
A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

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

1 SECTION 1. The legislature finds that used state office
2 equipment with residual value is often discarded in landfills
3 once it is seen as outdated. There, the equipment harms the
4 environment, generally, and avian species, in particular.
5 Simultaneously, many schools and nonprofit organizations need
6 office equipment and will accept or purchase the used equipment
7 from the State.

8 The legislature finds that amending chapter 103D, Hawaii
9 Revised Statutes, to require state departments and agencies to
10 sell or donate their used equipment with residual value before
11 disposing of it, will be beneficial to schools, nonprofit
12 organizations, and the environment.

13 This Act requires that after the used state office
14 equipment is placed on the disposal list, as required by current
15 administrative rule, and remains on that list without being
16 accepted or purchased by a school or nonprofit for a designated
17 period of time, it be sold to a company for recycling.

1 SECTION 2. Chapter 103D, Hawaii Revised Statutes, is
2 amended by adding a new section to part XII to be appropriately
3 designated and to read as follows:

4 **"§103D- Required donation or sale before discarding**
5 **equipment as solid waste.** (a) After June 30, 2013, no state
6 surplus equipment shall be discarded as solid waste unless:

7 (1) Offered for sale or donation to a school, school
8 district, or nonprofit organization; and

9 (2) Offered for sale through competitive sealed bid,
10 public auction, established market, or posted prices
11 to at least one organization or business capable of
12 refurbishing sellable equipment and removing
13 salvageable components.

14 (b) The department of accounting and general services, on
15 behalf of the state procurement office, shall submit a report to
16 the legislature, no later than twenty days prior to the regular
17 session of 2015, and each regular session thereafter indicating
18 the following:

19 (1) The quantity and nature of surplus equipment replaced
20 or upgraded;

1 (2) The quantity and nature of surplus equipment offered
2 for sale or donation to schools, school districts, and
3 nonprofit organizations;

4 (3) The quantity and nature of surplus equipment purchased
5 or accepted as a donation by schools, school
6 districts, and nonprofit organizations;

7 (4) The quantity and nature of surplus equipment purchased
8 by organizations or businesses capable of refurbishing
9 sellable equipment and removing salvageable
10 components; and

11 (5) The amount of proceeds generated from the sale of
12 surplus equipment to schools, school districts,
13 nonprofit organizations, organizations, and businesses
14 capable of refurbishing sellable equipment and
15 removing salvageable components.

16 (c) Proceeds generated from the sale of surplus equipment
17 shall be deposited pursuant to section 103D-1214.

18 (d) The department of accounting and general services and
19 the state procurement office may adopt rules, pursuant to
20 chapter 91, necessary to implement this section."

1 SECTION 3. Section 103D-1201, Hawaii Revised Statutes, is
2 amended by adding three new definitions to be appropriately
3 inserted and to read as follows:

4 "Nonprofit organization" means a private, nonprofit, tax-
5 exempt corporation, association, or organization listed in
6 section 501(c)(3), Internal Revenue Code of 1986, as amended.

7 "School" means any day care center, child care facility,
8 headstart program, preschool, kindergarten, elementary, or
9 secondary school, public or private, including any special
10 school for children in the State.

11 "Surplus equipment" means typewriters, copiers,
12 calculators, telephones, cell phones, computers, computer
13 components, printers, and electronic devices typically used in
14 an office environment that are no longer in use by a department
15 and are deemed by the department to have residual market value."

16 SECTION 4. New statutory material is underscored.

17 SECTION 5. This Act shall take effect upon its approval.

Report Title:

State Equipment; Computers; Office Equipment; Donation; Re-sale

Description:

Requires state departments to attempt to sell or donate office equipment to schools, nonprofits, or salvage businesses before disposal.

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