

STAND. COM. REP. NO.

2741

Honolulu, Hawaii

MAR 17 2010

RE: H.B. No. 2644
H.D. 2
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committees on Energy and Environment and Transportation, International and Intergovernmental Affairs, to which was referred H.B. No. 2644, H.D. 2, entitled:

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

beg leave to report as follows:

The purpose of this measure is to apply the solid waste disposal surcharge to waste that is deposited in a landfill, incinerator, or waste-to-energy facility and to waste that is shipped to out-of-state facilities for disposal.

Four organizations submitted comments on this measure. Written testimony presented to the Committees may be reviewed on the Legislature's website.

The solid waste disposal surcharge of thirty five cents per ton applies only to waste that is disposed of at solid waste disposal facilities within the State. Solid waste collected for out-of-state shipment is not subject to the solid waste disposal surcharge even though it is regulated by the Office of Solid Waste Management. Additionally, new facilities and technologies are emerging that dispose of solid waste but do not meet the current statutory definition of solid waste disposal facility and thus the surcharge does not apply. Your Committees find that this measure will clarify that the solid waste management surcharge applies to all solid waste disposal facilities that are regulated by the Office of Solid Waste Management and receive solid waste for



ultimate disposal through landfilling, incineration, or through a waste-to-energy facility whether in in-state or out-of-state.

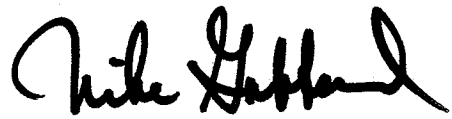
Your Committees have amended this measure by:

- (1) Removing the purpose section and renumbering the sections; and
- (2) Changing the effective date to July 1, 2010.

As affirmed by the records of votes of the members of your Committees on Energy and Environment and Transportation, International and Intergovernmental Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2644, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2644, H.D. 2, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Energy and
Environment and Transportation,
International and
Intergovernmental Affairs,


J. KALANI ENGLISH Chair


MIKE GABBARD, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:* HB 2644, HD 2	Committee Referral: ENE/TIA, WAM	Date: 11 March 2010		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	/			
ENGLISH, J. Kalani (VC)	/			
GREEN, M.D., Josh	/			
HOOSER, Gary L.				/
IHARA, Jr., Les	/			
KOKUBUN, Russell S.				/
HEMMINGS, Fred				/
TOTAL	4			3
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: 				
Distribution: <div style="display: flex; justify-content: space-between; font-size: small;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

***Only one measure per Record of Votes**

The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Transportation, International and Intergovernmental Affairs
TIA

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 2644, HD2	ENE/TIA, WAM	3/11/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
ENGLISH, J. Kalani (C)	✓			
GABBARD, Mike (VC)	✓			
ESPERO, Will	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam			✓	
TOTAL	4		1	
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; margin-top: 10px;"> </div>				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerk's Office</div> <div style="text-align: center;">Pink Drafting Agency</div> <div style="text-align: center;">Goldenrod Committee File Copy</div> </div>				

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