

SB 2036

LINDA LINGLE
GOVERNOR OF HAWAII



CHIYOME LEINAALA FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH
P.O. Box 3378
HONOLULU, HAWAII 96801-3378

In reply, please refer to:
File:

Committee on Health

SB2036, RELATING TO TOXIC SUBSTANCES

**Testimony of Chiyome Leinaala Fukino, M.D.
Director of Health**

January 29, 2010

2:45 p.m.

1 **Department's Position:** The department does not support adding new responsibilities in this time of
2 economic downturn.

3 **Fiscal Implications:** Undetermined amount.

4 **Purpose and Justification:** This bill establishes a toxic mold remediation task force to examine the
5 potential hazards of toxic indoor mold and fungal contamination, and to recommend standards and
6 guidelines for its prevention and remediation.

7 At this time cost implications and adverse impact on available resources preclude implementation. In
8 addition, future development of standards and guidelines related to toxic mold would produce a serious
9 hardship on the program unless additional positions and funding are made available.

10 Thank you for the opportunity to testify on this bill.

From: Ashley, Bart (Honolulu,HI-US) [BASHLEY@TRCSOLUTIONS.com]
Sent: Thursday, January 28, 2010 6:20 PM
To: HTHTestimony
Subject: American Industrial Hygiene Association comments regarding Senate Bill 2036
Attachments: AIHA Hawaii Section SB 2036 Comments Letter.pdf

Dear Senator David Ige,

On behalf of Mr. Gordon Yamamoto, AIHA Hawaii Local Section President, I would like to submit the following letter regarding Senate Bill 2036.

Regards,

Bart Ashley, MS, CIH, CSP
Pacific Region Manager
TRC Environmental Corporation



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**American Industrial Hygiene Association
Hawai'i Local Section**

January 29, 2010

TO: The Honorable Senator David Ige, Chair
and Members of the Senate Committee on Health

FROM: Gordon Yamamoto, President
The American Industrial Hygiene Association, Hawai'i Local Section

RE: Senate Bill 2036, Relating to Toxic Substances, January 29, 2010, 2:45
p.m.

Via Email: HTHTestimony@Capitol.hawaii.gov

Dear Senator Ige:

On behalf of the American Industrial Hygiene Association (AIHA) Hawai'i Local section, I offer the following comments in support of Senate Bill 2036.

Founded in 1939, the American Industrial Hygiene Association is the premier association of occupational and environmental health and safety professionals. AIHA's 10,000+ members play a crucial role on the front line of worker health and safety every day. Members represent a cross-section of industry, private business, labor, academia, and government – many of whom are directly involved in the issues involving indoor air quality. Our members perform research, develop scientific protocols for identification, assessment and control of hazardous substances, and engage in awareness and training about health effects of toxic substances including those that affect indoor air quality such as molds and fungi.

The American Industrial Hygiene Association (AIHA) members in Hawaii and around the country share your interest and commitment to address an issue that has received high-profile media attention, considerable litigation nationwide, and may impact the health of countless individuals. In the last five years, a considerable number of states have considered legislation pertaining to mold. Many of these measures addressed inspection and remediation while others addressed the issue of insurance and real estate. While numerous measures were introduced, few of the major bills were enacted into law. Legislation also stalled on the Federal level. And while a very small number of states have enacted legislation requiring licensing for those involved in mold it is somewhat early to determine whether or not such laws have had a major impact.

The issues are complex and AIHA recommends careful consideration of any legislative or regulatory action. This is why your approach to form a mold remediation task force for Hawai'i is an important first step. We also applaud the prevention aspect of the task force's focus.

One of the goals of AIHA is to assure that "good science" is included in the consideration of public policy. A key role of AIHA members in our society is protecting individuals from exposure to hazardous substances, (i.e., lead, asbestos, noise, radiation, biological



**American Industrial Hygiene Association
Hawai'i Local Section**

chemicals) including exposure to fungi and other potentially hazardous microorganisms, commonly referred to as "mold".

Should you have any questions or need additional information regarding AIHA's expertise and interest in this area or questions about what other states are doing to address this issue, do not hesitate to contact me at (808) 349-8354 or z96@hawaii.rr.com.

Thank you for the opportunity to present our comments on this very important health issue for the people of Hawai'i.



OAHU CHAPTER

National Association of Residential Property Managers

January 28, 2010

The Honorable David I. Ige, Chair
Senate Committee on Health
State Capitol, Room 016
Honolulu, Hawaii 96813

RE: S.B. 2036 Relating to Toxic Substances

HEARING: Friday, January 29, 2010 at 2:45 p.m.

Aloha Chair Ige, Vice-Chair Green and Members of the Committee:

I am Steven Saito chair person of the legislative committee of the Oahu Chapter of the National Association of Residential Property Managers (NARPM). The Oahu Chapter of NARPM is the largest chapter nationally with over 160 members managing over 12,000 rental units. S.B. 2036, which establishes the toxic mold remediation task force to examine the potential hazards of toxic indoor mold and fungal contamination, and to recommend standards and guidelines for its prevention and remediation.

Since the Toxic Mold Remediation Task Force will examine property owner disclosures and renters' rights, we respectfully request a representative from the property management industry be allowed to participate with this task force. The industry may be able to provide insightful information on disclosures for home owners, tenants, and the important role that property managers play in protecting their clients.

Mahalo for the opportunity to testify.



Steven S. Saito

dige3 - Jamie

From: Myoung Oh [MOh@hawaii Realtors.com]
Sent: Thursday, January 28, 2010 11:10 AM
To: HTHTestimony
Subject: Testimony: 01.29.10 SB2036 Toxic Mold Remediation Task Force
Attachments: 01.29.10 SB2036 Toxic Mold Remediation Task Force - HLT.pdf

Aloha,

Attached is testimony **submitting comments** on **S.B. 2036** from the Hawai'i Association of REALTORS®.

Testifiers Name/Org: Myoung Oh, Hawai'i Association of REALTORS®

Committee: Committee on Health

Hearing Date/Time: Friday, January 29, 2010 at 2:45 p.m.

Measure Number: S.B. 2036

Copies Requested: Transmitting via e-mail, no copies requested.

Thank you for your time.

<<01.29.10 SB2036 Toxic Mold Remediation Task Force - HLT.pdf>>

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January 28, 2010

The Honorable David I. Ige, Chair
Senate Committee on Health
State Capitol, Room 016
Honolulu, Hawaii 96813

RE: S.B. 2036 Relating to Toxic Substances

HEARING: Friday, January 29, 2010 at 2:45 p.m.

Aloha Chair Ige, Vice-Chair Green and Members of the Committee:

I am Myoung Oh, Government Affairs Director, here to testify on behalf of the Hawai'i Association of REALTORS® ("HAR"), the voice of real estate in Hawai'i, and its 8,800 members in Hawai'i. HAR **submits comments** on S.B. 2036, which establishes the toxic mold remediation task force to examine the potential hazards of toxic indoor mold and fungal contamination, and to recommend standards and guidelines for its prevention and remediation.

Because the Toxic Mold Remediation Task Force will examine property owner disclosures and renters' rights (see page 2, line 22), we respectfully request that a representative from the real estate or property management industry be listed as a member of the task force. The industry may be able to provide insightful information on disclosures for home owners, tenants, and the important role that REALTORS® and property managers play in protecting their clients on toxic mold issues.

HAR looks forward to working with our state lawmakers in building better communities by supporting quality growth, seeking sustainable economies and housing opportunities, embracing the cultural and environmental qualities we cherish, and protecting the rights of property owners.

Mahalo for the opportunity to testify.

