

ACT 162

S.B. NO. 976

A Bill for an Act Relating to Tier II Filing Fees for Reporting of Hazardous Substances.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The purpose of this Act is to increase the Hawaii Emergency Planning and Community Right-to-Know (HEPCRA) Act, Tier II filing fee from \$100 to \$200. In fiscal year 2014-2015, 889 total facilities (civilian and military) paid \$68,300 in filing fees. These moneys are collected pursuant to section 128E-9, Hawaii Revised Statutes, and are deposited into the environmental response revolving fund.

The Tier II filings fees are used by the county local emergency planning committees to conduct joint emergency planning response training, to purchase specialized equipment, and for hazardous materials emergency preparedness activities. As HEPCRA operational and equipment costs have risen over the years it is necessary to increase the fee to maintain the emergency preparedness and response capabilities of the county first responders that respond to hazardous materials incidents statewide.

SECTION 2. Section 128E-9, Hawaii Revised Statutes, is amended to read as follows:

“§128E-9 Filing fees. Facilities that are required to report according to section 128E-6(a)(2), shall remit [~~\$100~~] \$200 with each submission of chemical inventory forms or Tier II forms to the commission by March 1 of each year. All

moneys collected by the department pursuant to this section shall be deposited in the state treasury and accrue to the credit of the environmental response revolving fund established in section 128D-2.”

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect on July 1, 2017.

(Approved July 11, 2017.)