

**Testimony for HB2107 on 1/25/2012 2:00:00 PM**

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

**Sent:** Friday, January 20, 2012 5:44 PM

**To:** CPCtestimony

**Cc:** coreen.williams@gmail.com

**Categories:** Yellow Category

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Testimony for CPC/JUD 1/25/2012 2:00:00 PM HB2107

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: COREEN WILLIAMS

Organization: Individual

E-mail: coreen.williams@gmail.com

Submitted on: 1/20/2012

Comments:

Government is too invasive. What is the intended result for this proposed mandate?

## Testimony for HB2107 on 1/25/2012 2:00:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

**Sent:** Saturday, January 21, 2012 10:30 AM

**To:** CPCtestimony

**Cc:** lee@cartoonistforchrist.org

**Categories:** Yellow Category

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Testimony for CPC/JUD 1/25/2012 2:00:00 PM HB2107

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Lee McIntosh

Organization: Individual

E-mail: lee@cartoonistforchrist.org

Submitted on: 1/21/2012

**Comments:**

Mr. Chair and Members of the Committee on Consumer Protection & Commerce and Mr. Chair and Members of the Committee on Judiciary:

Aloha, I live in Kau on the Big Island. I am not in favor of HB 2107, which requires scrap metal dealers to only purchase copper from licensed contractors. These changes will exclude residents, such as myself, from selling copper scraps that might be lying around our property collecting dust. I live near South Point where a lot of copper was recently stolen from the old windmills for its value. That was unfortunate, but the Legislature should not punish law abiding citizens for the actions of a few criminals. The current regulations should be more than enough to help prevent abuse. Thank you for the opportunity to testify on HB 2107.

**herkes2 - Marlene**

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**From:** Bruce Iverson [biverson@reynoldsrecycling.com]  
**Sent:** Monday, January 23, 2012 12:03 PM  
**To:** CPCtestimony  
**Subject:** HB 2107

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged



**To:** Representative Robert N. Herkes, Chair  
Representative Ryan I. Yamane, Vice Chair  
Committee on Consumer Protection & Commerce

Representative Gilbert S.C. Keith-Agaran, Chair  
Representative Karl Rhoads, Vice Chair  
Committee on Judiciary

**Fr:** Terry G. Telfer, President  
Reynolds Recycling

**Date:** Wednesday, January 25, 2012, 2:00 pm, Conference Room 325

**Re:** Testimony against HB 2107, Relating to Copper Redemption

*Oppose*

Thank you for the opportunity to testify on this bill.

Reynolds Recycling is strongly opposed to HB 2107.

In 2007 the Hawaii Legislature passed Act 197 in order to reduce the theft of copper, specifically by increasing the reporting requirements with regards to the sale of Copper Scrap Metal by the public. While the new reporting requirements are extensive, and costly for industry to maintain, they have had a strong effect in making it easier for police to prosecute criminals with regards to copper thefts, and have served as a discouragement for criminals who choose to steal copper. The recycling industry ultimately supported this measure for the good of the public, and the industry.

The contents of HB 2107 are entirely different. They make it illegal for all 519,508 households in Hawaii to sell any of their own personal possessions or property that happens to contain copper, unless they happen to be a licensed contractor. Many homeowners have small amounts of copper from solar panels, copper wire, pipe, flashing or other copper items from their own home remodeling projects, or taken from their own appliances when they are trashed. This law would deny these law abiding citizens of the right to sell their own property as they see fit.

This law would also infringe upon the rights of business, specifically recyclers, whose job it is to purchase scrap metal, including copper, from the legal owners of such scrap metal in accordance with the already strict requirements of the Hawaii State Law.

Please do not legislate away this recycling industry. Reynolds Recycling strongly opposes HB-2107, because it will do just that.

Thank you for the opportunity to testify.

**Testimony for HB2107 on 1/25/2012 2:00:00 PM**

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

**Sent:** Monday, January 23, 2012 8:20 AM

**To:** CPCtestimony

**Cc:** mz9995@hotmail.com

**Categories:** Yellow Category

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Testimony for CPC/JUD 1/25/2012 2:00:00 PM HB2107

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Micheal Zehner

Organization: Individual

E-mail: mz9995@hotmail.com

Submitted on: 1/23/2012

**Comments:**

So people who aren't contractors will now be required to throw copper away and have it end up in the landfill.

This is one of the most wasteful and non-eco. friendly bills I have ever seen. The copper recycling law is already strict enough.

Testimony Opposing HB 2107

To : CPC and JUD Committees

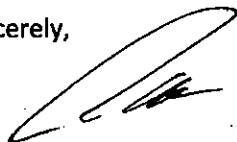
January 24, 2012

Dear honorable chairpersons and members of the CPC and JUD committees

*Oppose*

My family has been in the scrap metal and recycling industry for about 60 years now and have never witnessed the amount of copper theft and property damage we experience today. Truly we are disturbed at what criminal property damage that copper theft and theft in general brings to our entire state, however, restricting ordinary working citizens from selling copper scrap will not be a solution to our theft problem. Thieves who steal copper have found a way to sell copper in spite of the current laws you have passed in the last five years and will continued to even if you pass new laws. Individuals who are involved in this activity have absolutely no regard for the law and law enforcement. You will be hurting law abiding citizens. Only the innocent gets hurt by amending our current law (HRS 445-233). Most people do not have a contractor license which is the new requirement you are trying to add. Most of our business does not come from a person with a contractor's license but from people working for contractors. The current procedure is already very burdensome to our industry and adding more restrictions to the current statute will not help fight this type of crime and , therefore, we are asking you to not advance HB2107.

Sincerely,



Robert A. Okuda

Okuda Metal, Inc.

808-845-6856



**Hawaii Chapter**

January 25, 2012

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Rep. Robert N. Herkes, Chair

Rep. Ryan I. Yamane, Vice Chair

Committee on Judiciary

Rep. Gilbert S.C. Keith-Agaran, Chair

Rep. Karl Rhoads, Vice Chair

RE: Testimony of Associated Builders and Contractors Hawaii Chapter requesting **amendments** to HB 2107

Chairs Herkes and Keith-Agaran, Vice Chairs Yamane and Rhoads, and members of the Combined Committee; thank you for the opportunity to testify on this matter. My name is Malcolm Barcarse, Jr. I am the 2012 Board Chair and the Legislative Committee Chair of Associated Builders and Contractors Hawaii Chapter. We are an association of over 150 members representing the merit shop contracting industry in Hawaii.

We ask that this bill be **amended** so that Contractors are not required to present their contractor's license card when they present themselves to a scrap dealer. Each company has one card for the entire company and for the most part they are stored at the home office of the company, where they are kept for safekeeping. This would create inefficiencies as it would require multiple trips to the home office in order to go to the scrap dealer to pick up and drop off the card, as this duty is usually performed by workers in the field as opposed to workers in the office.

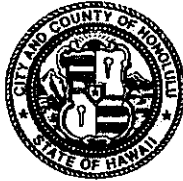
In our view the production of the contractor's license card is not the best method of verification of a contractor's status. As the card is printed on normal card stock without any security enhancements it can easily be counterfeited. A better approach would be to require the scrap dealer to verify the contractor's status on the DCCA website and to have the employee of the contractor present a company issued identification in addition to a government issued identification.

We take no position on the overall merits of the bill. Thank you for the opportunity to testify.

***America's Best Contractors***

POLICE DEPARTMENT  
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813  
TELEPHONE: (808) 529-3111 · INTERNET: www.honolulu-pd.org



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OUR REFERENCE WC-MK

January 25, 2012

The Honorable Robert Herkes, Chair  
and Members  
Committee on Consumer Protection and Commerce  
The Honorable Gilbert S.C. Keith-Agaran, Chair  
and Members  
Committee on Judiciary  
House of Representatives  
State Capitol  
Honolulu, Hawaii 96813

Dear Chairs Herkes and Keith-Agaran and Members:

Re: House Bill No. 2107, Relating to Copper Redemption

I am Major William R. Chur of the Honolulu Police Department (HPD) District 5 (Kalihi), City and County of Honolulu.

The HPD supports this bill which would amend the scrap metal redemption law to require scrap metal dealers to buy scrap copper metal only from licensed contractors. In addition, the bill would require metal dealers to notify the police department if a person tries to sell scrap copper metal without a contractor's license.

We believe that this would prevent copper metal thefts and facilitate the identification and apprehension of people who are dealing in stolen copper metal.

Thank you for the opportunity to testify.

Sincerely,

*William Chur*  
WILLIAM R. CHUR, Major  
District 5

APPROVED:

A handwritten signature in black ink, appearing to read "Louis M. Kealoaha", is written over a horizontal line.

LOUIS M. KEALOHA  
Chief of Police