A BILL FOR AN ACT

RELATING TO PROCUREMENT.

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

SECTION 1. Chapter 342H, Hawaii Revised Statutes, is amended by adding a new section to part III to be appropriately designated and to read as follows:

"§342H- Beverages in plastic bottles or rigid plastic containers; prohibition on using state funds to purchase. (a) Notwithstanding sections 103D-102(b)(3), (b)(4)(H), and (b)(4)(L) and 103D-305 to the contrary, no state agency shall use state funds for the purchase of beverages in plastic bottles or rigid plastic containers, except as provided in subsection (b).

(b) The following circumstances shall constitute exceptions to subsection (a):

(1) Public health and safety preparedness, emergencies, investigations, and extended deployments or activations of the office of hazard evaluation and emergency response of the department of health or the department of defense;
(2) Situations where there is high risk of cross-
contamination with non-potable or contaminated water;

(3) Purchases made in relation to the licensed blind
vendor program;

(4) Purchases of water by the department of land and
natural resources for wildland firefighters of the
division of forestry and wildlife; and

(5) Situations where there are no reasonable alternatives
to beverages in plastic bottles or rigid plastic
containers, such as large public events and when large
quantities of beverages may need to be distributed for
health and safety reasons.

(c) For purposes of this section:

"State agency" means a department, division, agency,
office, board, commission, bureau, or council of the State.

"State funds" means any money deposited into or drawn from
the state treasury or any special or trust fund of the State.

"State funds" includes any money appropriated by the State and
transferred to any state agency that is used by the state
agency, in whole or in part, to purchase goods or services."

SECTION 2. New statutory material is underscored.
SECTION 3. This Act shall take effect upon its approval.
Report Title:
Procurement; Plastic Bottles; Rigid Plastic Containers

Description:
Prohibits the expenditure of state funds by state agencies for the purchase of beverages in plastic bottles or rigid plastic containers, except under certain circumstances. Amends chapter 342H, Hawaii Revised Statutes. (SD1)

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