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# A BILL FOR AN ACT

RELATING TO UNDERGROUND STORAGE TANKS.

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

1           SECTION 1. Chapter 342L, Hawaii Revised Statutes, is  
2 amended by adding a new section to part II to read as follows:  
3           "§342L-       Inspections of tanks and tank systems; required.  
4           (a) Beginning on January 1, 2022, the owner or operator of an  
5 underground storage tank or tank system shall have each  
6 underground storage tank and tank system inspected at least  
7 every           years to determine compliance with release detection  
8 standards established pursuant to section 342L-33, and other  
9 standards that are consistent with the protection of human  
10 health and the environment, including spill and overflow  
11 prevention and corrosion protection. Each inspection must be  
12 performed by an inspector qualified to perform the inspection in  
13 accordance with rules adopted by the department, and must  
14 include, as applicable, examination, assessment, testing, and  
15 documentation of the following for the underground storage tanks  
16 and tank systems inspected:  
17           (1) Equipment;



- 1        (2) Procedures;
- 2        (3) Operations;
- 3        (4) Maintenance; and
- 4        (5) Recordkeeping.

5        (b) An inspection is not required for an underground  
6 storage tank that is permanently out of service.

7        (c) No later than thirty days after a satisfactory  
8 operations inspection is completed or no later than September 30  
9 of the year the inspection is due, whichever is earlier, the  
10 inspector who performed the inspection of the underground  
11 storage tank or tank system shall provide to the department the  
12 results of the inspection on a form provided by the department.  
13 The form must be signed by the inspector who conducted the  
14 inspection and the owner or operator of the underground storage  
15 tank or tank system.

16        (d) If, after inspection, the inspector finds that the  
17 underground storage tank or tank system is not in compliance  
18 with this chapter:

- 19        (1) The inspector shall notify the owner or operator of  
20        the non-compliance;



- 1       (2) No later than ten days after the inspection was  
2           performed, the inspector shall submit the inspection  
3           report to the department;
- 4       (3) The department shall deem the underground storage tank  
5           or tank system to be substandard and not in compliance  
6           with this chapter until the required repairs are  
7           completed;
- 8       (4) The department shall issue an order pursuant to  
9           section 342L-8(a)(2) and prohibit the underground  
10          storage tank or tank system from accepting any new  
11          delivery or deposit of regulated substances; provided  
12          that the department shall revoke the permit required  
13          under this chapter not later than sixty days after the  
14          inspection was performed, unless:
- 15          (A) The required repairs have been completed in  
16               accordance with the inspector's report and  
17               recommendations, and the department receives  
18               documentation of those repairs; or
- 19          (B) The department:
- 20               (i) Receives from the owner or operator a  
21                   written request accompanied by detailed





# H.B. NO. 1408

**Report Title:**

Underground Storage Tank; Inspection

**Description:**

Implements a schedule and standards for the inspection and repair of underground storage tanks.

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

