

JAN 21 2022

A BILL FOR AN ACT

RELATING TO UNDERGROUND STORAGE TANKS.

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

1 SECTION 1. Section 342L-4, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:

3 "(c) The director shall issue a permit for any term, not
4 exceeding five years, if the director determines this to be
5 protective of human health and the environment; provided that
6 the permit may be subject to conditions as the director may
7 prescribe. The director, on application, shall renew a permit
8 from time to time for a term not to exceed five years if the
9 director determines this to be protective of human health and
10 the environment. The director shall not deny an application for
11 the issuance or renewal of a permit without affording the
12 applicant an opportunity for a hearing in accordance with
13 chapter 91.

14 The director, on the director's own motion or the
15 application of any person, ~~[may]~~ shall modify, suspend, or
16 revoke any permit if, after affording the permittee an



1 opportunity for a hearing in accordance with chapter 91, the
2 director determines that:

3 (1) There is a violation of any condition of the permit;

4 (2) The permit was obtained by misrepresentation, or
5 failure to disclose fully all relevant facts; ~~[or]~~

6 (3) There is a release or threatened release of regulated
7 substances that the department deems to pose an
8 imminent and substantial risk to human health or the
9 environment~~[-]~~;

10 (4) The permittee is in non-compliance with any state or
11 federal law or regulation; and

12 (5) The permittee has been cited for a violation of the
13 federal Water Pollution Control Act, P.L. 92-500 or
14 chapter 342D."

15 SECTION 2. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

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

18
INTRODUCED BY: 



S.B. NO. 2600

Report Title:

Underground Storage Tanks; Permits; Compliance

Description:

Requires that any permittee remain in compliance with all state and federal laws and has not been cited for any violation of the federal Water Pollution Control Act or chapter 342D, Hawaii Revised Statutes. Requires the Director of Health to modify, suspend, or revoke any permit if the permittee does not meet certain conditions.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

