
A BILL FOR AN ACT

RELATING TO THE BEVERAGE CONTAINER SURCHARGE.

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

1 SECTION 1. The legislature finds that education is one of
2 the foremost priorities of this State. Our State is eligible to
3 compete for funds ranging from \$20,000,000 to \$75,000,000
4 through a \$4,350,000,000 federal grant program for schools
5 called the Race to the Top fund. However, recent school
6 furloughs jeopardized Hawaii's chances of receiving a Race to
7 the Top grant because the furloughs were perceived as directly
8 contradicting Hawaii's stated commitment to reform education,
9 one of the criteria to receive the grants.

10 Although the length of Hawaii's school year has been
11 reinstated, the legislature finds that it is necessary to
12 identify additional sources of revenue to substantiate Hawaii's
13 commitment to public education and improve its likelihood of
14 receiving a Race to the Top grant.

15 The purpose of this Act is to:

16 (1) Add a beverage container surcharge of 5 cents to the
17 deposit beverage container fee;



- 1 (2) Establish an education special fund into which the
- 2 beverage container surcharge shall be deposited; and
- 3 (3) Authorize the department of education to expend moneys
- 4 in the education special fund to fund improvements in
- 5 education and the repair and maintenance of public
- 6 school facilities.

7 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is
 8 amended by adding a new section to be appropriately designated
 9 and to read as follows:

10 "§302A- Education special fund. (a) There is
 11 established in the state treasury an education special fund to
 12 be administered by the department, into which shall be deposited
 13 all revenues from the beverage container surcharge as authorized
 14 by section 342G- . The moneys in the education special fund
 15 shall be administered and used by the department to fund
 16 improvements in education and the repair and maintenance of
 17 public school facilities. Appropriations or authorizations from
 18 the fund shall be expended by the superintendent. Up to ten per
 19 cent of the moneys in the special fund may be used by the
 20 department of education to reimburse the department of health
 21 for the administrative costs of collecting the beverage
 22 container surcharge."

1 SECTION 3. Chapter 342G, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§342G- Beverage container surcharge. Beginning on
5 September 1, 2011, there shall be added to the fee assessed in
6 section 342G-102, a beverage container surcharge to be collected
7 and deposited into the education special fund as established
8 under section 302A- . The beverage container surcharge shall
9 be 5 cents per deposit beverage container."

10 SECTION 4. The department of education shall report to the
11 governor and the legislature, no later than twenty days prior to
12 the convening of the regular sessions of 2013 and 2014, on all
13 expenditures made from the education special fund during the
14 previous year.

15 SECTION 5. The department of health shall report to the
16 legislature on recommendations and implementation of the
17 beverage container surcharge no later than twenty days prior to
18 the convening of the regular session of 2013.

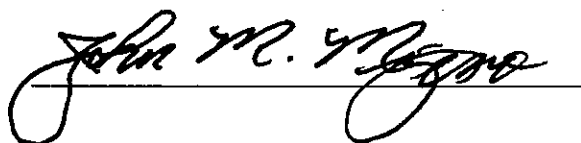
19 SECTION 6. New statutory material is underscored.



1 SECTION 7. This Act shall take effect upon its approval
2 and shall be repealed on June 30, 2015.

3

INTRODUCED BY:

A handwritten signature in black ink, appearing to read "John M. Pappas", is written over a horizontal line.

JAN 24 2011



Report Title:

Beverage Container Surcharge; Education

Description:

Establishes a 5 cent surcharge on deposit beverage containers, to be used by the Department of Education.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

