
A BILL FOR AN ACT

RELATING TO UNDERGROUND FUEL STORAGE TANKS.

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

1 SECTION 1. The legislature finds that fresh water and
2 streams have been among the most important natural resources to
3 Hawaii's people. Dating back to ancient Hawaii, the sanctity of
4 fresh water, or wai, is reflected in the way water permeates
5 throughout olelo Hawaii, the Hawaiian spoken language. For
6 example, the Hawaiian word for "law" is kanawai, which literally
7 translates to the "equal sharing of water". The Hawaiian word
8 waiwai, water repeated twice, means abundance and prosperity.
9 In native Hawaiian culture, to have water is to have wealth.

10 The purpose of this Act is to:

11 (1) Prohibit the department of health from issuing new
12 permits for underground fuel storage tanks mauka of
13 the underground injection control line, as defined by
14 the department of health, except for the repair or
15 removal of existing tanks;

16 (2) Prohibit the renewal of permits for underground fuel
17 storage tanks mauka of the underground injection



1 control line as defined by the department of health,
2 beginning January 1, 2023; and

3 (3) Create a new definition for "underground fuel storage
4 tank".

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

8 "§342L- Permits near aquifer prohibited. (a) Beginning
9 July 1, 2022, the department shall not issue a permit for a new
10 underground fuel storage tank mauka of the underground injection
11 control line as defined by the department pursuant to chapter
12 342E; provided that a permit may be issued by the department for
13 purposes of repairing or removing an existing underground fuel
14 storage tank.

15 (b) Beginning January 1, 2023, no person shall operate an
16 underground fuel storage tank mauka of the underground injection
17 control line as defined by the department pursuant to chapter
18 342E, and no permit for an underground fuel storage tank mauka
19 of the underground injection control line as defined by the
20 department pursuant to chapter 342E shall be renewed.



1 (c) As used in this section, "underground fuel storage
2 tank" means any fuel tank or tank facility and associated
3 infrastructure that is or includes field constructed tanks, or
4 that has a capacity of over one hundred thousand gallons."

5 SECTION 3. New statutory material is underscored.

6 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Underground Fuel Storage Tanks; Aquifers; Permits; Prohibition

Description:

Prohibits issuance of future underground fuel storage tanks mauka of the underground injection control line as defined by the Department of Health beginning July 1, 2022. Prohibits operation of and renewal of underground fuel storage tank permits located mauka of the underground injection control line as defined by the department of health beginning January 1, 2023. Defines underground fuel storage tank as any fuel tank or tank facility and associated infrastructure that is or includes field constructed tanks, or that has a capacity of over one hundred thousand gallons. Effective 7/1/2050. (SD1)

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