

STAND. COM. REP. NO.

2133

Honolulu, Hawaii

FEB 10 2014

RE: S.B. No. 2857

S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committees on Energy and Environment and Commerce and Consumer Protection, to which was referred S.B. No. 2857 entitled:

"A BILL FOR AN ACT RELATING TO ELECTRONIC WASTE RECYCLING,"

beg leave to report as follows:

The purpose and intent of this measure is to amend the electronic device and television recycling program.

Your Committees received testimony in support of this measure from the Department of Health, City and County of Honolulu Department of Environmental Services, Ulupono Initiative, and Sierra Club of Hawaii. Your Committees received testimony in opposition to this measure from the Consumer Electronics Association. Your Committees received comments on this measure from Sims Recycling Solutions.

Your Committees find that the Electronic Waste and Television Recycling and Recovery Act is an important part of Hawaii's solid waste management system. In the current system, many businesses are allowed to create a mail-back only option to recycle their electronic products. Mail-back only programs involve shipping electronic goods back to the original manufacturer located outside of Hawaii. The effect of this is that many residents end up not recycling. In particular, this mail-back only policy is detrimental on the neighbor islands where some companies implement a mail-back only policy and no alternative for recycling. Making the recycling of electronic devices and televisions easier by



implementing manufacturer recycling obligations and requirements will ensure convenient recycling for the public.

Your Committees have amended this measure by:

- (1) Inserting language to establish a penalty for any electronic device manufacturer and television manufacturer that falls short of its recycling obligations for the year as established by the Department of Health;
- (2) Inserting language to allow covered electronic devices and covered televisions collected from the five least populated islands with populations greater than 1,000 to count twice as much toward a manufacturer's recycling obligations for the year than covered electronic devices and covered televisions collected from the most populous island;
- (3) Amending language to require a manufacturer recycling plan to provide for various scheduled collection services based on the population of the island for every inhabited island with a population greater than 1,000;
- (4) Amending language to establish penalties if the department determines, after two revisions, that a manufacturer recycling plan is still insufficient; and
- (5) 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. 2857, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2857, 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.:* SB 2857	Committee Referral: ENE/CPN, WAM	Date: 2/4/14
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The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	X			
RUDERMAN, Russell E. (VC)	X			
CHUN OAKLAND, Suzanne				X
IHARA, Jr., Les	X			
SLOM, Sam				X
TOTAL	3			2

Recommendation: Adopted Not Adopted

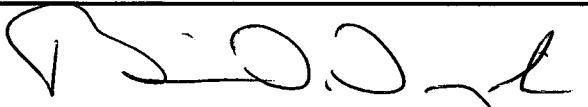
Chair's or Designee's Signature:


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***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.:*	Committee Referral:	Date:		
SB 2857	ENE/CPN, WAM	2/5/14		
<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)	✓			
TANIGUCHI, Brian T. (VC)	✓			
NISHIHARA, Clarence K.	✓			
WAKAI, Glenn	✓			
SLOM, Sam				✓
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
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