

JAN 18 2013

A BILL FOR AN ACT

RELATING TO WATER.

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

1 SECTION 1. Section 340E-4.8, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "~~[+]§340E-4.8[+]~~ **Water catchment systems.** (a) The
4 department shall establish a program to conduct annual testing
5 of water from water catchment systems ~~[for lead and copper.]~~,
6 upon request by a resident of the property on which the water
7 catch system is located, to determine whether the system meets
8 the water and water or waste disposal system requirements for
9 federal rural housing loans pursuant to title 7 Code of Federal
10 Regulations section 1980.313(c). Any resident residing in a
11 legal dwelling which relies on a water catchment system for the
12 resident's water needs shall be eligible to participate in the
13 program, subject to the department's procedures and guidelines
14 and the availability of program funds. Residents shall utilize
15 a certified private analytical laboratory specified by the
16 department or the department may conduct the tests.
17 Participating residents shall pay [~~\$25~~] \$ _____ for the
18 tests ~~[and the department shall cover the remainder of the~~



1 ~~testing cost~~]. One set of tests a year for each legal dwelling
2 may be requested under this program.

3 (b) The department shall establish procedures and
4 guidelines for the ~~testing~~ program, which shall:

- 5 (1) Identify sampling and analytical protocols~~[+]~~ for
6 testing;
- 7 (2) Specify report and notice requirements; ~~and~~
- 8 (3) Determine participation eligibility procedures and
9 requirements~~[-]~~; and
- 10 (4) Require the submission of written verification by the
11 department, upon request, that a water catchment
12 system is approved or complies with the Safe Drinking
13 Water Act (42 U.S.C. 300F et seq.), and the Clean
14 Water Act (33 U.S.C. 1251 et seq.), respectively, if
15 applicable.

16 (c) The department shall establish a nonregulatory program
17 that provides technical assistance to any resident residing in a
18 legal dwelling which relies on a water catchment system for the
19 resident's water needs for the purpose of improving water
20 quality in that system. To the extent practicable, the
21 department shall assist the resident by recommending practical
22 and affordable methods to improve water quality, based on the



1 specific design and conditions of the water catchment system[-],
2 and to comply with the water and water or waste disposal system
3 requirements for federal rural housing loans pursuant to title 7
4 Code of Federal Regulations section 1980.313(c)."

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

7 SECTION 3. This Act shall take effect upon its approval.
8

INTRODUCED BY: Gilbert Kalper

 Makenna
 Dennis

 D.C.

S.B. NO. 602

Report Title:

Water Catchment System; Department of Health; Rural Housing Loans

Description:

Converts the department of health's water catchment system testing program for lead and copper into a program that tests whether the system meets federal requirements for rural housing loans. Amends the fee paid by residents for the tests pursuant to the program and repeals the requirement that the department shall pay the remainder of testing costs.

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