

JAN 19 2024

A BILL FOR AN ACT

RELATING TO ENVIRONMENTAL PROTECTION.

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

1 SECTION 1. Chapter 321, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§321- PFAS testing grant program. (a) There is
5 established a PFAS testing grant program to be developed and
6 administered by the department of health in collaboration with
7 the university of Hawaii.

8 (b) The PFAS testing grant program shall provide funding
9 to assist communities, businesses, and residents throughout the
10 State in obtaining testing services and biological sampling to
11 identify and detect perfluoroalkyl and polyfluoroalkyl
12 substances (PFAS), also known as "forever chemicals", in water,
13 soil, dust, crops, food, packaging, consumer products, and other
14 substances and materials.

15 (c) The department of health may award grants based on
16 criteria that shall be developed by the department.



1 (d) The following standards shall apply to all grants
2 provided under the program:

3 (1) Any grant shall be used exclusively for the purposes
4 of the program;

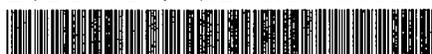
5 (2) The grantee shall comply with all applicable federal
6 and state laws prohibiting discrimination against any
7 person on the basis of race, color, national origin,
8 religion, creed, sex, age, sexual orientation,
9 disability, or any other characteristic protected
10 under applicable federal or state law;

11 (3) The grant shall not be used for purposes of
12 entertainment or perquisites;

13 (4) All activities undertaken with grant funds received
14 shall comply with all applicable federal, state, and
15 county statutes and ordinances;

16 (5) The grantee shall:

17 (A) Indemnify and hold harmless the State and its
18 officers, agents, and employees from and against
19 any and all claims arising out of or resulting
20 from activities carried out or projects



1 undertaken with funds received from the program;

2 and

3 (B) Obtain sufficient insurance to provide the

4 indemnification under subparagraph (A), if

5 requested to do so by the department of health;

6 and

7 (6) The grantee shall agree to make available to the

8 department of health all records the grantee may have

9 relating to the grant to monitor the grantee's

10 compliance with the requirements of the program.

11 (e) The department of health shall adopt rules to carry

12 out the purposes of the grant program. The grant applications

13 shall be reviewed and approved by an administrative staff member

14 of the department."

15 SECTION 2. In accordance with section 9 of article VII of

16 the Hawaii State Constitution and sections 37-91 and 37-93,

17 Hawaii Revised Statutes, the legislature has determined that the

18 appropriations contained in Act 164, Regular Session of 2023,

19 and this Act will cause the state general fund expenditure

20 ceiling for fiscal year 2024-2025 to be exceeded by

21 \$ or per cent. This current declaration takes



1 into account general fund appropriations authorized for fiscal
2 year 2024-2025 in Act 164, Regular Session of 2023, and this Act
3 only. The reasons for exceeding the general fund expenditure
4 ceiling are that:

- 5 (1) The appropriation made in this Act is necessary to
6 serve the public interest; and
7 (2) The appropriation made in this Act meets the needs
8 addressed by this Act.

9 SECTION 3. There is appropriated out of the general
10 revenues of the State of Hawaii the sum of \$ or so
11 much thereof as may be necessary for fiscal year 2024-2025 for
12 the PFAS testing grant program.

13 The sum appropriated shall be expended by the department of
14 health for the purposes of this Act.

15 SECTION 4. New statutory material is underscored.

16 SECTION 5. This Act shall take effect on July 1, 2024.

17

INTRODUCED BY: Mike Hubbard



S.B. NO. 2371

Report Title:

DOH; University of Hawaii; PFAS Testing Grant Program;
Expenditure Ceiling; Appropriation

Description:

Establishes the PFAS Testing Grant Program within the Department of Health to provide funding to assist communities, businesses, and residents throughout the State in obtaining testing services and biological sampling to identify and detect perfluoroalkyl and polyfluoroalkyl substances. Declares that the general fund expenditure ceiling is exceeded. Makes an appropriation.

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

