

DEPARTMENT OF ENVIRONMENTAL SERVICES
CITY AND COUNTY OF HONOLULU

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LATE

KIRK CALDWELL
MAYOR



LORI M.K. KAHIKINA, P.E.
DIRECTOR

TIMOTHY A. HOUGHTON
DEPUTY DIRECTOR

ROSS S. TANIMOTO, P.E.
DEPUTY DIRECTOR

IN REPLY REFER TO:
WAS 19-42

January 30, 2019

The Honorable Nicole E. Lowen, Chair
The Honorable Tina Wildberger, Vice Chair
and Members of the Committee on Energy & Environmental Protection
House of Representatives, Room 325
State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Lowen, Vice Chair Wildberger, and Members of the Committee on Energy & Environmental Protection:

SUBJECT: HB 308
Relating to Shopping Carts

The Department of Environmental Services of the City and County of Honolulu (ENV) understands and supports the intent of HB 308 but has concerns with current language in the measure that specifies which county agency would be tasked with performing the specific functions outlined in the bill. If there is a desire to authorize this type of program related to shopping carts, authorization should be given to the counties to do and the counties should be allowed to determine how they will accomplish this task. Furthermore, this bill also includes the manner in which a cart may be disposed of which would be problematic for ENV. Shopping carts may be made from material that is not recyclable and may require alternate disposal.

ENV would be happy to assist with more appropriate language for this bill.

Thank you for your consideration of our testimony.

Sincerely,

A handwritten signature in black ink, appearing to read "Lori M.K. Kahikina".

Lori M.K. Kahikina, P.E.
Director



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Executive Officers

Toby Taniguchi, KTA Superstores, *Chair*
Joe Carter, Coca-Cola Bottling of Hawaii, *Vice Chair*
Charlie Gustafson, Tamura Super Market, *Secretary/Treas.*
Lauren Zirbel, HFIA, *Executive Director*
Beau Oshiro, C&S Wholesale Grocers, *Past Chair*
Stan Brown, Acosta Sales & Marketing, *Advisor*
Paul Kosasa, ABC Stores, *Advisor*
Barry Taniguchi, KTA Superstores, *Advisor*
Derek Kurisu, KTA Superstores, *Advisor*

TO:
Committee on Energy and Environmental Protection
Representative Nicole E. Lowen, Chair
Representative Rep. Tina Wildberger, Vice Chair

FROM: HAWAII FOOD INDUSTRY ASSOCIATION
Lauren Zirbel, Executive Director

DATE: January 31, 2019
TIME: 8:30am
PLACE: Conference Room 325

RE: HB308 Relating to Shopping Carts

Position: Oppose

The Hawaii Food Industry Association is comprised of two hundred member companies representing retailers, suppliers, producers, and distributors of food and beverage related products in the State of Hawaii.

This measure would penalize grocery stores and other retailers for having their property stolen. Shopping carts are a convenience that stores provide to their customers, and most stores take precautions to prevent the carts from leaving their premises. When a cart is stolen and then abandoned it is unfair and illogical to fine the business that was robbed. This measure does little to deter the people that actual steal carts and would create an unnecessary burden on the agencies in charge of waste disposal, imposing and processing fines, and managing contestations. For these reasons we ask that this measure be held.

LATE

HB-308

Submitted on: 1/30/2019 10:11:20 AM
Testimony for EEP on 1/31/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Carmelita Phillips	KYD, Inc.	Oppose	No

Comments:



The
Store
With
Aloha

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TESTIMONY OF NEIL ISHIDA
DIRECTOR OF EMPLOYEE RELATIONS & GOVERNMENT AFFAIRS
ABC STORES
January 31, 2019

Re: HB 308 Relating to Shopping Carts

Aloha. ABC Stores is strongly opposed to HB 308 Relating to Shopping Carts. This bill would penalize retailers for the problem of abandoned shopping carts in our community. Retailers are the victims of shopping cart theft. We believe that if there were penalties for those who steal the carts and if these penalties were enforced, we would see less stolen shopping carts around the community.

We urge you to hold this measure. Mahalo for this opportunity to testify.

LATE



**TESTIMONY OF TINA YAMAKI
PRESIDENT
RETAIL MERCHANTS OF HAWAII
January 31, 2019**

Re: HB 308 RELATING TO SHOPPING CARTS

Good morning Chairperson Lowen and members of the House Committee on Energy and Environmental Protection. I am Tina Yamaki, President of the Retail Merchants of Hawaii and I appreciate this opportunity to testify.

The Retail Merchants of Hawaii (RMH) as founded in 1901 and is a statewide, not for profit trade organization committed to the growth and development of the retail industry in Hawaii. The retail industry is one of the largest employers in the state, employing 25% of the labor force.

RMH is strongly opposed to HB 308 Relating to Shopping Carts. Retailers provide shopping carts as a convenience for their customers while they are shopping on property. Yet, Hawaii retailers experience continual losses from stolen shopping carts on a daily basis. And for some reason it has become “acceptable” for people to take shopping carts off property to go to the bus stop, to their condos, to recycling centers, or to be used as mobile homes by the residentially challenged. These carts are NOT cheap to replace and the people removing the carts are in fact stealing the carts with no penalties or repercussions for them doing so.

This bill would also penalize retailers who may not even own the cart but are presumed guilty because the cart was “found” near their place of business.

This bill in its current form blames retailers - who are the victims of the theft - for not keeping their carts on their premise and then wanting to fine them if they are unable to recover their stolen property within a short amount of time. Note many retailers – especially small businesses – do not have the type of company vehicles needed to retrieve the carts like a pickup truck or cargo type van.

We question why are the real thieves not fined for removing shopping carts from store property or in possession of any shopping carts? We believe that if there were penalties for those who steal the carts and that these penalties were enforced, we would see less stolen shopping carts around the community.

We urge you to hold this measure. Mahalo again for this opportunity to testify.

LATE

HB-308

Submitted on: 1/30/2019 5:44:32 PM
Testimony for EEP on 1/31/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Albi Mateo	Individual	Support	No

Comments: