

ACT 141

H. B. NO. 340

A Bill for an Act Relating to Air Pollution Control.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. The phrase "air pollution" defined in Section 322-61, Hawaii Revised Statutes, is amended to read as follows:

"Air pollution" means the presence in the outdoor atmosphere of substances in quantities and for durations which endanger human health or welfare, plant or animal life or to property or which unreasonably interfere with the comfortable enjoyment of life and property through the State and in such areas of the State as shall be affected thereby and excludes all aspects of employer-employee relationship as to health and safety hazards. Such substances include, but are not limited to smoke, charred paper, dust, soot, grime, carbon, noxious acids, fumes, gases, odors, particulate matter or any combination thereof.

SECTION 2. Section 322-72, Hawaii Revised Statutes, is amended to read as follows:

"Any private person or agency who violates any of the rules or regulations promulgated by the department shall be fined not more than \$500. Each day of violation shall constitute a separate offense. The department may institute legal proceedings in the name of the State to recover the penalty, which shall be a government realization."

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

(Approved June 22, 1970.)