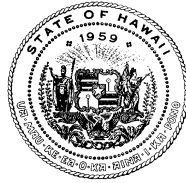


**HCR 205**



**STATE OF HAWAII**  
**DEPARTMENT OF HEALTH**  
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Honolulu, HI 96801-3378  
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**Testimony COMMENTING on H.C.R. 205**  
**REQUESTING THE DEPARTMENT OF HEALTH TO EXAMINE EXISTING AND**  
**ALLEGED VIOLATIONS IN THE SOLID WASTE RECYCLING INDUSTRY**  
**AND FAIRLY AND EQUITABLY ENFORCE APPLICABLE LAWS AND**  
**REGULATIONS FOR ALL COMPANIES**

SENATOR MIKE GABBARD, CHAIR  
SENATE COMMITTEE ON ENERGY AND ENVIRONMENT  
SENATOR JOSH GREEN, CHAIR  
SENATE COMMITTEE ON HEALTH

Hearing Date: April 22, 2015  
Time: 1:20 pm

Room Number: 414

1 **Fiscal Implications:** None.

2 **Department Testimony:** HCR 205/HR141 requests the Department to promptly investigate all  
3 alleged violations of laws and regulations pertaining to human health and the environment within  
4 its purview by companies operating within the solid waste recycling industry, timely issue any  
5 appropriate penalty or order any necessary corrective action, and ensure any ordered action is  
6 taken; provide a complaining or interested party with information regarding the status and results  
7 of any such investigation, resulting penalty, or order for corrective action; and equally enforce  
8 laws and regulations it is authorized to enforce against all companies operating within the solid  
9 waste recycling industry.

10 The Department's Solid Waste Section not only performs these activities on recycling facilities,  
11 but also conducts routine inspections, responds to complaints, and conducts enforcement actions  
12 related to all other types of solid waste management facilities, including landfills, waste-to-  
13 energy, transfer stations, convenience centers, composting, salvaging, remediation, and waste  
14 treatment facilities.

15 The Department's Solid Waste Section responds to Oahu complaints on a timely basis; however,  
16 depending on the type of complaint, response to neighbor island complaints could take months  
17 since the Department's Solid Waste Section does not have staff on the neighbor islands.  
18 Response time to neighbor island complaints are based on type of complaint and initial

1 assessment by the Department's neighbor island staff from other programs. Our response time is  
2 prioritized by potential impact to human health and the environment.

3 We believe our actions are fair and equitable. Because the types of solid waste facilities vary  
4 significantly, we have assigned our inspectors to specific types of solid waste activities in order  
5 to maintain fairly consistent regulatory and enforcement oversight among direct competitors.  
6 Every enforcement action is reviewed on multiple levels within the Department's Environmental  
7 Health Administration, and with our assigned Deputy Attorney General.

8 Please note that the Department has only three solid waste inspector positions for the entire state,  
9 after losing one position to the 2009 Reduction-In-Force. These positions are primarily funded  
10 by the Solid Waste Disposal Surcharge. This fund is facing decreasing revenues and increasing  
11 programmatic costs. With an annual deficit of about \$200,000 to \$400,000 per year, we expect  
12 to be insolvent by FY 2017. Our testimony for S.B. 703 provides additional information.

13 Thank you for the opportunity to testify on this resolution.

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**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [ENETestimony](#)  
**Cc:** [lho@hawaiiublicpolicy.com](mailto:lho@hawaiiublicpolicy.com)  
**Subject:** Submitted testimony for HCR205 on Apr 22, 2015 13:20PM  
**Date:** Tuesday, April 21, 2015 10:13:56 PM

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**HCR205**

Submitted on: 4/21/2015

Testimony for ENE/HTH on Apr 22, 2015 13:20PM in Conference Room 414

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Schnitzer Steel	Schnitzer Steel	Support	No

Comments: On behalf of Schnitzer Steel Hawaii, we are writing in support of HCR 205, requesting the Department of Health to examine alleged violations in the solid waste recycling industry. Schnitzer Steel Hawaii Corp was formerly known as Hawaii Metal Recycling and is now part of Schnitzer Steel Industries, Inc., a global leader in the metals recycling industry. As one of the nation's largest recyclers of scrap metal, Schnitzer's Metals Recycling Business collects, trades, brokers, processes and recycles metal, both ferrous (containing iron) and nonferrous (not containing iron). We are committed to the highest standards of environmental stewardship and support industry compliance with all applicable laws. Mahalo for the opportunity to testify.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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