
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 Hawai'i's people. Dating back to ancient Hawai'i, the sanctity
4 of fresh water, or wai, is reflected in the way water permeates
5 throughout olelo Hawai'i, 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 large capacity underground storage tank
13 systems mauka of the underground injection control
14 line, except for the repair or removal of existing
15 tanks;

16 (2) Prohibit the renewal of permits for large capacity
17 underground storage tank systems mauka of the



1 underground injection control line beginning
2 January 1, 2023;

3 (3) Create a new definition for "large capacity
4 underground storage tank system"; and

5 (4) Create a new definition for "underground injection
6 control line".

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

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

16 (b) Beginning January 1, 2023, no person shall operate a
17 large capacity underground storage tank system mauka of the
18 underground injection control line, and no permit for a large
19 capacity underground storage tank system mauka of the
20 underground injection control line shall be renewed.

21 (c) As used in this section:



1 "Large capacity underground storage tank system" means any
2 fuel tank or tank facility and associated infrastructure that is
3 or includes field constructed tanks, or that has a capacity of
4 over one hundred thousand gallons.

5 "Underground injection control line" means the underground
6 injection control line represented by a dashed line on the
7 department of health underground injection control program maps,
8 made effective July 6, 1984, and identified as follows:

9 (1) For the island of Hawaii, quadrangles H-1 to H-74;

10 (2) For the island of Kauai, quadrangles K-1 to K-11;

11 (3) For the island of Lanai, quadrangles L-North and L-
12 South;

13 (4) For the island of Maui, quadrangles M-1 to M-17;

14 (5) For the island of Molokai, quadrangles M-East and M-
15 West; and

16 (6) For the island of Oahu, quadrangles O-1 to O-15."

17 SECTION 3. New statutory material is underscored.

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



Report Title:

Large Capacity Underground Storage Tank System; Aquifers;
Permits; Prohibition

Description:

Prohibits issuance of future large capacity underground storage tank systems mauka of the underground injection control line beginning July 1, 2022. Prohibits operation of and renewal of large capacity underground storage tank system permits located mauka of the underground injection control line beginning January 1, 2023. Defines large capacity underground storage tank system and underground injection control line. Effective 7/1/2050. (SD2)

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