

**BOB JACOBSON**  
**Councilmember**

*Chair, Environmental Management Committee*  
*Vice-Chair, Finance Committee*  
*Vice-President Hawai'i State Association of Counties*



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**HAWAI'I COUNTY COUNCIL**

*County of Hawai'i*

January 22, 2008

Rep. Hermina M. Morita, Chair  
Rep. Mele Carroll, Vice Chair  
And Members  
Committee on Energy & Environmental Protection

Hearing Scheduled for Thursday, January 24, 2008, 8:30 AM  
Conference Room 312  
State Capitol  
415 South Beretania Street  
Honolulu, HI

Re: HB 2235 RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM

I wholeheartedly support HB 2235. I urge the passage of HB 2235 to authorize the use of moneys in the deposit beverage container deposit special fund to acquire real property for redemption centers.

I urge you to pass HB 2235.

Aloha,

Bob Jacobson



## HAWAII FOOD INDUSTRY ASSOCIATION

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January 24, 2008

To: House Committee on Energy & Environmental Protection  
Rep. Hermina M. Morita, Chair  
Rep. Mele Carrol, Vice Chair

By: Richard C. Botti, President  
Lauren Zirbel, Government Affairs

Re: HB 2235 RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM

Chairs & Committee Members:

We support the intent of HB 2235, with some concerns.

Allowing the fund to accumulate to a point where sufficient revenues to acquire real property for redemption centers makes sense, so long as any agreements by redemption facilities wishing to operate a facility on such acquired property do so in a manner that allows the recovery of reasonable rents, and that such properties are located where needed.

Mandated redemption centers for retailers selling beverages is an unfunded mandate for retailers, with little cooperation by landlords. This has created a major roadblock for retailers in shopping centers, where the retailer is legally responsible, but finds themselves in a catch 22. The law demands a means for consumers to redeem, while property agreements forbid using the parking lot for recycling, sanitation rules disallow unsanitary conditions inside the store, and consumer complain. It makes sense to look for alternatives such as this.

"(b) Moneys in the deposit beverage container deposit special fund shall be used to reimburse refund values, pay handling fees to redemption centers, fund the reverse vending machine rebate program under section 342G-102.5, and fund the redemption center and recycling infrastructure improvement program established pursuant to section 342G-114.5. The department may also use the money to:

(7) Acquire real property for redemption centers when expressly authorized to do so by legislative appropriation. The legislature may require the deposit of moneys periodically into a reserve account in the special fund for accumulation until sufficient to acquire specific real property for redemption centers."