

Honolulu, Hawaii

FEB 15 2013

RE: S.B. No. 620

S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam:

Your Committees on Energy and Environment and Commerce and Consumer Protection, to which was referred S.B. No. 620 entitled:

"A BILL FOR AN ACT RELATING TO THE ENVIRONMENT,"

beg leave to report as follows:

The purpose and intent of this measure is to require food service businesses to provide customers with an option to use compostable or reusable food containers provided by the restaurant for food.

Your Committees received testimony in support of this measure from Styrophobia, Sierra Club Hawaii Chapter, Surfrider Foundation, Sustainable Coastlines Hawaii, and seventeen individuals.

Your Committees received testimony in opposition to this measure from Hawaii Food Industry Association, American Chemistry Council, and one hundred individuals. Your Committees received comments on this measure from Down to Earth and one individual.

Your Committees find that many food service businesses in Hawaii use expanded polystyrene foam food containers for food that is taken out by customers. Your Committees find that expanded polystyrene foam food service containers are made from thermoplastic petrochemical materials containing styrene and may leach styrene into food that comes into contact with the containers, posing potential health hazards for people eating food carried in these containers.



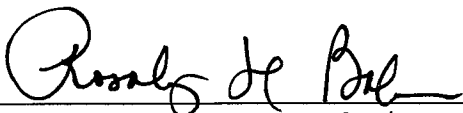
Your Committees find that expanded polystyrene foam food containers do not biodegrade and, because of their expanded size, take up significant space in landfills. Your Committees note the popular support for alternative, compostable food service containers, but also recognize that there is no viable, commercial composting facility in the State. Because of these challenges, your Committees find it necessary to examine alternatives for non-compostable food service containers that may be used in place of expanded polystyrene foam food service containers.

Your Committees have amended this measure by:

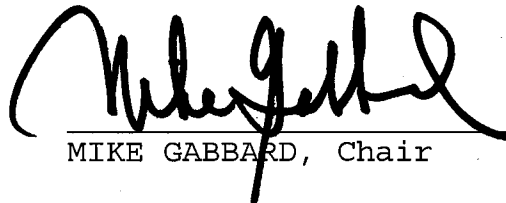
- (1) Inserting an effective date of July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Energy and Environment and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 620, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 620, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Energy and  
Environment and Commerce and  
Consumer Protection,



ROSALYN H. BAKER, Chair



MIKE GABBARD, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

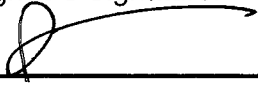
**Record of Votes**  
**Committee on Energy and Environment**  
**ENE**

Bill / Resolution No.:* <b>SB 620</b>	Committee Referral: <b>ENE/CPN, WAM</b>	Date: <b>2/7/13</b>		
<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)	<del>X</del>			
RUDERMAN, Russell E. (VC)	<del>X</del>			
CHUN OAKLAND, Suzanne	<del>X</del>			
IHARA, Jr., Les	<del>X</del>			
SLOM, Sam			X	
<b>TOTAL</b>	<b>4</b>		<b>1</b>	
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original                      Yellow                      Pink                      Goldenrod File with Committee Report    Clerk's Office              Drafting Agency              Committee File Copy				

\*Only one measure per Record of Votes

The Senate  
Twenty-Seventh Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:* <b>SB 020</b>	Committee Referral: <b>ENE/CPN, WAM</b>	Date: <b>2/7/13</b>		
<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
BAKER, Rosalyn H. (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
NISHIHARA, Clarence K.				✓
SOLOMON, Malama				✓
TANIGUCHI, Brian T.				✓
WAKAI, Glenn	✓			
SLOM, Sam			✓	
<b>TOTAL</b>	<b>3</b>		<b>1</b>	<b>3</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original                      Yellow                      Pink                      Goldenrod File with Committee Report    Clerk's Office            Drafting Agency        Committee File Copy				

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