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## A BILL FOR AN ACT

RELATING TO SPECIAL WASTE DISPOSAL.

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

1           SECTION 1. Section 342I-2, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§342I-2 Lead acid batteries; collection for recycling.** A  
4 person selling lead acid batteries at retail or offering lead  
5 acid batteries for retail sale in the State shall:

6           (1) Accept, at the point of transfer, in a quantity at  
7 least equal to the number of new batteries purchased,  
8 used lead acid batteries from customers, if offered by  
9 customers; [~~and~~]

10           (2) If a used lead acid battery is not exchanged at the  
11 time of sale, collect a \$50 deposit on the new  
12 battery; provided that:

13           (A) The deposit shall be returned to the customer  
14 when the customer delivers a used lead acid  
15 battery within thirty days of the date of sale;  
16 and

17           (B) All funds received by a seller as a deposit on a  
18 lead acid battery shall be held in trust and



1           separately accounted for by the seller. Any  
 2           interest on those funds shall inure to the  
 3           benefit of the seller. Annually, on July 1, all  
 4           deposits not returned to customers in exchange  
 5           for used lead acid batteries during the previous  
 6           year ending June 30, shall inure to the benefit  
 7           of the seller.

8           ~~[(2)]~~ (3) Post written notice that shall be at least ~~[five]~~  
 9           eight inches by ~~[seven]~~ eleven and one half inches in  
 10           size and shall contain the universal recycling symbol  
 11           and the following language:

12           (A) "It is illegal to discard a motor vehicle battery  
 13           or other lead acid battery";

14           (B) "Recycle your used batteries";

15           (C) "State law requires us to accept used motor  
 16           vehicle batteries or other lead acid batteries  
 17           for recycling, in exchange for new batteries  
 18           purchased"; ~~[and]~~

19           (D) "The price of a new battery includes disposal of  
 20           your ~~[old]~~ used battery" ~~[=]~~; and



1            (E) A deposit of \$50 will be charged for each lead  
 2            acid battery that is not exchanged for a used  
 3            lead acid battery.

4        [~~3~~] (4) Any advertising pertaining to the price of lead  
 5            acid batteries shall include the [statement]  
 6            statements "The price includes disposal of your old  
 7            battery"[-] and, "A deposit of \$50 will be charged for  
 8            each new lead acid battery that is not exchanged for a  
 9            used lead acid battery."

10       [~~4~~] (5) For businesses utilizing advertising prepared out  
 11           of the State a sign no smaller than three square feet,  
 12           placed at the point of sale stating: "The price of  
 13           the battery includes disposal of your old battery" and  
 14           "A deposit of \$50 will be charged for each new lead  
 15           acid battery that is not exchanged for a used lead  
 16           acid battery" may be substituted."

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

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

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INTRODUCED BY:

*Paul Klesh*

*James*  
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*[Signature]*

# H.B. NO. 1693

**Report Title:**

Lead Acid Batteries

**Description:**

Requires a \$50 deposit for each new lead acid battery sold, to be refunded on exchange of a used lead acid battery.

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

