
A BILL FOR AN ACT

RELATING TO DEPOSIT BEVERAGE CONTAINER RECYCLING.

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

1 SECTION 1. Section 342G-104, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) Moneys in the deposit beverage container deposit
4 special fund shall be used to reimburse refund values and pay
5 handling fees to redemption centers. The department may also
6 use the money to:

7 (1) Fund administrative, audit, and compliance activities
8 associated with collection and payment of the deposits
9 and handling fees of the deposit beverage container
10 program;

11 (2) Conduct recycling education and demonstration
12 projects;

13 (3) Promote recyclable market development activities;

14 (4) Support the handling and transportation of the deposit
15 beverage containers to end-markets;



- 1 (5) Hire personnel to oversee the implementation of the
- 2 deposit beverage container program, including
- 3 permitting and enforcement activities; [~~and~~]
- 4 (6) Provide grants to deploy reverse vending machines in
- 5 the State; and
- 6 [~~(6)~~] (7) Fund associated office expenses."

7 SECTION 2. Section 342G-113, Hawaii Revised Statutes, is
8 amended to read as follows:

9 **"§342G-113 Redemption of empty deposit beverage**

10 **containers.** (a) [~~Except as provided in subsection (b), a~~] A
11 dealer shall:

- 12 (1) Operate a redemption center by July 1, 2005, and shall
- 13 accept all types of empty deposit beverage containers
- 14 with a Hawaii refund value[~~+~~] of the kind, size, and
- 15 brand sold by the dealer;
- 16 (2) Pay to the redeemer the full refund value for all
- 17 deposit beverage containers that bear a valid Hawaii
- 18 refund value; and
- 19 (3) Ensure each deposit beverage container collected is
- 20 recycled, and forward documentation necessary to



1 support claims for payment as stated in section 342G-
2 119 or rules adopted under this part.

3 (b) Subsection (a) shall not apply to any dealer:

4 ~~[(1) Who is located in a high density population area as~~
5 ~~defined by the director in rules, and within two miles~~
6 ~~of a certified redemption center that is operated~~
7 ~~independently of a dealer;~~

8 ~~-(2)]~~ (1) Who is located in a rural area as defined by
9 rule;

10 ~~[(3)]~~ (2) Who subcontracts with a certified redemption
11 center to be operated on the dealer's premises;

12 ~~[(4)]~~ (3) Whose sales of deposit beverage containers are
13 only via vending machines; or

14 ~~[(5)]~~ (4) Whose place of business is less than [~~five~~
15 ~~thousand]~~ _____ square feet of interior space[~~;~~

16 ~~-(6) Who can demonstrate physical or financial hardship, or~~
17 ~~both, based on specific criteria established by rule;~~
18 ~~or~~

19 ~~-(7) Who meets other criteria established by the director.~~

20 Notwithstanding paragraphs (1) and (2), the].



1 (c) The director may allow the placement of redemption
2 centers at greater than prescribed distances to accommodate
3 geographical features while ensuring adequate consumer
4 convenience.

5 [~~(c)~~] (d) Regardless of the square footage of a dealer's
6 place of business, dealers who are not redemption centers shall
7 post a clear and conspicuous sign at the primary public entrance
8 of the dealer's place of business that specifies the name,
9 address, and hours of operation of the closest redemption center
10 locations.

11 [~~(d)~~ If there is no redemption center within the two-mile
12 radius of a dealer due to the criteria described in subsection
13 ~~(b)~~, then the respective county and the State shall determine
14 the need for a redemption center in that area. If a redemption
15 center is deemed necessary, then the State, with assistance from
16 the county, shall establish the redemption center with funding
17 from the deposit beverage container deposit special fund.]

18 (e) Regional centers for the redemption of refillable
19 beverage containers may be established in addition to, but not
20 as substitutes for, the means established for the redemption of
21 empty deposit beverage containers prescribed in subsection (a).



1 [~~e~~] (f) Businesses that sell deposit beverages for on-
2 premises consumption, such as hotels, bars, and restaurants,
3 shall collect used deposit beverage containers from the patron
4 and either use a certified redemption center for the collection
5 of containers or become a certified redemption center."

6 SECTION 3. (a) The department of health shall establish a
7 reverse vending machine pilot program to provide grants to
8 deploy reverse vending machines in the State.

9 (b) The department of health shall adopt rules pursuant to
10 chapter 91, Hawaii Revised Statutes, to establish standards for
11 the distribution of grants to deploy reverse vending machines
12 under the reverse vending machine pilot program.

13 SECTION 4. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 5. This Act shall take effect on July 1, 2025.

16

INTRODUCED BY: *Mica E. Lou*

JAN 17 2025



H.B. NO. 786

Report Title:

Beverage Dealers; Redemption Centers; Refillable Beverage Containers; Regional Centers; Reverse Vending Machine Pilot Program; Department of Health

Description:

Repeals certain exemptions for beverage dealers from the requirement to operate redemption centers and amends the types of containers they must accept for redemption. Allows the establishment of regional centers for the redemption of refillable beverage containers but not as substitutes for dealers' means to receive deposit beverage containers. Requires the Department of Health to establish a reverse vending machine pilot program to use the Deposit Beverage Container Deposit Special Fund to provide grants to deploy reverse vending machines.

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