



STATE OF HAWAII
DEPARTMENT OF HEALTH
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WRITTEN
TESTIMONY ONLY

**Testimony COMMENTING on SB 2110
RELATING TO HAZARDOUS WASTE**

SENATOR MIKE GABBARD, CHAIR
SENATE COMMITTEE ON AGRICULTURE AND ENVIRONMENT

Hearing Date: January 31, 2018
Time: 1:15 pm

Room Number: 224

1 **Fiscal Implications:** None.

2 **Department Testimony:** This measure requires retail automotive parts stores to accept used
3 motor oil for recycling or disposal. Retail automotive parts stores that do not already have used
4 oil collection and storage units will be required to provide this infrastructure, provide training for
5 staff to properly manage used oil and respond to spills, and operate the collection system in
6 accordance with used oil generator regulations.

7 The benefit of this measure is that it attempts to prevent improper management and
8 disposal, which the department supports. However, we understand from our conversations with
9 Maui, Hawaii and Kauai counties that they prefer their county-established used motor oil
10 collection programs with well-established sites.

11 If this measure is pursued, it should be limited to only household-generated used oil
12 collection.

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

SB-2110

Submitted on: 1/30/2018 12:19:38 PM

Testimony for AEN on 1/31/2018 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
William Kucharski		Comments	No

Comments:

Dear Chairperson Gabbard and Members of the Committee on Agriculture and Environment,

While the County of Hawaii (COH) supports the intent of SB 2110 and believes that commercial enterprises who sell motor oil or automobile parts could provide collection services for used motor oils, the liability implications and associated costs of this Bill could be significant. There are several specific comments provided for consideration.

1. A retail establishment should be allowed to add an additional surcharge to the cost of any oil that is purchased from their facility to allow for the administration of this program. However, the associated costs (collection, storage, recycle) would need to be identified and a maximum fee established that reflects (and limits) the costs of providing this service which would be passed on to the users.
2. The responsibility to offer collection services should be extended to bulk sellers of motor oil. A purchaser of bulk motor oil from a local distributor would need a place to take the "used oil" when they are done with it. The Bill does not include this group as a covered entity.
3. It is recommended that this requirement not be listed under Hazardous Waste, since "Used Oil" is not considered a hazardous waste.

William A. Kucharski

Director, Department of Environmental Management, COH