

JAN 17 2014

A BILL FOR AN ACT

RELATING TO BEVERAGE CONTAINER DEPOSIT SPECIAL FUND.

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

1 SECTION 1. The watershed partnerships program of the
2 department of land and natural resources provides technical and
3 financial support for the implementation of watershed management
4 plans developed by watershed partnerships statewide. There are
5 over seventy public and private landowners involved with close
6 to one million acres found under these watershed partnerships.
7 The watershed partnerships program is funded by the natural area
8 reserve fund, established by section 195-9, Hawaii Revised
9 Statutes, which is funded by a portion of the conveyance tax,
10 which is levied each time real estate property is bought or
11 sold.

12 The purpose of this Act is to transfer a percentage of
13 moneys in the deposit beverage container deposit special fund to
14 the natural area reserve fund.

15 SECTION 2. Section 342G-102, Hawaii Revised Statutes, is
16 amended by amending subsection (e) to read as follows:

17 "(e) The director may temporarily suspend an automatic
18 increase of the deposit beverage container fee if, after



1 consultation with the auditor, it is determined that the deposit
2 beverage container deposit special fund contains sufficient
3 funds for the purposes of section 342G-104(b) [÷] and (c)."

4 SECTION 3. Section 342G-104, Hawaii Revised Statutes, is
5 amended to read as follows:

6 **"§342G-104 Deposit into deposit beverage container deposit**
7 **special fund; use of funds.** (a) There is established in the
8 state treasury the deposit beverage container deposit special
9 fund, into which shall be deposited:

10 (1) All revenues generated from the deposit beverage
11 container fee as described under sections 342G-102 and
12 342G-105;

13 (2) All revenues generated from the deposit beverage
14 container deposit as described under sections 342G-105
15 and 342G-110; and

16 (3) All accrued interest from the fund.

17 (b) Moneys in the deposit beverage container deposit
18 special fund shall be used [~~to reimburse~~] as follows:

19 (1) For reimbursement of refund values and [pay] payment
20 of handling fees to redemption centers[÷]; and

21 (2) For transfer of 1 cent of every deposit beverage
22 container fee collected pursuant to section 342G-102



1 in excess of the moneys necessary under paragraph (1)
2 into the natural area reserve fund under section 195-9
3 for expenditure on watershed programs.

4 (c) The department may also use [~~the money~~] moneys in the
5 deposit beverage container deposit special fund to:

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

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

12 (3) Promote recyclable market development activities;

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

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

18 (6) Fund associated office expenses.

19 [~~(c)~~] (d) Any funds that accumulate in the deposit
20 beverage container deposit special fund shall be retained in the
21 fund unless determined by the legislature to be in excess."



S.B. NO. 2666

1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect on July 1, 2014.

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S.B. NO. 2666

Report Title:

Deposit Beverage Container Fee; Natural Area Reserve Fund

Description:

Transfers 1 cent of the deposit beverage container fee in excess of funds necessary to reimburse refund values and pay handling fees to redemption centers into the natural area reserve fund for expenditure on watershed programs. Authorizes the director of health to temporarily suspend an automatic increase in the deposit beverage container fee under certain circumstances.

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