

STAND. COM. REP. NO.

2396

Honolulu, Hawaii

FEB 17 2012

RE: S.B. No. 2822
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Energy and Environment, to which was referred S.B. No. 2822 entitled:

"A BILL FOR AN ACT RELATING TO RECYCLING,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Create a recycling program for all electrically powered consumer products; and
- (2) Repeal the Electronic Waste and Television Recycling and Recovery Act.

Your Committee received testimony in support of this measure from the Department of Health, Sierra Club Hawaii Chapter, and one individual. Your Committee received testimony in opposition to this measure from the Custom Electronic Design & Installation Association, Equipment Leasing and Finance Association, Association of Home Appliance Manufacturers, Retail Merchants of Hawaii, Hawaiian Telcom, Hawaiian Hope, and one individual. Your Committee received comments on this measure from the County of Hawaii Department of Environmental Management, Consumer Electronics Association, Tax Foundation of Hawaii, Sims Recycling Solutions, Covanta Energy Corporation, and one individual.

Your Committee finds that proper waste handling and recycling of valuable materials is vital to protecting the health and welfare of the people of Hawaii and building a green economy.

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While the goals of this measure are laudable, many testifiers questioned the feasibility of implementing this measure in its current form. The effects of a government recycling program are complex and resonate across different sectors of society and various industries, as Hawaii has experienced with its fledgling Electronic Waste and Television Recycling Act. Your Committee believes that the type of recycling program proposed in this measure warrants further study and consideration by stakeholders constituting a diverse coalition of interests.

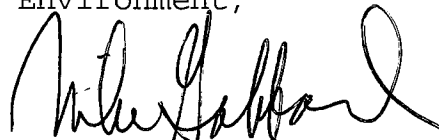
Your Committee has amended this measure by replacing language that:

- (1) Creates a recycling program for all electrically powered consumer products;
- (2) Repeals the Electronic Waste and Television Recycling and Recovery Act;
- (3) Transfers monies from the electronic device recycling fund to the electric device recycling fund; and
- (4) Authorizes the Department of Health to hire necessary personnel for its recycling program,

with language that creates a Hawaii electric device recycling task force composed of a diverse group of interested stakeholders and led by the Department of Health.

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 S.B. No. 2822, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2822, 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,

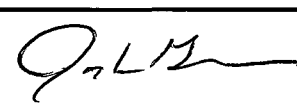


MIKE GABBARD, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:* SB 2822	Committee Referral: ENE, WAM	Date: 2/16/12		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <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	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	✓			
ENGLISH, J. Kalani (VC)				✓
GREEN, M.D., Josh	✓			
IHARA, Jr., Les	✓			
SLOM, Sam		✓		
TOTAL	3	1	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-size: 2em; margin-top: 10px;">  </div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes