

STAND. COM. REP. NO. **3338**

Honolulu, Hawaii

**MAR 22 2024**

RE: H.B. No. 1688  
H.D. 2  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Second State Legislature  
Regular Session of 2024  
State of Hawaii

Sir:

Your Committees on Agriculture and Environment and Commerce and Consumer Protection, to which was referred H.B. No. 1688, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE ENVIRONMENT,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require the Department of Health to:
  - (A) Conduct a statewide needs assessment to determine what would be needed to transition to a more circular system with less waste generation, more reuse, and an extended producer responsibility program for packaging materials and paper products;
  - (B) Convene an advisory council to review the draft needs assessment and propose recommendations throughout the assessment process;
  - (C) Hold a public hearing to obtain comments on a draft needs assessment plan; and



- (D) Complete and submit the needs assessment, including any proposed legislation, to the Legislature by December 31, 2026; and
- (2) Appropriate an unspecified amount of funds for the Department of Health to conduct the statewide needs assessment to inform the future establishment of an extended producer responsibility program.

Your Committees received testimony in support of this measure from the Hawaii Climate Change Mitigation and Adaptation Commission, Kauai Climate Action Coalition, Environmental Caucus of the Democratic Party of Hawai'i, Product Stewardship Institute, Retail Merchants of Hawaii, Just Zero, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, Citizens' Climate Lobby Hawai'i, Hawaii Environmental Change Agents Solid Waste Reduction Task Force, Zero Waste Hawai'i Island, and twelve individuals.

Your Committees received testimony in opposition to this measure from Recycle Hawaii, Clean the Pacific, and five individuals.

Your Committees received comments on this measure from the Department of Health, Chamber of Sustainable Commerce, and American Beverage Association.

Your Committees find that most packaging waste in the State is handled in a linear manner and that, under current practices, solid waste may soon exceed landfill capacity in all counties. Your Committees further find that additional resources, facilities, and services will be needed to address this issue. According to testimony received by your Committees, the needs assessment required in this measure is the first step to implementing an effective extended producer responsibility program to reuse and refill packaging materials, divert organic materials, and recycle paper waste.

Your Committees have amended this measure by:

- (1) Extending the deadline for the Department of Health to complete and submit the needs assessment to the Legislature from December 31, 2026, to December 31, 2027;



- (2) Inserting an appropriation amount of \$1,000,000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Agriculture and Environment and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1688, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1688, H.D. 2, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Agriculture and  
Environment and Commerce and  
Consumer Protection,



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JARRETT KEOHOKALOLE, Chair



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MIKE GABBARD, Chair



The Senate  
 Thirty-Second Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Agriculture and Environment**  
**AEN**

Bill / Resolution No.:*	Committee Referral:	Date:
HB1688 HD2	AEN/CPN, WAM	03/19/2024

The Committee is reconsidering its previous decision on this measure.  
 If so, then the previous decision was to: \_\_\_\_\_

The Recommendation is:

Pass, unamended 2312     Pass, with amendments 2311     Hold 2310     Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	X			
RICHARDS, III, Herbert M. "Tim" (VC)	X			
DECOITE, Lynn	X			
RHOADS, Karl				X
AWA, Brenton	X			
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>

Recommendation:  Adopted     Not Adopted


Chair's or Designee's Signature:  


Distribution:    Original    Yellow    Pink    Goldenrod  
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\*Only one measure per Record of Votes

The Senate  
 Thirty-Second Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:* <b>HB1688. HDZ</b>	Committee Referral: <b>AEN/CPN, WAM</b>	Date: <b>3/19/24</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KEOHOKALOLE, Jarrett (C)	✓			
FUKUNAGA, Carol (VC)	✓			
MCKELVEY, Angus L.K.		✓		
RICHARDS, III, Herbert M. "Tim"	✓			
AWA, Brenton	✓			
<b>TOTAL</b>	<b>4</b>	<b>1</b>		
Recommendation:				
<input checked="" type="checkbox"/>	Adopted	<input type="checkbox"/>	Not Adopted	
Chair's or Designee's Signature:				
				
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