



STATE ENVIRONMENTAL COUNCIL

DEPARTMENT OF HEALTH, STATE OF HAWAII
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AGENDA

Legislative Committee Meeting
State of Hawai'i, Environmental Council
Tuesday, February 4, 2020, 12:00 PM – 1:00 PM
DBEDT Conference Room, No. 1 Capitol Building,
Room 436, 250 South Hotel Street, Honolulu, HI 96813

1. Call to order, roll call and quorum, introductions.
2. Review of carryover and newly-introduced environmental legislation
3. Next steps
4. Adjournment.

INDIVIDUALS REQUIRING SPECIAL ASSISTANCE OR AUXILIARY AIDS OR SERVICES (e.g., sign language interpreter, computer-assisted notetaking, wheel chair accessibility, or parking designated for the disabled) at the meeting, please contact the OEQC at least 72 Hours prior to the meeting at 808-586-4185 so that arrangements can be made.

THE SENATE
THIRTIETH LEGISLATURE, 2020
STATE OF HAWAII

S.B. NO. 2777

A BILL FOR AN ACT

RELATING TO THE ENVIRONMENTAL COUNCIL.

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

SECTION 1. Chapter 341, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§341- Environmental council special fund; established. (a)

There is created in the state treasury a special fund to be designated as the environmental council special fund into which shall be deposited the following moneys:

- (1) Appropriations by the legislature to the special fund;
- (2) All revenues from the environmental response, energy, and food security tax pursuant to section 243-3.5(a)(5);
- (3) Gifts, donations, and grants from public agencies, private persons, and private entities; and
- (4) Any interest earned on the balance of the special fund.

(b) Moneys in the environmental council special fund shall be used for the functions pursuant to section 341-6."

SECTION 2. Section 243-3.5, Hawaii Revised Statutes, is amended by amending subsections (a) and (b) to read as follows:

"(a) In addition to any other taxes provided by law, subject to the exemptions set forth in section 243-7, there is hereby imposed a state environmental response, energy, and food security

tax on each barrel or fractional part of a barrel of petroleum product sold by a distributor to any retail dealer or end user of petroleum product, other than a refiner. The tax shall be \$1.05 on each barrel or fractional part of a barrel of petroleum product that is not aviation fuel; provided that of the tax collected pursuant to this subsection:

(1) 5 cents of the tax on each barrel shall be deposited into the environmental response revolving fund established under section 128D-2;

(2) 5 cents of the tax on each barrel shall be deposited into the energy security special fund established under section 201-12.8;

(3) 10 cents of the tax on each barrel shall be deposited into the energy systems development special fund established under section 304A-2169.1; ~~and~~

(4) 15 cents of the tax on each barrel shall be deposited into the agricultural development and food security special fund established under section 141-10[-]; and

(5) 0.00525 cent of the tax on each barrel shall be deposited into the environmental council special fund established under section 341- .

(b) In addition to subsection (a), the tax shall also be imposed on each one million British thermal units of fossil fuel sold by a distributor to any retail dealer or end user, other than a refiner, of fossil fuel. The tax shall be 19 cents on each one million British thermal units of fossil fuel; provided that of the tax collected pursuant to this subsection:

(1) 4.8 per cent of the tax on each one million British thermal units shall be deposited into the environmental response revolving fund established under section 128D-2;

(2) 14.3 per cent of the tax on each one million British thermal units shall be deposited into the energy security special fund established under section 201-12.8;

(3) 9.5 per cent of the tax on each one million British thermal units shall be deposited into the energy systems development special fund established under section 304A-2169.1; ~~and~~

(4) 14.3 per cent of the tax on each one million British thermal units shall be deposited into the agricultural development and food security special fund established under section 141-10[-]; and

(5) 0.005 per cent of the tax on each one million British thermal units shall be deposited into the environmental council special fund established under section 341- .

The tax imposed by this subsection shall be paid by the distributor of the fossil fuel."

SECTION 3. There is appropriated out of the environmental response revolving fund created under section 128D-2, Hawaii Revised Statutes, the sum of \$50,000 or so much thereof as may be necessary for fiscal year 2020-2021 to be used for the purposes of the environmental council special fund.

The sum appropriated shall be expended by the department of health for the funding of the environmental security council for purposes consistent with this Act.

SECTION 4. There is appropriated out of the environmental council special fund established by this Act the sum of \$50,000 or so much thereof as may be necessary for fiscal year 2020-2021 for the purposes of this Act.

The sum appropriated shall be expended by the department of health for the funding of the environmental security council for purposes consistent with this Act.

SECTION 5. In codifying the new sections added by sections one and two of this Act, the revisor of statutes shall substitute appropriate section numbers for the letters used in designating the new sections in this Act.

SECTION 6. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 7. This Act shall take effect upon its approval.

INTRODUCED BY: _____

Report Title:

Environmental Response, Energy, and Food Security Tax; Environmental Council Special Fund; Appropriations

Description:

Establishes the Environmental Council Special Fund; dedicates 0.005 per cent of the Environmental Response, Energy, and Food Security Tax to the Environmental Council Special Fund. Appropriates \$50,000 to the Environmental Council Special Fund from the Environmental Response Revolving fund.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.