

JAN 20 2012

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# A BILL FOR AN ACT

RELATING TO SOLID WASTE.

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

1           SECTION 1. The legislature finds that rainwater that  
2 enters dumpster bins results in pollution and impairment of the  
3 efficiency of the State's waste management programs. The mixing  
4 of the contents of a dumpster and rainwater can cause pressing  
5 problems, including the possible spillage of trash and water  
6 polluted by grease, bacteria, chemicals, and other such  
7 contaminants on and into Hawaii's grounds, aquifers, storm  
8 drains, and ocean. Furthermore, trash saturated with rainwater  
9 is heavier and thus costlier to transport, and this same garbage  
10 also inhibits the efficiency of incinerators such as those at H-  
11 Power which turn waste into energy. Although private and state  
12 dumpsters are sometimes covered, there is no overarching policy  
13 mandating the covering of dumpster bins.

14           The purpose of this Act is to require all dumpster bins or  
15 other containers used to store solid waste to be sheltered or  
16 protected from rainwater by a roof, cover, or lid.

17           SECTION 2. Section 342H-30, Hawaii Revised Statutes, is  
18 amended to read as follows:



1           "§342H-30 Prohibition; civil. (a) No person, including  
2 any public body, shall engage in the operation of an open dump.

3           (b) No person, including any public body, shall operate a  
4 solid waste management system without first securing approval in  
5 writing from the director.

6           (c) No person, including any public body, shall discard,  
7 dispose of, deposit, discharge, or dump solid waste, or by  
8 contract or otherwise arrange directly or indirectly for the  
9 disposal of solid waste in an amount equal to or greater than  
10 one cubic yard in volume anywhere other than a permitted solid  
11 waste management system without the prior written approval of  
12 the director. Each day of violation shall constitute a separate  
13 offense. This prohibition shall not be deemed to supersede any  
14 other disposal prohibitions established under federal, state, or  
15 county law, regulation, rule, or ordinance.

16           (d) No person, including any public body, shall maintain  
17 on the person's premises a dumpster bin, or any other container  
18 used to store solid waste, that is not sheltered or protected  
19 from rainwater by a roof, cover, or lid."

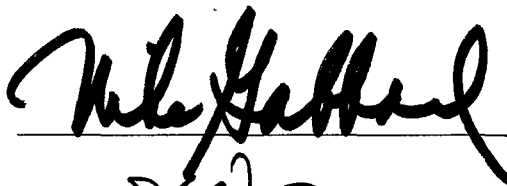
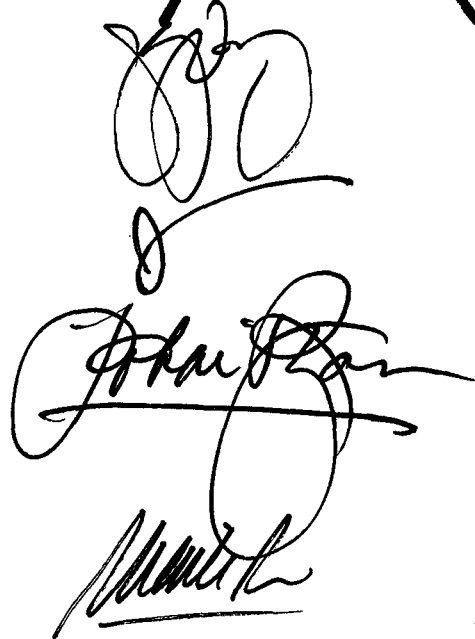

20           SECTION 3. New statutory material is underscored.



1 SECTION 4. This Act shall take effect on January 1, 2013.

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INTRODUCED BY:



# S.B. NO. 2286

**Report Title:**

Solid Waste Pollution; Dumpster Bins

**Description:**

Requires that dumpster bins or other containers used to store solid waste be sheltered or protected from rainwater by a roof, cover, or lid. Takes effect 1/1/2013.

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

