

Honolulu, Hawaii

MAR 04 , 2022

RE: H.B. No. 1894
H.D. 3

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

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 1894, H.D. 2, 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 the Willed Body Program of the John A. Burns School of Medicine at the University of Hawaii at Manoa; Fisher and Associates, LLC; Aloha Mortuary; Ken Ordenstein Funerals; and thirteen individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Department of Health, and Hawaii Funeral and Cemetery Association, Inc.

Your Committee finds that the interest in traditional Native Hawaiian practices for burials has increased 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 through the use of alkaline chemicals, heat, agitation, and pressure to gently accelerate natural decomposition. 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) Clarifying that commercial hydrolysis facilities are to be subject to the requirements for funeral establishments and mortuaries, rather than subjecting hydrolysis facilities to licensure by the Department of Health;
- (2) Clarifying the wastewater discharge requirements applicable to hydrolysis facilities; and
- (3) Making technical, nonsubstantive amendments for 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. 1894, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1894, H.D. 3.

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



AARON LING JOHANSON, Chair



State of Hawaii
House of Representatives
The Thirty-first Legislature

H SCR 922-22

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB 1894 HD 2	Committee Referral: HHH, JHA, CPC	Date: 2/25/22
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The committee is reconsidering its previous decision on the measure.

The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold
 Pass short form bill with HD to recommit for future public hearing (recommit)

CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. JOHANSON, Aaron Ling (C)	✓			
2. KITAGAWA, Lisa (VC)	✓			
3. AQUINO, Henry J.C.	✓			
4. HAR, Sharon E.	✓			
5. HASHEM, Mark J.	✓			
6. KONG, Sam Satoru				✓
7. MIZUNO, John M.	✓			
8. MORIKAWA, Dee	✓			
9. ONISHI, Richard H.K.	✓			
10. TARNAS, David A.				✓
11. MATSUMOTO, Lauren	✓			
TOTAL (11)	9	0	0	2

The recommendation is: Adopted Not Adopted
 If joint referral, _____ did not support recommendation.
 committee acronym(s)

Vice Chair's or designee's signature: *Sharon Har*

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