
A BILL FOR AN ACT

RELATING TO RECYCLING.

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

1 SECTION 1. Chapter 339D, Hawaii Revised Statutes, is
2 amended by adding two new sections to part IV to be
3 appropriately designated and to read as follows:

4 "§339D- Manufacturer reporting requirements. (a) By
5 August 1, 2022, and annually thereafter, each manufacturer shall
6 report to the department its sales, by weight, of the
7 manufacturer's electronic devices sold in the State in the
8 previous calendar year, categorized by electronic device type.

9 (b) If the manufacturer is unable to provide accurate
10 sales data, the manufacturer shall explain why the data cannot
11 be provided and shall instead report an estimate of its sales
12 data and provide an explanation of the methods used to derive
13 the estimate.

14 (c) By March 31, 2023, and annually thereafter, each
15 manufacturer shall report to the department the total weight of
16 all electronic devices recycled or reused, by county, in the



1 previous calendar year. Reports shall be submitted on forms
2 prescribed by the department.

3 §339D- Collector reporting requirements. By March 31,
4 2024, and annually thereafter, each collector shall report to
5 the department the weight of all electronic devices collected
6 for recycling or reuse in the previous year. Reports shall be
7 submitted on forms prescribed by the department and shall
8 indicate the weight of electronic devices sent to each recycler
9 and the number of electronic devices that were reused."

10 SECTION 2. Section 339D-1, Hawaii Revised Statutes, is
11 amended by adding five new definitions to be appropriately
12 inserted and to read as follows:

13 "Collector" means a person that accepts electronic devices
14 for reuse or delivers the devices to a recycler for the purposes
15 of this chapter.

16 "Electronic device":

17 (1) Means:

18 (A) A computer, computer printer, computer monitor,
19 or portable computer with a screen size greater
20 than four inches measured diagonally; and



1 (B) Any device that is capable of receiving
2 broadcast, cable, or satellite signals and
3 displaying television or video programing,
4 including any direct view or projection
5 television with a viewable screen of nine inches
6 or larger with display technology based on
7 cathode ray tube, plasma, liquid crystal, digital
8 light processing, liquid crystal on silicon,
9 silicon crystal reflective display, light
10 emitting diode, or similar technology; and

11 (2) Shall not include:

12 (A) An electronic device that is a part of a motor
13 vehicle or any component part of a motor vehicle
14 assembled by or for a motor vehicle manufacturer
15 or franchised dealer, including replacement parts
16 for use in a motor vehicle;

17 (B) An electronic device that is functionally or
18 physically required as a part of a larger piece
19 of equipment designed and intended for use in an
20 industrial, commercial, or medical setting,



1 including diagnostic, monitoring, or control
2 equipment;

3 (C) An electronic device that is contained within a
4 clothes washer, clothes dryer, refrigerator,
5 refrigerator and freezer, microwave oven,
6 conventional oven or range, dishwasher, room air
7 conditioner, dehumidifier, or air purifier;

8 (D) A telephone of any type including a mobile
9 telephone; or

10 (E) A global positioning system.

11 "Manufacturer":

12 (1) Means any person:

13 (A) Who manufactures or manufactured electronic
14 devices under a brand that it owns or owned or is
15 or was licensed to use, other than a license to
16 manufacture electronic devices for delivery
17 exclusively to or at the order of the licensor;

18 (B) Who sells or sold electronic devices manufactured
19 by others under a brand that the seller owns or
20 owned or is or was licensed to use, other than a
21 license to manufacture electronic devices for



1 delivery exclusively to or at the order of the
2 licensor;

3 (C) Who manufactures or manufactured electronic
4 devices without affixing a brand;

5 (D) Who manufactures or manufactured electronic
6 devices to which it affixes or affixed a brand
7 that it neither owns or owned nor is or was
8 licensed to use; or

9 (E) For whose account electronic devices manufactured
10 outside the United States are or were imported
11 into the United States; provided that if at the
12 time those electronic devices are or were
13 imported into the United States and another
14 person has registered as the manufacturer of the
15 brand of the electronic devices, this
16 subparagraph shall not apply; and

17 (2) Shall not include persons who sold fewer than one
18 hundred electronic devices in the State during the
19 previous calendar year.

20 "Recycler" means any person who engages in the recycling of
21 electronic devices for the purposes of this chapter.



1 "Reuse" means any operation by which an electronic device
2 changes ownership and is used for the same purpose for which it
3 was originally purchased."

4 SECTION 3. (a) The director of health shall convene an
5 electronic device recycling working group to determine the costs
6 and benefits of establishing additional requirements for the
7 collection and recycling of electronic devices.

8 (b) The working group shall consist of the following:

9 (1) The director of health, or the director's designee,
10 who shall serve as the chair;

11 (2) The comptroller, or the comptroller's designee;

12 (3) A representative from the environmental service agency
13 of each county, to be appointed by the mayor of the
14 county in which the agency is located;

15 (4) An electronic device manufacturing industry
16 representative, to be appointed by the senate
17 president;

18 (5) A representative of a non-governmental organization in
19 the reuse and recycling industry, to be appointed by
20 the speaker of the house of representatives; and



1 (6) The president of the Chamber of Commerce Hawaii, or
2 the president's designee.

3 (c) Members of the working group shall serve without
4 compensation but may be reimbursed for expenses, including
5 travel expenses, necessary for the performance of their duties.

6 (d) The working group shall submit an interim report of
7 its progress to the legislature no later than twenty days prior
8 to the regular session of 2023, and a final report of its
9 findings and recommendations, including any proposed
10 legislation, to the legislature no later than twenty days prior
11 to the regular session of 2024.

12 (e) The working group shall cease to exist on June 30,
13 2024.

14 SECTION 4. New statutory material is underscored.

15 SECTION 5. This Act shall take effect on January 1, 2050.



Report Title:

Electronic Devices; Manufacturers; Televisions; Recycling and Recovery; Working Group

Description:

Changes the Electronic Waste and Television Recycling and Recovery Act to the Electronic Device Recycling and Recovery Act. Establishes electronic device reporting requirements for manufacturers and collectors. Establishes the electronic device recycling working group. Effective 1/1/2050. (SD1)

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

