STAND. COM. REP. NO. 34

Honolulu, Hawaii

Feb 7, 2007

RE: H.B. No. 639

H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2007 State of Hawaii

Sir:

Your Committee on Energy & Environmental Protection, to which was referred H.B. No. 639 entitled:

"A BILL FOR AN ACT RELATING TO SOLID WASTE,"

begs leave to report as follows:

The purpose of this measure is to make changes to the deposit beverage container law to facilitate redemption of containers.

More specifically, the measure proposes to:

- (1) Require deposit beverage distributors to report the number of containers sold and make fee payments on the number of deposit beverage containers sold;
- (2) Allow consumers to request that the refund value be computed by container count if the consumer is redeeming no more than fifty containers of each container material type per visit to the redemption center;
- (3) Allow redemption centers to refuse to pay the refund value on containers that appear to have been previously processed and baled; and
- (4) Requires the Department of Health to pay the handling fee only on containers that have actually been physically received by the redemption center.

The Department of Health submitted testimony in opposition to this measure.

The Sierra Club, Hawaii Chapter, and Reynolds Recycling submitted testimony in support of this measure.

Your Committee has amended the bill by:

- (1) Requiring dealers with greater than seventy-five thousand square feet of interior space to operate a redemption center;
- (2) Authorizing the Director of Health, after consulting with the Auditor, to suspend the deposit beverage container fee if the funds in the deposit beverage container deposit special fund are sufficient to meet the statutory requirements of the fund; and
- (3) Deleting the word "net" from section 342G-105(b) and section 342G-111(f) to conform with other amendments made to section 342G-105(b).

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 639, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 639, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

Respectfully submitted on behalf of the members of the Committee on Energy & Environmental Protection,

Nemme Duni
HERMINA MORITA. Chair

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HSCR 134

State of Hawaii House of Representatives The Twenty-fourth Legislature

Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.:	Date:	2/1/07			
НВ 639		211101			
Committee Referral: EEP, CPC, FIN	☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended	Pass, unamended Pass, with amendments				
☐ Hold ☐ Pass, with amendments, for recommittal for further consideration					
EEP Members	Ayes	Ayes (WR)	Nays	Excused	
1. MORITA, Hermina M. (C)					
2. CARROLL, Mele (VC)	$\checkmark_{/}$				
3. CHONG, Pono					
4. ITO, Ken	\checkmark			/	
5. MAGAOAY, Michael Y.	等基础 图 2.1 34			V	
6. SAGUM, Roland D., III	$\overline{}$			/	
7. SAIKI, Scott K.				√	
8. THIELEN, Cynthia	V 1				
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TOTAL	6			2	
The recommendation is:					
The recommendation is: Adopted					
☐ Not Adopted					
If joint referral, did not support recommendation.					
committee acronym(s)					
Vice Chair's or designee's signature: Melle Canall					
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office					