

ACT 72

A Bill for an Act Relating to Air Pollution Control and Amending Chapter 47 of the Revised Laws of Hawaii 1955, as Amended.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. The purpose of this Act is to authorize the governing body of each county to adopt ordinances controlling air pollution in such areas of a county as may be affected thereby; to form county air pollution control agencies; and to contract with each other and with the State for technical and training assistance.

SECTION 2. Section 47-77, Revised Laws of Hawaii 1955, as amended, is hereby further amended to read as follows:

“Section 47-77. County air pollution control agencies and other ordinances, rules or regulations; effect on. No ordinance or regulation of any governing body of a county, or any rule or regulation promulgated pursuant thereto not inconsistent with this part shall be superseded by this part. Nothing in this part or in any rule or regulation promulgated pursuant thereto shall preclude the right of any governing body of a county to adopt ordinances or any rule or regulation promulgated pursuant thereto not inconsistent with this part controlling or prohibiting air pollution throughout the county or in such areas of the county as shall be affected thereby nor to establish county air pollution control agencies to enforce such ordinances, rules or regulations. The governing body of a county may contract with the governing body of another county or of the State to share technical air pollution control services or facilities or to receive technical assistance or training. All ordinances and any rule or regulation promulgated pursuant thereto inconsistent with this part shall be invalid and of no effect.”

SECTION 3. This Act shall take effect upon its approval.
(Approved May 11, 1965.) **H.B. 101.**