
A BILL FOR AN ACT

RELATING TO INTEGRATED SOLID WASTE MANAGEMENT.

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

1 SECTION 1. Section 342G-81, Hawaii Revised Statutes, is
2 amended by amending the definitions of "deposit glass beverage
3 container" and "glass recovery program" to read as follows:

4 ""Deposit glass beverage container" means:

5 (1) The individual, separate, sealed, glass container used
6 for containing, at the time of import, [~~sixty-eight~~]
7 one hundred twenty-eight fluid ounces or less of a
8 beverage; or

9 (2) The empty, individual, separate glass container that
10 will be filled with [~~sixty-eight~~] one hundred twenty-
11 eight fluid ounces or less of a beverage and sealed in
12 this State, so that these glass beverage containers
13 will be subject to part VIII.

14 "Glass recovery program" means a program for glass recovery
15 and reuse for purposes including but not limited to:

16 (1) Glass container reuse or recycling whereby containers
17 are refilled, processed for shipment out of the State,
18 or crushed into aggregate substitute; [~~and~~]



1 (2) Use in roadway materials or concrete as provided in
2 this part[-]; and

3 (3) Use in building materials."

4 SECTION 2. Section 342G-82, Hawaii Revised Statutes, is
5 amended by amending subsection (a) to read as follows:

6 "(a) Every glass container importer shall pay to the
7 department an advance disposal fee. The fee shall be imposed
8 only once on the same glass container and shall not be assessed
9 on drinking glasses, cups, bowls, plates, ashtrays, and similar
10 tempered glass containers. For the period beginning
11 September 1, 1994, the fee shall be one and one-half cents per
12 glass container. Beginning October 1, 2004, the glass advance
13 disposal fee shall only apply to glass containers that are not
14 [~~glass~~] deposit glass beverage containers."

15 SECTION 3. Section 342G-101, Hawaii Revised Statutes, is
16 amended by amending the definitions of "deposit beverage" and
17 "deposit beverage container" to read as follows:

18 ""Deposit beverage" means beer, ale, or other drink
19 produced by fermenting malt, spirits, mixed spirits, wine, mixed
20 wine, tea and coffee drinks regardless of dairy-derived product
21 content, soda, or noncarbonated water, milk and all other diary-
22 derived products, and all nonalcoholic drinks in liquid form and



1 intended for internal human consumption that is contained in a
2 deposit beverage container.

3 The term "deposit beverage" excludes the following:

4 (1) A liquid which is:

5 (A) A syrup;

6 (B) In a concentrated form; or

7 (C) Typically added as a minor flavoring ingredient
8 in food or drink, such as extracts, cooking
9 additives, sauces, or condiments;

10 (2) A liquid which is a drug, medical food or infant
11 formula as defined by the Federal Food, Drug, and
12 Cosmetic Act (21 U.S.C. §301 et seq.);

13 (3) A liquid which is designed and consumed only as a
14 dietary supplement and not as a beverage as defined in
15 the Dietary Supplement Health and Education Act of
16 1994 (P.L. 103-417);

17 (4) Products frozen at the time of sale to the consumer,
18 or, in the case of institutional users such as
19 hospitals and nursing homes, at the time of sale to
20 the users;

21 (5) Products designed to be consumed in a frozen state;

22 (6) Instant drink powders; and



- 1 (7) Seafood, meat, or vegetable broths, or soups, but not
2 juices [~~+~~ and
3 ~~(8) Milk and all other dairy derived products, except tea~~
4 ~~and coffee drinks with trace amounts of these~~
5 ~~products~~].

6 "Deposit beverage container" means the individual,
7 separate, sealed glass, polyethylene terephthalate, high density
8 polyethylene, or metal container less than or equal to [~~sixty-~~
9 ~~eight~~] one hundred twenty-eight fluid ounces, used for
10 containing, at the time of sale to the consumer, a deposit
11 beverage intended for use or consumption in this State."

12 SECTION 4. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 5. This Act shall take effect on January 1, 2014.

15

INTRODUCED BY: Joseph M. Antle

JAN 23 2013



H.B. NO. 1062

Report Title:

Glass Container Recovery; Deposit Beverage Container Program; Definitions

Description:

Increases the size of a deposit glass beverage container from sixty-eight to one hundred twenty-eight fluid ounces. Adds building materials as a purpose under the glass recovery program. Adds wine, spirits, and milk and other dairy-derived products to the definition of "deposit beverage". Increases the size of a deposit beverage container from sixty-eight to one hundred twenty-eight fluid ounces. Takes effect 1/1/2014.

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

