

Honolulu, Hawaii

Feb 16, 2006

RE: H.B. No. 1948
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 Committee on Energy & Environmental Protection, to which was referred H.B. No. 1948 entitled:

"A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT,"

begs leave to report as follows:

The purpose of this measure is to make amendments to the deposit beverage container law.

More specifically, this measure:

- (1) Requires distributors to report container numbers sold and make fee payments on that basis;
- (2) Specifies redemption center operating hours;
- (3) Permits calculation of refund value by container count in certain instances; and
- (4) Allows refusal of refund for previously baled or biscuited containers.

Reynolds Recycling and the Hawaii Chapter of the Sierra Club testified in support of this measure. The Department of Health supported this measure with amendments. Rolloffs Recycling supported the intent of this measure.



Your Committee has amended this bill by:

- (1) Adding a provision to change the container volume in the definition of "deposit beverage container" from sixty-four fluid ounces to sixty-eight fluid ounces;
- (2) Moving the proposed thirty hours per week business hour requirement for redemption centers from section 342G-114, Hawaii Revised Statutes, to section 342G-113, Hawaii Revised Statutes, to ensure that the new business hour requirement is applicable only to redemption centers operated by dealers;
- (3) Requiring dealer redemption centers to operate for at least five hours per week on Saturday or Sunday;
- (4) Allowing redemption centers to refuse to pay the refund value for deposit beverage containers that exhibit the characteristics of having been previously "processed and baled", rather than "baled or biscuited"; and
- (5) Making technical nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1948, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1948, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Energy &
Environmental Protection,



HERMINA MORITA, Chair



