STAND. COM. REP. NO. 1519

Honolulu, Hawaii

MAR 3 1 2021

RE: H.B. No. 352

H.D. 1 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 352, H.D. 1, S.D. 1, entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Clarify that the secondhand dealers law applies to secondhand dealers' operation of an automated recycling kiosk that only accepts handheld electronic devices for recycling; and
- (2) Specify the retention requirements for secondhand dealers that operate an automated recycling kiosk.

Your Committee received testimony in support of this measure from ecoATM-Gazelle and Retail Merchants of Hawaii. Your Committee received testimony in opposition to this measure from the Hawaii Pawnbrokers Association and Kamaaina Loan.

Your Committee finds that electronic waste kiosks, or automated recycling kiosks, provide a resource for consumers to sell their old cell phones, which are then collected and recycled or refurbished. Automated recycling kiosks have modernized electronic waste recycling and have diverted more than seven

million pounds of electronic waste from local landfills across the country. Your Committee further finds that every other state in the country has adopted legislation to recognize the use of automated recycling kiosks. This measure enables automated recycling kiosks to operate in Hawai'i and requires secure storage of items off-site during the extended holding period.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 352, H.D. 1, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Judiciary,

KARL RHOADS, Chair

The Senate Thirty-First Legislature State of Hawai'i

Record of Votes Committee on Judiciary JDC

HB352, HD1, SD1	Committee Referral:		Date: 3\25\2021		
The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (Wi	R) Nay	Excused
RHOADS, Karl (C)		✓			
KEOHOKALOLE, Jarrett (VC)					<
ACASIO, Laura		✓			
GABBARD, Mike		V			
KIM, Donna Mercado		~			
LEE, Chris		V			
FEVELLA, Kurt					~
			L		
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		<u></u>	L		
TOTAL		5	0	0	2
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature: Kaul Moodh					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

*Only one measure per Record of Votes