

JAN 18 2013

S.B. NO. 756

A BILL FOR AN ACT

RELATING TO BEVERAGE CONTAINER DEPOSIT SPECIAL FUND.

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

1 SECTION 1. The watershed partnerships program of the
2 department of land and natural resources provides technical and
3 financial support for the implementation of watershed management
4 plans developed by watershed partnerships statewide. There are
5 over seventy public and private landowners involved with close
6 to one million acres found under these watershed partnerships.
7 The watershed partnerships program is funded by the natural area
8 reserve fund, established by section 195-9, Hawaii Revised
9 Statutes, which is funded by a portion of the conveyance tax,
10 which is levied each time real estate property is bought or
11 sold.

12 The purpose of this Act is to transfer a percentage of
13 moneys in the deposit beverage container deposit special fund to
14 the natural area reserve fund.

15 SECTION 2. Section 342G-104, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "**§342G-104 Deposit into deposit beverage container deposit**
18 **special fund; use of funds.** (a) There is established in the



1 state treasury the deposit beverage container deposit special
2 fund, into which shall be deposited:

3 (1) All revenues generated from the deposit beverage
4 container fee as described under sections 342G-102 and
5 342G-105;

6 (2) All revenues generated from the deposit beverage
7 container deposit as described under sections 342G-105
8 and 342G-110; and

9 (3) All accrued interest from the fund.

10 (b) Moneys in the deposit beverage container deposit
11 special fund shall be used [~~to reimburse~~] as follows:

12 (1) For reimbursement of refund values and [pay] payment
13 of handling fees to redemption centers[-]; and

14 (2) For transfer of 1 cent of every deposit beverage
15 container fee under section 342G-102 in excess of the
16 moneys necessary under paragraph (1) into the natural
17 area reserve fund under section 195-9 for expenditure
18 on watershed programs.

19 (c) The department may also use [~~the money~~] moneys in the
20 deposit beverage container deposit special fund to:

21 (1) Fund administrative, audit, and compliance activities
22 associated with collection and payment of the deposits



- 1 and handling fees of the deposit beverage container
- 2 program;
- 3 (2) Conduct recycling education and demonstration
- 4 projects;
- 5 (3) Promote recyclable market development activities;
- 6 (4) Support the handling and transportation of the deposit
- 7 beverage containers to end-markets;
- 8 (5) Hire personnel to oversee the implementation of the
- 9 deposit beverage container program, including
- 10 permitting and enforcement activities; and
- 11 (6) Fund associated office expenses.

12 [~~e~~] (d) Any funds that accumulate in the deposit
 13 beverage container deposit special fund shall be retained in the
 14 fund unless determined by the legislature to be in excess."

15 SECTION 3. Statutory material to be repealed is bracketed
 16 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:

Malina J...
Dan Schut...
Bilal Khan *R. J. O'...*

S.B. NO. 756

Report Title:

Deposit Beverage Container Fee; Natural Area Reserve Fund

Description:

Transfers 1 cent of the deposit beverage container fee in excess of funds necessary to reimburse refund values and pay handling fees to redemption centers into the natural area reserve fund for expenditure on watershed programs.

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