

Honolulu, Hawaii

Feb 10, 2006

RE: H.B. No. 1946

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committees on Energy & Environmental Protection and
Agriculture, to which was referred H.B. No. 1946 entitled:

"A BILL FOR AN ACT RELATING TO FERTILIZER,"

beg leave to report as follows:

The purpose of this measure is to protect the environment and
public health by regulating the use of hazardous waste in
fertilizer.

Specifically, the measure: establishes standards on toxic
metals and other contaminants in fertilizers; establishes a
process to register fertilizers with the State of Hawaii; and
requires full regulation of waste derived fertilizer in Hawaii.

The Conservation Council of Hawaii, Safe Food and Fertilizer,
and a concerned citizen submitted testimony in support of this
measure, and the Hawaii Chapter of the Sierra Club supported the
intent of this bill. The Department of Health, Hawaii Farm
Bureau, and the Hawaiian Alliance for Responsible Technology and
Science opposed this measure.

Your Committees find that this measure will put in place much
needed standards and procedures for the regulation of hazardous
wastes in fertilizer. Currently, there are no regulations
regarding the sale, distribution, and use of fertilizers, soil
amendments, and liming materials within our State.



Your Committees have amended this measure by:

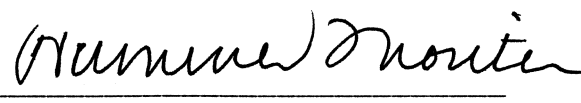
- (1) Inserting a purpose clause to provide historical context and to clarify the legislative intent of this measure; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1946, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1946, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committees on Energy &
Environmental Protection and
Agriculture,



FELIPE P. ABINSAY, JR., Chair



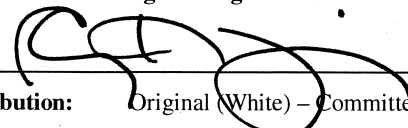
HERMINA MORITA, Chair



State of Hawaii
House of Representatives
The Twenty-third Legislature

HSR 191-06

Record of Votes of the Committee on Agriculture

Bill/Resolution No.: HB 1946		Date: February 07, 2006		
Committee Referral: EEP/AGR, JUD, FIN		<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.		
The recommendation is to: <input type="checkbox"/> Pass, unamended <input checked="" type="checkbox"/> Pass, with amendments <input type="checkbox"/> Hold <input type="checkbox"/> Recommit				
AGR Members	Ayes	Ayes (WR)	Nays	Excused
1. ABINSAY, Felipe P., Jr. (C)	✓			
2. TSUJI, Clift (VC)	✓			
3. CHANG, Jerry L.				—
4. HERKES, Robert N.				—
5. KARAMATSU, Jon Riki	✓			
6. MAGAOAY, Michael Y.	✓			
7. WAKAI, Glenn	✓			
8. YAMASHITA, Kyle T.	✓			
9. HALFORD, Chris		✓		
10. STONEBRAKER, Bud				—
TOTAL	6	1		3
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 Duplicate (Yellow) – Clerk's Office				