

STAND. COM. REP. NO.

2728

Honolulu, Hawaii

MAR 16 2010

RE: H.B. No. 2239
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Energy and Environment, to which was referred H.B. No. 2239 entitled:

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

begs leave to report as follows:

The purpose of this measure is to remove the exemption for dietary supplements from the deposit beverage container program.

Testimony in support of the measure was submitted by one county agency and one organization. One organization submitted comments and one organization submitted testimony in opposition. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that adding dietary supplement liquids, sometimes known as energy drinks, to the deposit beverage container program would result in additional income for the program and further improve recycling rates.

Your Committee also finds Hawaii's recycling rate for beverage containers has reached eighty per cent, and that while commendable, this can be improved. In addition to dietary supplement beverages, wine and hard liquor represent a substantial market and the containers for those products currently are ending up in the landfills.

Your Committee has amended this measure by:

2010-1512 SSCR SMA.doc



- (1) Replacing its contents with S.B. No. 2420, S.D. 2, which is substantively similar but also provides that hard spirits and wine containers are subject to the deposit beverage container program; and
- (2) Changing the effective date to July 1, 2010.

As affirmed by the record of votes of the members of your Committee on Energy and Environment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2239, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2239, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Energy and
Environment,



MIKE GABBARD, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:* HB 2239	Committee Referral: ENE, WAM	Date: 9 March 2010
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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)	/			
ENGLISH, J. Kalani (VC)	/			
GREEN, M.D., Josh	/			
HOOSER, Gary L.	/			
IHARA, Jr., Les				/
KOKUBUN, Russell S.				/
HEMMINGS, Fred				/
TOTAL	4			3

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature: *J. Kalani English*

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*Only one measure per Record of Votes