
A BILL FOR AN ACT

RELATING TO GRANTS FOR LOCAL RECYCLING FACILITIES.

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

1 SECTION 1. The legislature finds that Hawaii has grappled
2 with solutions to deal with municipal waste for decades.
3 Landfill capacity is rapidly decreasing, even after creating
4 mitigation measures like exportation and incineration.
5 Currently, the vast majority of recyclable materials are
6 recycled outside the State. Landfill diversion has global
7 environmental benefits, including reducing the need to extract
8 raw materials from mines, such as aluminum, and decreasing the
9 amount of methane gas released into the atmosphere as waste
10 decomposes. Landfills are the third largest source of methane
11 emissions in the United States behind industry and agricultural
12 sources. According to the United States Environmental
13 Protection Agency, methane is the second most prevalent
14 greenhouse gas emitted in the United States from human
15 activities, which has a significant impact on climate change.

16 The legislature further finds that an investment in local
17 recycling facilities is immediately necessary to address the



1 human impact on Hawaii's natural environment and mitigate the
2 effects of the climate crisis.

3 The purpose of this Act is to support recycling,
4 bioconversion, or composting businesses within the State of
5 Hawaii.

6 SECTION 2. Chapter 342G, Hawaii Revised Statutes, is
7 amended by adding a new section to part V to be appropriately
8 designated and to read as follows:

9 "§342G- Recycling facility grant program. (a) There
10 is established in the office a recycling facility grant program
11 to be administered by the department. The department shall
12 issue grants to recycling facility operators to assist them in
13 offsetting the costs of operations within the State.

14 (b) Grant program funds shall be disbursed from the
15 environmental management special fund established under section
16 342G-63 to the recycling facility operator for up to \$750,000.

17 (c) Any recycling facility operator requesting a grant
18 shall:

19 (1) Be licensed and accredited, as applicable, under the
20 laws of the State;



- 1 (2) Submit its request together with all the information
2 required by the director on an application form
3 provided by the department;
- 4 (3) Comply with all applicable federal and state laws
5 prohibiting discrimination against any person on the
6 basis of race, color, national origin, religion,
7 creed, sex, age, sexual orientation, disability, or
8 any other characteristic protected under applicable
9 federal or state law;
- 10 (4) Not use the grant for purposes of entertainment or
11 perquisites;
- 12 (5) Comply with any other requirements the director may
13 prescribe;
- 14 (6) Provide the director, the legislative bodies, and the
15 auditor with full access to records, reports, files,
16 and other related documents so that the program,
17 management, and fiscal practices of the grant
18 recipient may be monitored and evaluated to assure the
19 proper and effective expenditure of public funds; and
- 20 (7) Be monitored according to rules established by the
21 director to ensure compliance with this section.



1 (d) Any recipient of a grant under this section who
2 withholds or omits any material fact or deliberately
3 misrepresents facts to the director or who violates the terms of
4 the recipient's contract shall be in violation of this section
5 and, in addition to any other penalties provided by law, shall
6 be prohibited from applying for a grant under this section for a
7 period of five years from the date of termination."

8 SECTION 3. Section 342G-14, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "~~§~~342G-14~~§~~ **Powers and duties of the office of solid**
11 **waste management.** The office shall:

- 12 (1) Promote the development of coordinated statewide solid
13 waste management;
- 14 (2) Identify and monitor environmental and public health
15 issues relating to solid waste management;
- 16 (3) Promote source reduction, recycling, and
17 bioconversion, including home composting, through the
18 provision of a comprehensive, innovative, and
19 effective statewide public education and awareness
20 program concerning the value of source reduction and



- 1 recycling, and the way the public can participate in
2 these areas;
- 3 (4) Comply with the federal Resource Conservation and
4 Recovery Act of 1976 (42 United States Code section
5 6901 et seq.) and any other federal law heretofore or
6 hereafter enacted affecting solid waste;
- 7 (5) Seek compliance with sections 226-18, 226-52, and 226-
8 103;
- 9 (6) Assess the feasibility of employing disposal fees,
10 including fees at the point of introduction or sale of
11 any product that would require eventual disposition as
12 solid waste, as possible funding sources for waste
13 management activities;
- 14 (7) Coordinate with the department of land and natural
15 resources to incorporate solid waste management and
16 processing concerns in the department of land and
17 natural resources' land use planning and development
18 efforts;
- 19 (8) Coordinate the bioconversion efforts of appropriate
20 agency and county activities, including the provision



1 of technical assistance and the evaluation of
2 bioconversion programs;

3 (9) Provide waste evaluation services and assistance in
4 developing paper recycling and other materials
5 programs to both the public and private sector, where
6 feasible;

7 (10) Promote the use of enterprise zones in each county to
8 support source reduction, recycling, and
9 bioconversion-type businesses;

10 (11) Establish a recycling facility grant program to
11 incentivize reduction, recycling, bioconversion, or
12 composting businesses in the State;

13 [~~11~~] (12) Create and maintain a database to assess the
14 composition of the State's waste stream. If feasible,
15 this database shall contain the information necessary
16 to generate the office's annual report;

17 [~~12~~] (13) Identify and apply for appropriate federal funds
18 to support the programs and activities authorized by
19 this chapter; and



1 (4) Award grants pursuant to section 342G- ."

2 SECTION 5. There is appropriated out of the general
3 revenues of the State of Hawaii the sum of \$ or so
4 much thereof as may be necessary for fiscal year 2020-2021 to be
5 deposited into the environmental management special fund.

6 SECTION 6. There is appropriated out of the environmental
7 management special fund the sum of \$ or so much
8 thereof as may be necessary for fiscal year 2020-2021 for the
9 implementation of the recycling facility grant program pursuant
10 to this Act, including one full-time equivalent (1.0 FTE)
11 contract specialist position.

12 The sum appropriated shall be expended by the department of
13 health for the purposes of this Act.

14 SECTION 7. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 8. This Act shall take effect on July 1, 2050.



Report Title:

DOH; Office of Solid Waste Management; Recycling; Environmental Management; Grant Program; Recycling Facilities; Appropriation

Description:

Requires the Office of Solid Waste Management to establish a recycling facility grant program to support recycling in the State. Appropriates funds. Effective 7/1/2050. (SD2)

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