



GOV. MSG. NO. 1398

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

July 10, 2012

The Honorable Shan Tsutsui, President
and Members of the Senate
Twenty-Sixth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

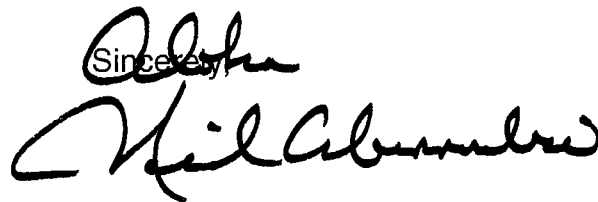
The Honorable Calvin Say, Speaker
and Members of the House
Twenty-Sixth State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

I am transmitting herewith SB2640 SD1 HD1 CD1, without my approval, and with the statement of objections relating to the measure.

SB2640 SD1 HD1 CD1

RELATING TO WASTEWATER.

Sincerely,


NEIL ABERCROMBIE
Governor, State of Hawaii

EXECUTIVE CHAMBERS

HONOLULU

July 10, 2012

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2640

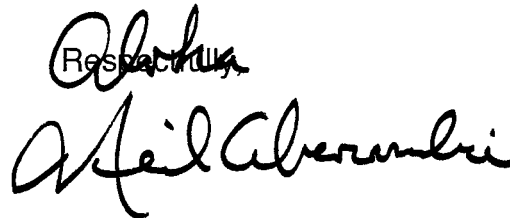
Honorable Members
Twenty-Sixth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2640, entitled "A Bill for an Act Relating to Wastewater."

The purpose of this bill is to allow the use of individual wastewater systems as an on-site means of wastewater disposal in lieu of a county sewer system if the wastewater system pre-dates the county sewer system, and if the county determines that allowing the individual wastewater system is fair and equitable.

It is more beneficial to public health and the environment to have wastewater collected thorough the county sewer system and treated by the county wastewater treatment plants.

For the foregoing reason, I am returning Senate Bill No. 2640 without my approval.

The image shows a handwritten signature in black ink. The signature is written in a cursive style and appears to read "Neil Abercrombie". There is a faint, circular stamp or watermark behind the signature that contains the word "Respectfully".

NEIL ABERCROMBIE
Governor of Hawaii

A BILL FOR AN ACT

RELATING TO WASTEWATER.

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

1 SECTION 1. Section 27-21.6, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§27-21.6 Functions reassigned to the counties.** The
4 following functions are [~~hereby~~] reassigned to the several
5 counties:

6 (1) The medical care of inmates of county jails;

7 (2) The rendering of medical investigatory services
8 requested by the police;

9 (3) Physical examinations of employees to the extent that
10 [~~such~~] those functions had been performed immediately
11 prior to the adoption of Act 97, Session Laws of
12 Hawaii 1965;

13 (4) The care and treatment of county workers' compensation
14 cases to the extent that [~~such~~] those functions had
15 been performed immediately prior to the adoption of
16 Act 97, Session Laws of Hawaii 1965; and



1 (5) The regulation of the design, construction, and
2 operation of individual wastewater systems and private
3 wastewater treatment works[-]; provided that [~~the~~]:

4 (A) The transfer of this function to each county
5 shall take place on the date that the expenditure
6 of start-up funds is made by the State to [~~such~~
7 the county for this purpose[-]; and

8 (B) Except for cesspools in a special management
9 area, as defined in section 205A-22, counties may
10 permit the use of an otherwise authorized
11 individual wastewater treatment system as an on-
12 site means of wastewater disposal if:

13 (i) The individual wastewater treatment system
14 pre-dates a county-operated wastewater
15 treatment system; and

16 (ii) The county determines that allowing the
17 individual wastewater treatment system is
18 fair and equitable.

19 No later than December 31, 2014, the counties
20 shall adopt rules or ordinances to effectuate
21 this subparagraph."



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

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

APPROVED this day of , 2012

GOVERNOR OF THE STATE OF HAWAII