
A BILL FOR AN ACT

RELATING TO THE ENVIRONMENT.

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

1 SECTION 1. The Hawaii Revised Statutes is amended by
2 adding a new chapter to be appropriately designated and to read
3 as follows:

4 **"CHAPTER**

5 **MICROFIBER FILTRATION SYSTEMS IN WASHING MACHINES**

6 **§ -1 Definitions.** As used in this chapter:

7 "Department" means the department of health.

8 "Manufacturer" means any individual, partnership,
9 corporation, association, or other legal relationship that is
10 engaged in the manufacture, assembly, or production of washing
11 machines.

12 "Microfiber filtration system" means a filtration system
13 that:

- 14 (1) Is active across all washing cycles of a washing
15 machine;
16 (2) Contains a microfiber filter that:





1 **S -2 Washing machines; microfiber filtration systems;**
2 **requirements.** (a) Except as provided in subsection (b),
3 beginning January 1, 2032, no manufacturer shall sell, offer for
4 sale, or cause to be distributed for sale within the State a
5 newly manufactured washing machine that fails to meet the
6 requirements of subsection (d).

7 (b) For each calendar year, the percentage of newly
8 manufactured washing machines sold, offered for sale, or
9 distributed for sale in the State by each retailer or
10 distributor that are equipped with a microfiber filtration
11 system pursuant to subsection (d) shall be as follows:

12 (1) Beginning January 1, 2032, not less than ten per cent
13 of units sold;
14 (2) Beginning January 1, 2037, not less than fifty per
15 cent of units sold; and
16 (3) Beginning January 1, 2042, not less than one hundred
17 per cent of units sold.

18 (c) Beginning January 1, 2042, no retailer or distributor
19 shall sell, offer for sale, or distribute for sale within the
20 State a newly manufactured washing machine that does not meet
21 the requirements of subsection (d).



15 **§ -3 Certification; requirements.** (a) Each
16 manufacturer of a newly manufactured washing machine sold,
17 offered for sale, or caused to be sold or distributed for sale
18 in the State shall certify with the department, in a form and
19 manner as determined by the department, that the manufacturer is
20 in compliance with the requirements of this chapter.
21 (b) The certificate shall, at a minimum, include:



1 (1) A description of which units are sold in compliance
2 with section -2; and
3 (2) A signed attestation of compliance by an authorized
4 official or agent of the manufacturer.

5 **§ -4 Penalties.** (a) Any manufacturer found in
6 violation of this chapter shall be liable for a civil penalty of
7 no more than \$10,000 for a first violation and no more than
8 \$30,000 for each subsequent violation.

9 (b) No washing machine distributor or retailer shall be
10 held in violation of this chapter if the distributor or retailer
11 is not the manufacturer of the washing machine and the
12 distributor or retailer relied in good faith on the certificate
13 of compliance provided by the manufacturer pursuant to
14 section -2.

15 (c) This section shall not impair any other rights, causes
16 of action, claims, or defenses available under any other law.
17 The penalties provided under this section shall be considered
18 cumulative with any other remedy provided by law.

19 § -5 **Rules**. The department may adopt rules in
20 accordance with chapter 91 for the purposes of this section,
21 including but not limited to:



- 1 (1) Establishing certification requirements for
- 2 manufacturers, including frequency;
- 3 (2) Specifying verification methods for the inclusion of
- 4 microfiber filtration systems;
- 5 (3) Establishing procedures for calculating and verifying
- 6 the percentage of compliant units sold;
- 7 (4) Establishing standards for microfiber filters;
- 8 provided that the standard shall provide equal or
- 9 greater efficacy in reducing microfiber pollution as
- 10 compared to a microfiber filter with a mesh size of
- 11 not greater than one hundred micrometers; and
- 12 (5) Establishing and providing limited exemptions to the
- 13 requirements of this chapter for small businesses."

14 SECTION 2. This Act does not affect rights and duties that
15 matured, penalties that were incurred, and proceedings that were
16 begun before its effective date.

17 SECTION 3. This Act shall take effect on July 1, 3000.



Report Title:

DOH; Newly Manufactured Washing Machines; Microfiber Filtration Systems; Requirements

Description:

Phases in requirements that all newly manufactured washing machines sold within the State by January 1, 2042, be equipped with a microfiber filtration system. Requires manufacturers of newly manufactured washing machines to provide certification to the Department of Health that the manufacturer is in compliance with microfiber filtration system requirements. Establishes penalties. Effective 7/1/3000. (HD1)

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