

STAND. COM. REP. NO.

301

Honolulu, Hawaii

FEB 17 , 2021

RE: H.B. No. 352

H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 352 entitled:

"A BILL FOR AN ACT RELATING TO SECONDHAND DEALERS,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Authorize the use of automated recycling kiosks as secondhand dealers under the pawnbrokers and secondhand dealers law; and
- (2) Specify retention requirements for secondhand dealers that operate an automated recycling kiosk.

Your Committee received testimony in support of this measure from the Maui Police Department, TechNet, and ecoATM. Your Committee received testimony in opposition to this measure from the Honolulu Police Department, Hawaii Pawnbrokers Association, and Kamaaina Loan.

Your Committee finds that automated recycling kiosks provide an opportunity for persons to receive income for their old property, while also promoting the recycling of items that may be harmful to the environment if disposed of improperly. Your Committee notes that testimony received at the public hearing

2021-1488 HB352 HD1 HSCR HMSO



raised concerns that this measure may make it more difficult to obtain and verify items under investigation. While companies that testified on this measure have expressed assurances that items are submitted to local law enforcement upon request, your Committee finds that these concerns may be further alleviated if the items that may be accepted by kiosks are limited to handheld electronic devices.

Your Committee has amended this measure by:

- (1) Clarifying that authorized automated recycling kiosks may only accept handheld electronic devices for recycling;
- (2) Changing the effective date to January 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 352, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 352, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



AARON LUNG JOHANSON, Chair



