

JAN 22 2021

A BILL FOR AN ACT

RELATING TO THE CLEAN WATER ACT.

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

1 SECTION 1. Section 340E-2, Hawaii Revised Statutes, is
2 amended by amending subsection (e) to read as follows:
3 "(e) The director shall promulgate regulations
4 establishing an underground injection control program. Such
5 program shall prohibit any underground injection which is not
6 authorized by a permit issued by the director; provided that the
7 director shall not issue permits for the construction of sewage
8 wastewater injection wells unless alternative wastewater
9 disposal options are not available, feasible, or practical;
10 provided further that the director may authorize underground
11 injection by regulation. Underground injection authorized by
12 regulation shall not endanger drinking water sources. Beginning
13 January 1, 2031, underground injection shall be prohibited
14 unless authorized by a National Pollutant Discharge Elimination
15 System permit obtained from the director. Any underground
16 injection control program shall:



S.B. NO. 490

1 (1) Set standards and prohibitions controlling any
2 underground injection if such injection may result in
3 the presence of any contaminant in underground water
4 which supplies or may be expected to supply any public
5 water system, and if the presence of such contaminant
6 may result in such system's not complying with any
7 national primary drinking water regulation or may
8 otherwise adversely affect the health of persons;

9 (2) Require, in the case of a program which authorizes
10 underground injection by permit, that the applicant
11 for the permit satisfy the director that the
12 underground injection will meet the requirements of
13 paragraph (1); and

14 (3) Include inspection, monitoring, recordkeeping, and
15 reporting requirements.

16 For purposes of this subsection:

17 "Injection well" means a bored, drilled, or driven shaft,
18 or a dug hole, whose depth is greater than its widest surface
19 dimension and into which subsurface disposal of fluid or fluids
20 occurs or is meant to occur by means of injection.



1 "Sewage wastewater" means any liquid wastewater that
2 includes sewage from humans or household operations, regardless
3 of whether the wastewater has been treated or whether the
4 wastewater pollutes or tends to pollute state waters."

5 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY: Mike Hubbard



S.B. NO. 490

Report Title:

Department of Health; Clean Water Act; Underground Injection;
National Pollutant Discharge Elimination System Permit

Description:

Beginning 1/1/2031, prohibits underground injection unless authorized by a National Pollutant Discharge Elimination System permit obtained from the director of health.

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