

F.A.Q. What's In? What's Out?

Hawaii Beverage Container Deposit Program

1. What beverages are considered "in" and subject to the deposit?

Container Material Type

Aluminum

Bi-metal

Glass

Plastic *Note: PET and HDPE only. Look for these symbols on the bottom of the container*

Container Size

68 fluid ounces or less



2. What are some examples of what is "in"?

If a beverage meets the criteria below, it will need to be labeled with the HI 5¢ deposit:

Beverage	Example <i>(these are only examples – not a complete list)</i>
Soda	Coke, Pepsi, Blue Sky, Hansens, Collins Schwepps
Water	Menehune, Dasani, Crystal Lake, Evian
Juice	Hawaiian Sun, Aloha Maid, V8, Odwalla, Ocean Spray, Martinelli's
Coffee & Tea	Kona Latte, Starbucks Frappuccino, Brisk Tea, Nestea
Sport Drink	Gatorade, Cytomax, Powerbar Performance
Drink Mixer	Bloody mary, margarita, sweet and sour mixer
Mixed Spirit <i>(contain less than 15% alcohol)</i>	Margarita, pina colada, daiquiri, low alcohol liqueurs
Mixed Wine <i>(contain less than 7% alcohol)</i>	Arbor Mist, low alcohol sake, cider
Beer and Malt Beverages	Coors, Budweiser, Miller, Smirnoff, Mike's Hard Lemonade

3. What are some examples of what is "out"?

Beverage	Example <i>(these are only examples – not a complete list)</i>
Milk	Whole, 2%, 1%, skim, chocolate milk
Wine	Red, white, dessert wines, Chardonnay, Merlot, Cabernet, Moscato
Spirit <i>(contain 15% or more alcohol)</i>	Brandy, gin, rum, tequila, vodka, whiskey, scotch
Medical Food	Pedialyte, Ensure, Glucerna, Joint Juice
Infant Formula	Enfamil Lacto-Free, Similac, Isomil Soy Formula with Iron
Concentrate	Any frozen, powder, or liquid concentrate you add water to in order to drink
Syrup and other flavorings	Any syrup you add water to in order to drink, grenadine syrup, lemon juice, lime juice

4. Are beverages that come in pouches or cardboard containers “in”?

No. These containers are not covered under the law.

Example	Reason
Capri Sun Fruit Drink	Multi-material type pouch
Juicy Juice	Cardboard type container

Definition of *Deposit Beverage* and *Deposit Beverage Container* in Law

Deposit Beverage

Means beer, ale, or other drink produced by fermenting malt, mixed spirits, mixed wine, tea and coffee drinks regardless of dairy-derived product content, soda, or noncarbonated water, and all nonalcoholic drinks in liquid form and intended for internal human consumption that is contained in a deposit beverage container.

The term "deposit beverage" excludes the following:

- (1) A liquid which is:
 - (A) A syrup;
 - (B) In a concentrated form: or
 - (C) Typically added as a minor flavoring ingredient in food or drink, such as extracts, cooking additives, sauces, or condiments;
- (2) A liquid which is a drug, medical food or infant formula as defined by the Federal Food, Drug, and Cosmetic Act (21 U.S.C. §301 et seq.);
- (3) A liquid which is designed and consumed only as a dietary supplement and not as a beverage as defined in the Dietary Supplement Health and Education Act of 1994 (P.L. 103-417);
- (4) Products frozen at the time of sale to the consumer, or, in the case of institutional users such as hospitals and nursing homes, at the time of sale to the users;
- (5) Products designed to be consumed in a frozen state;
- (6) Instant drink powders;
- (7) Seafood, meat, or vegetable broths, or soups, but not juices; and
- (8) Milk and all other dairy-derived products, except tea and coffee drinks with trace amounts of these products.

Deposit Beverage Container

Means the individual, separate, sealed glass, polyethylene terephthalate, high density polyethylene, or metal container less than or equal to sixty-eight fluid ounces, used for containing, at the time of sale to the consumer, a deposit beverage intended for use or consumption in this State.

