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# A BILL FOR AN ACT

RELATING TO WASTEWATER.

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

1           SECTION 1. Section 27-21.6, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§27-21.6 Functions reassigned to the counties.** The  
4 following functions are [~~hereby~~] reassigned to the several  
5 counties:

6           (1) The medical care of inmates of county jails;

7           (2) The rendering of medical investigatory services  
8 requested by the police;

9           (3) Physical examinations of employees to the extent that  
10 such functions had been performed immediately prior to  
11 the adoption of Act 97, Session Laws of Hawaii 1965;

12           (4) The care and treatment of county workers' compensation  
13 cases to the extent that such functions had been  
14 performed immediately prior to the adoption of Act 97,  
15 Session Laws of Hawaii 1965; and

16           (5) The regulation of the design, construction, and  
17 operation of individual wastewater systems and private  
18 wastewater treatment works[~~r~~]; provided that [~~the~~]:



1           (A) The transfer of this function to each county  
2           shall take place on the date that the expenditure  
3           of start-up funds is made by the State to such  
4           county for this purpose[-]; and

5           (B) Counties shall permit the use of an otherwise  
6           authorized individual wastewater treatment system  
7           as an on-site means of wastewater disposal when:

8           (i) The individual wastewater treatment system  
9           pre-dates a county-operated wastewater  
10           treatment system; and

11           (ii) The county determines that allowing the  
12           individual wastewater treatment system is  
13           fair and equitable.

14           No later than December 31, 2013, the counties  
15           shall adopt rules or ordinances to effectuate  
16           this subparagraph."

17           SECTION 2. Statutory material to be repealed is bracketed  
18 and stricken. New statutory material is underscored.

19           SECTION 3. This Act shall take effect upon its approval.



**Report Title:**

Counties; Wastewater; Individual Systems

**Description:**

Requires counties to permit the use of an otherwise authorized individual wastewater treatment system when it pre-dates a county-operated wastewater treatment system and the county determines that allowing the individual wastewater treatment system is fair and equitable. Requires counties to adopt rules or ordinances no later than 12/31/13. (SD1)

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