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# A BILL FOR AN ACT

RELATING TO FOOD WASTE.

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

1           SECTION 1. The legislature finds that waste disposal is an  
2 issue of critical importance throughout the islands. The  
3 legislature further finds that even with current statewide  
4 policies, recycling efforts reduce only a fraction of the solid  
5 and liquid waste generated. Landfills on all islands are  
6 approaching or have already reached their maximum capacity, and  
7 the expansion of current landfills and relocation efforts are  
8 meeting widespread community opposition.

9           Accordingly, the purpose of this Act is to prohibit  
10 generators of commercial organic material from disposing of  
11 commercial organic material waste at landfills and waste-to-  
12 energy facilities and specify means by which the generators  
13 shall dispose of or transfer the material.

14           SECTION 2. Chapter 342G, Hawaii Revised Statutes, is  
15 amended by adding a new section to be appropriately designated  
16 and to read as follows:

17           "§342G-       Disposal of commercial organic material waste;  
18 prohibition. (a) Notwithstanding any law to the contrary, a



1 generator of commercial organic material shall not dispose of  
2 any commercial organic waste at any landfill or waste-to-energy  
3 facility, or by incineration, in the State.

4 (b) A generator of commercial organic material restricted  
5 by the limitations of subsection (a) shall dispose of or  
6 transfer all waste rendered by means of donation, compost,  
7 biofuel production, anaerobic digestion, thermal combustion of  
8 organic materials, or animal feed.

9 (c) The prohibitions of this section shall not apply to  
10 special waste or waste created as a result of a natural  
11 disaster.

12 (d) For the purpose of this section, "commercial organic  
13 material" means any food material and vegetative material from  
14 any entity that generates more than one ton of those materials  
15 for solid waste disposal per week, but does not mean any  
16 material resulting from a residence or centralized dining  
17 facility."

18 SECTION 3. This Act does not affect rights and duties that  
19 matured, penalties that were incurred, and proceedings that were  
20 begun before its effective date.

21 SECTION 4. New statutory material is underscored.



1 SECTION 5. This Act shall take effect on July 1, 2050.



**Report Title:**

Commercial Organic Material; Waste; Disposal; Transfer;  
Landfills

**Description:**

Prohibits the disposal of commercial organic material waste at landfills or waste-to-energy facilities in the State. Requires all generators of commercial organic material to use alternative means of disposal, such as donation, compost, biofuel production, anaerobic digestion, thermal combustion of organic materials, or animal feed. Effective July 1, 2050. (SD1)

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

