



LATE

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

In reply, please refer to:
File:

HOUSE COMMITTEE ON FINANCE

S.B. 1133, S.D. 2, H.D.2 , RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM

Comments of Loretta J. Fuddy, A.C.S.W., M.P.H.
Director of Health

April 1, 2013
2:00 p.m.

1 **Department's Position:** The Department of Health strongly supports this measure.

2 **Fiscal Implications:** Undetermined. This measure is not intended to enhance revenue.

3 **Purpose and Justification:** This bill proposes to eliminate the exemption for dietary supplements from
4 the Deposit Beverage Container (DBC) Program.

5 If passed, this measure will bring previously uncovered products into the DBC Program. It is not
6 intended to enhance revenue, but is instead addressing an administrative issue regarding dietary supplements
7 that costs the program a disproportionate amount of time and resources and creates uncertainty regarding
8 product determinations. The department has no data on the amount of products that would be affected due in
9 part to the continually changing nature of the dietary supplement market.

10 We would like to suggest inserting language that the department will make the determination on the
11 exemption. Our suggested amendment is, "A liquid which is deemed, by the department, to be the sole item
12 of a meal or a diet;". This will make it clear that the department, and not manufacturers or distributors, have
13 the authority to make this determination.

14 We further note that the exemption for drugs, medical food and infant formula remain in the law and
15 that the department has no intention of modifying these exemptions.

1 Our goal is to create social and physical environments that promote and support good health for all.

2 Thank you for the opportunity to testify on this measure.

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Sierra Club Hawai'i Chapter

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LATE

HOUSE COMMITTEE ON FINANCE

April 1, 2013, 2:00 P.M.
(Testimony is 1 page long)

TESTIMONY IN SUPPORT OF SB 1133 SD2 HD2

Chair Luke and members of the Committee:

The Sierra Club, Hawaii Chapter, with over 10,000 dues paying members and supporters statewide, **supports** SB 1133 SD2 HD2. This measure establishes closes a loophole in the tremendously successful deposit beverage container program.

Hawaii's bottle law has proven to be an overwhelming success for Hawaii's environment, with **over 930 million bottles and cans diverted from Hawaii's landfills annually**. Beyond waste diversion, our recycling law reduces litter, creates jobs, and provides opportunities for churches, charities, and schools to fundraise. The recycling program proves that a little change can make a big difference.

Despite its success with redeeming over four billion beverage containers, **the bottle law can be improved**. Some drinks are utilizing a loophole -- a "dietary supplement" exemption -- in order to evade complying with our beverage container (HI-5) law. There is no logical basis to exempt these beverages from our incredibly successful recycling program and to allow certain distributors to have an advantage in the marketplace.

If we want to move Hawaii to a sustainable future and help solve our growing landfill crisis, we need to start taking the "small changes" necessary to eliminate our problems. Including dietary containers would be a start.

We respectfully ask this Committee to move this measure forward. Mahalo for the opportunity to testify.

FINTestimony

LATE

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 31, 2013 7:59 PM
To: FINTestimony
Cc: tabraham08@gmail.com
Subject: Submitted testimony for SB1133 on Apr 1, 2013 14:00PM

SB1133

Submitted on: 3/31/2013

Testimony for FIN on Apr 1, 2013 14:00PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Troy Abraham	Individual	Support	No

Comments: I support passage of bill to expand recycling and preservation of the local environment.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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