

Honolulu, Hawaii

**FEB 18** , 2022

RE: H.B. No. 1894  
H.D. 2

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 1894, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HUMAN REMAINS,"

begs leave to report as follows:

The purpose of this measure is to accommodate the use of traditional Native Hawaiian burial practices and environmentally-friendly burial practices by including water cremation in the treatment and disposal of human remains.

Your Committee received testimony in support of this measure from Fisher & Associates, LLC; Aloha Mortuary; Ken Ordenstein Funerals; and twelve individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Department of Health, and Hawaii Funeral & Cemetery Association, Inc.

Your Committee finds that there has been an increase of interest in traditional Native Hawaiian practices for burials among Native Hawaiians and non-Native Hawaiians. Traditional Native Hawaiian burials include certain practices for treatment of human remains, which involve reducing remains to skeletal components and interring the iwi, or bones, in a kapa or lauhala container. In addition, your Committee finds that a process called water cremation, technically known as alkaline hydrolysis,



provides an alternative to the traditional, flame-based cremation. This measure accommodates the use of traditional Native Hawaiian burial practices and the burial practice of water cremation to provide greater options for persons to memorialize the deceased.

Your Committee has amended this measure by:

- (1) Requiring the Department of Health, rather than the Department of Commerce and Consumer Affairs, to be responsible for establishing licensing requirements and training standards for, and issuing licenses to, hydrolysis facilities in the State;
- (2) Clarifying that hydrolysis facilities in the State are subject to existing licensing requirements;
- (3) Requiring sterile wastewater from hydrolysis facilities to be discharged into the sewer system as approved by the counties; and
- (4) 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 Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1894, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.B. No. 1894, H.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary &  
Hawaiian Affairs,

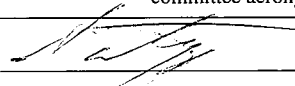
  
MARK M. NAKASHIMA, Chair



State of Hawaii  
House of Representatives  
The Thirty-first Legislature

HSCR 626-22

Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: <b>HB 1894, HD1</b>	Committee Referral: <b>HHH, JHA, CPC</b>	Date: <b>2-14-22</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)	✓			
2. MATAYOSHI, Scot Z. (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. KOBAYASHI, Dale T.	✓			
5. LoPRESTI, Matthew S.				✓
6. LOWEN, Nicole E.	✓			
7. McKELVEY, Angus L.K.	✓			
8. NAKAMURA, Nadine K.	✓			
9. TAKUMI, Roy M.	✓			
10. TODD, Chris	✓			
11. TOKIOKA, James Kunane	✓			
12. WARD, Gene	✓			
<b>TOTAL (12)</b>	<b>11</b>	<b>0</b>	<b>0</b>	<b>1</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. _____ committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee <input checked="" type="checkbox"/> Duplicate (Yellow) – Chief Clerk's Office <input checked="" type="checkbox"/> Duplicate (Pink) – HMSO <input checked="" type="checkbox"/>				