

Honolulu, Hawaii

MAR - 3 2006

RE: S.B. No. 2972  
S.D. 1

Honorable Robert Bunda  
President of the Senate  
Twenty-Third State Legislature  
Regular Session of 2006  
State of Hawaii

Sir:

Your Committees on Energy, Environment, and International Affairs and Commerce, Consumer Protection, and Housing, to which was referred S.B. No. 2972 entitled:

"A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM,"

beg leave to report as follows:

The purpose of this measure is to require a dealer to redeem deposit beverage containers on a one-to-one basis and defines one-to-one basis.

The Sierra Club Hawaii Chapter submitted testimony in support of this measure. The Department of Health, Legislative Information Services of Hawaii, Safeway Inc., Foodland, Reynolds Recycling, Retail Merchants of Hawaii, The Chamber of Commerce of Hawaii, Hawaii Food Industry Association, and Kualapuu Market Ltd., submitted testimony in opposition.

Numerous testifiers described the negative effects one-to-one redemption at the point of sale could have on consumers, employees, and the employers. However, consumers have complained that the current redemption process is cumbersome and inconvenient given factors such as the limited number of redemption centers and the unreliable hours of operation of some redemption centers.

Your Committees agree with Sierra Club Hawaii Chapter that it is more practical to require dealers to provide redemption to consumers and let the dealer decide whether to subcontract with a



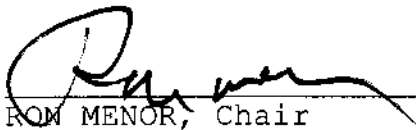
certified redemption center to operate on the dealer's premises or provide a reverse vending machine pursuant to section 342G-115, Hawaii Revised Statutes.

Your Committees amended this measure by:

- (1) Leaving the existing language in subsection (a);
- (2) Deleting the exceptions for dealers in high-density population and rural areas;
- (3) Deleting subsection (d);
- (4) Changing the effective date to July 1, 2050; and
- (5) Making technical, non-substantive amendments for clarity and style.

As affirmed by the records of votes of the members of your Committees on Energy, Environment, and International Affairs and Commerce, Consumer Protection, and Housing that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2972, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2972, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committees on Energy,  
Environment, and International  
Affairs and Commerce, Consumer  
Protection, and Housing,

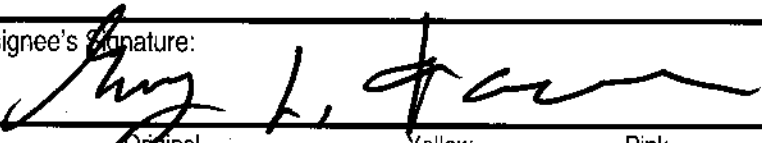
  
RON MENOR, Chair

  
J. KALANI ENGLISH, Chair



The Senate  
Twenty-Third Legislature  
State of Hawaii

Record of Votes of the  
Committee on Energy, Environment and International Affairs  
(Bills and Resolutions)

Measure:* <p style="text-align:center;">SB 2972</p>	Committee Referral: <p style="text-align:center;">EIA/CPH</p>	Date: <p style="text-align:center;">March 1, 2006</p>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is to: <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	Ayes	Ayes(WR)	Nays	Excused
ENGLISH, J. Kalani (C)	✓			
KOKUBUN, Russell S. (VC)	✓			
HANABUSA, Colleen	✓			
HOOSER, Gary L.	✓			
HEMMINGS, Fred				✓
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution:             Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Do not list more than one measure per Record of Votes.

