

STAND. COM. REP. NO. 2427

Honolulu, Hawaii

FEB 16 2018

RE: S.B. No. 2337

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committees on Government Operations, Agriculture and Environment, and Commerce, Consumer Protection, and Health, to which was referred S.B. No. 2337 entitled:

"A BILL FOR AN ACT RELATING TO WASTE MANAGEMENT,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require that all state and county agency contractors that dispose of liquid or solid waste to provide a receipt that the waste was received and disposed of at a licensed facility before full payment is made for those contractual services;
- (2) Allow for partial payment to be made to all state and county agency contractors that dispose of liquid or solid waste without a receipt and prior to any dumping of waste; and
- (3) Prohibit alteration or falsification of receipts by all state and county agency contractors that dispose of liquid or solid waste.

Your Committees received testimony in support of this measure from the Hawaiian Civic Club of Honolulu; Kokua Hawaii Foundation; Ho'omana Pono, LLC; League of Women Voters of Hawai'i; and four individuals. Your Committees received comments on this measure



from the General Contractors Association of Hawaii and one individual.

Your Committees find that construction projects funded by public monies produce a huge amount of construction waste. Existing law prohibits the disposal of more than one cubic yard of solid waste anywhere other than a permitted solid waste management system, with certain exceptions. Despite this prohibition, your Committees find that construction waste is sometimes disposed at sites other than licensed waste management facilities and other permitted solid waste management systems. Further, your Committees find that unpermitted dumps are often difficult to detect. Therefore, your Committees find that the statement for services performed in a public works contract should include a receipt from a licensed waste management facility showing that the waste was properly received and lawfully disposed of in an appropriate, licensed waste facility before full payment is made.


However, your Committees note a variety of concerns raised during testimony. Your Committees acknowledge the difficulty in catching those who engage in illegal dumping and that further discussion is needed to determine enforcement mechanisms that might help prevent illegal dumping. In addition, your Committees acknowledge the need for the appropriate departments and agencies to work with the construction industry to find ways to reduce the overall amount of waste being dumped and to find ways to conserve more used materials as opposed to dumping them. Your Committees suggest that if your Committee on Ways and Means decides to hear this measure, that your Committee on Ways and Means investigate these issues further.

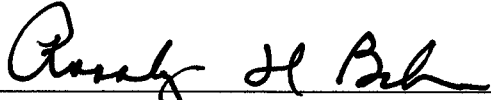
As affirmed by the records of votes of the members of your Committees on Government Operations, Agriculture and Environment, and Commerce, Consumer Protection, and Health that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2337 and recommend that it pass Second Reading and be referred to your Committee on Ways and Means.



Respectfully submitted on
behalf of the members of the
Committees on Government
Operations, Agriculture and
Environment, and Commerce,
Consumer Protection, and
Health,


MIKE GABBARD, Chair


DONNA MERCADO KIM, Chair


ROSALYN H. BAKER, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i


Record of Votes
Committee on Government Operations
GVO

Bill / Resolution No.:* SB 2337	Committee Referral: GVO/AEN/CPH, WAM	Date: 2-13-18		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KIM, Donna Mercado (C)	X			
RUDERMAN, Russell E. (VC)	X			
GALUTERIA, Brickwood	X			
KEITH-AGARAN, Gilbert S.C.				X
RHOADS, Karl				X
TOTAL	3	0	0	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: 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-Ninth Legislature
State of Hawai'i

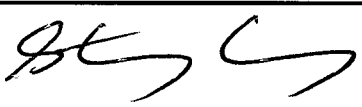
Record of Votes
Committee on Agriculture and Environment
AEN

Bill / Resolution No.:* SB 2337	Committee Referral: GUO/AEN/CPH,WAM	Date: 2/13/18		
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The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input 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)	X			
RIVIERE, Gil (VC)	X			
NISHIHARA, Clarence K.				X
RHOADS, Karl				X
RUDERMAN, Russell E.	X			
TOTAL	3	0	0	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

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The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2337	GNO/AEN/CPH, WAM	2/13/18		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input 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)	✓			
TOKUDA, Jill N. (VC)				✓
CHANG, Stanley	✓			
ESPERO, Will				✓
IHARA, Jr., Les	✓			
NISHIHARA, Clarence K.	✓			
RUDERMAN, Russell E.	✓			
TOTAL	5			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
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