

## ACT 112

H.B. NO. 1012

A Bill for an Act Relating to the Clean Hawaii Fund.

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

SECTION 1. Chapter 201, Hawaii Revised Statutes, is amended by adding to part VIII two new sections to be appropriately designated and to read as follows:

**“§201- Definitions.** As used in this part:

“Department” means the department of business, economic development, and tourism.

“Director” means the director of business, economic development, and tourism.

**§201- Clean Hawaii fund established.** (a) There is established within the state treasury a special fund to be known as the clean Hawaii fund, which shall be administered and used by the department to market and promote the development of local processing and manufacturing industries for collected recycled materials. All moneys derived from the following sources to market and promote the development of local processing and manufacturing industries for collected recycled materials shall be deposited into the fund:

- (1) Moneys appropriated to the fund by the legislature;
- (2) Moneys received by the department from federal, state, or county agencies;
- (3) Direct transfers of funds from federal, state, or county agencies;
- (4) Moneys received in fees, royalties, or premiums;

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- (5) Private grants, contracts, or gifts;
- (6) Funds from other sources; and
- (7) Earnings on investments.
- (b) The department may use moneys in the clean Hawaii fund to:
  - (1) Make grants for marketing and promoting the development of local processing and manufacturing industries for collected recycled materials, subject to the standards provided in section 42F-103;
  - (2) Pay for expenses, fees, or costs related to the marketing, promotion, or development of local processing, manufacturing, or purchasing of recycled products; or
  - (3) Pay for expenses, fees, or costs to organize, conduct, sponsor, or cooperate with others in sponsoring conferences, workshops, demonstrations, studies, or other events or functions that are related to the stimulation and formation of recycling or environmental businesses.

(c) The director may execute contracts and adopt rules pursuant to chapter 91 to implement the purposes of the clean Hawaii fund.”

SECTION 2. Section 9 of Act 202, Session Laws of Hawaii 1994, as amended by Act 2, Special Session Laws of Hawaii 1995, is amended to read as follows:

“SECTION 9. The clean Hawaii center shall cease to exist on June 30, 1999; provided that on June 29, 1999, all unexpended or unencumbered balances remaining in the clean Hawaii fund established in section 4 of Act 2, Special Session Laws of Hawaii 1995, shall be transferred to the [Hawaii capital loan program.] clean Hawaii fund established by Act 112, Session Laws of Hawaii 1999. Section [210-~~210-3.5~~, Hawaii Revised Statutes, shall be repealed on June 30, 1999.”

SECTION 3. In printing this Act, the revisor of statutes shall insert the appropriate number of this Act in section 2.

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.<sup>1</sup>

SECTION 5. This Act shall take effect on June 28, 1999.

(Approved June 25, 1999.)

**Note**

1. Edited pursuant to HRS §23G-16.5.