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# A BILL FOR AN ACT

RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM.

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

1           SECTION 1. (a) The county of Kauai is authorized, as a  
2 pilot project, to adopt an ordinance to assume the authority and  
3 duties of the department of health with regard to sections 342G-  
4 106, 342G-109, 342G-114, 342G-117, 342G-119, 342G-120, and  
5 342G-121, Hawaii Revised Statutes; provided that this  
6 authorization shall last until June 30, 2022.

7           (b) If the county of Kauai adopts an ordinance pursuant to  
8 subsection (a), the county shall be entitled to the moneys in  
9 its corresponding subaccount established pursuant to section  
10 342G-104(a), Hawaii Revised Statutes, no less than quarterly.

11           (c) The department shall disclose any relevant information  
12 submitted to the department pursuant to this Act to the county  
13 of Kauai, should it adopt an ordinance pursuant to subsection  
14 (a). All confidential information submitted to the department  
15 and disclosed to any county shall be treated as confidential by  
16 the county and protected to the extent allowed by law.



1 (d) Pursuant to subsection (a), funds accepted by the  
2 county of Kauai pursuant to subsection (b) shall be expended to  
3 reimburse refund values and pay handling fees to redemption  
4 centers. The county may also expend the funds to:

5 (1) Fund administrative, audit, and compliance activities  
6 associated with collection and payment of the deposits  
7 and handling fees of the deposit beverage container  
8 program;

9 (2) Conduct recycling education and demonstration  
10 projects;

11 (3) Promote recyclable market development activities;

12 (4) Support the handling and transportation of the deposit  
13 beverage containers to end-markets;

14 (5) Hire personnel to oversee the implementation of the  
15 deposit beverage container program, including  
16 permitting and enforcement activities; and

17 (6) Fund associated office expenses.

18 Unencumbered funds at the end of each fiscal year may be  
19 expended for the benefit of department of education schools  
20 within the county.



1 (e) If the county of Kauai adopts an ordinance pursuant to  
2 subsection (a), the department shall establish a separate  
3 subaccount within the deposit beverage container deposit special  
4 fund, which shall receive:

5 (1) All revenues generated from the deposit beverage  
6 container fee as described under sections 342G-102 and  
7 342G-105, Hawaii Revised Statutes, from the county of  
8 Kauai;

9 (2) All revenues generated from the deposit beverage  
10 container deposit as described under sections 342G-105  
11 and 342G-110, Hawaii Revised Statutes, from the county  
12 of Kauai; and

13 (3) All accrued interest from that subaccount.

14 (f) As used in this Act:

15 "Department" means the department of health.

16 SECTION 2. This Act shall take effect on July 1, 2100.



**Report Title:**

Deposit Beverage Container Program; County of Kauai; Pilot Project

**Description:**

Authorizes the county of Kauai to manage the deposit beverage container program within its jurisdiction as a pilot project for three years. (HB1085 HD1)

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

