~] (3) Fund statewide education, demonstration, and
17 market development programs, through direct contract
18 or direct transfer of funds to the counties and the
19 department of business, economic development, and
20 tourism, or under a grant program that may be
21 developed under rules pursuant to chapter 91; and



1 [~~3~~] (4) Provide for annual training for municipal solid
2 waste operators in compliance with 40 Code of Federal
3 Regulations Part 258 and chapter 11-58, Hawaii
4 Administrative Rules."

5 SECTION 3. This Act does not affect rights and duties that
6 matured, penalties that were incurred, and proceedings that were
7 begun before its effective date.

8 SECTION 4. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 5. This Act shall take effect on July 1, 2010.



Report Title:

Keiki Caucus; Littering; Fines

Description:

Increases the fine for littering. Requires moneys to be deposited into the county general fund for the county that imposed the fine or if the fine is imposed by the state, into the Environmental Management Special Fund (Special Fund). Authorizes moneys in the Special Fund to be used for enforcing the litter control law and criminal littering law. (SB2081 HD1)

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