

Honolulu, Hawaii

FEB 13 2019

RE: S.B. No. 522
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committees on Agriculture and Environment and Commerce,
Consumer Protection, and Health, to which was referred S.B.
No. 522 entitled:

"A BILL FOR AN ACT RELATING TO PLASTIC,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Prohibit the purchase, use, sale, or distribution of single-use plastic bottles, utensils, stirring sticks, polystyrene foam containers, and straws by state and county agencies after July 1, 2021, and by businesses selling food and beverages after July 1, 2022;
- (2) Ban the distribution or sale of plastic bags after July 1, 2023;
- (3) Ban the sale or distribution of single-use plastic beverage containers after July 1, 2025; and
- (4) Establish and appropriate funds for the plastic source reduction working group to make recommendations for eliminating single-use plastic packaging.

Your Committees received testimony in support of this measure from the County of Maui Department of Environmental Management;



one member of the Hawai'i County Council; Keiko Conservation; Pacific Agricultural Land Management Systems; Hawai'i Reef and Ocean Coalition; League of Women Voters Hawaii; Sierra Club of Hawai'i; Friends of Hanauma Bay; Surfrider Foundation, O'ahu Chapter; Animal Rights Hawai'i; Pacific Whale Foundation; Zero Waste O'ahu; Kailua Beach Adventures; Kokua Hawaii Foundation; Dolphin Quest; Kaiser High School Wipeout Crew; Delphi Cinema; O'ahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Sustainable Coastlines Hawaii; and numerous individuals. Your Committees received testimony in opposition to this measure from the Hawaii Food Industry Association; International Bottled Water Association; Plastics Industry Association; Maui Soda & Ice Works, Ltd.; Hawai'i Restaurant Association; American Beverage Association; KYD, Inc. dba: K. Yamada Distributors; Retail Merchants of Hawaii; Chamber of Commerce Hawaii; and nine individuals. Your Committees received comments on this measure from the Department of Land and Natural Resources and Department of Health.

Your Committees find that the local and global impact of the world's increasing waste stream is unsustainable and detrimental to the future of Hawaii's economy and people. There has been an exponential rise in single-use foodware items, including plastic bottles, caps, lids, straws, cups, and polystyrene and plastic containers, which are major contributors to street and beach litter, ocean pollution, marine and other wildlife harm, and greenhouse gas emissions. This measure minimizes packaging and promotes alternatives derived from compostable materials, which are now widely available, to benefit the State's economy as it shifts toward a system of responsible reuse.

Your Committees have amended this measure by:

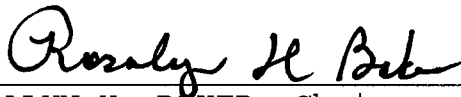
- (1) Deleting language that would have prohibited individuals or businesses from distributing, selling, or providing any form of single-use plastic beverage container after July 1, 2025;
- (2) Requiring the plastic source reduction working group to study and develop a systematic plan to phase out the use of single-use plastic beverage containers; and



- (3) 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 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. 522, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 522, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.

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



ROSALYN H. BAKER, Chair



MIKE GABBARD, Chair



The Senate
Thirtieth Legislature
State of Hawai'i


Record of Votes
Committee on Agriculture and Environment
AEN

Bill / Resolution No.:* SB 522	Committee Referral: AEN/CPH, JOC/WAM	Date: 2-6-2019		
<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)	X			
RUDERMAN, Russell E. (VC)	X			
RHOADS, Karl	X			
THIELEN, Laura H.	X			
FEVELLA, Kurt				X
TOTAL	4	0	0	1
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
Thirtieth Legislature
State of Hawai'i

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

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 522	AEN/CPH, JDC/WAM	2/6/19		
<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)	✓			
CHANG, Stanley (VC)	✓			
KEOHOKALOOLE, Jarrett	✓			
NISHIHARA, Clarence K.				✓
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.	✓			
FEVELLA, Kurt				✓
TOTAL	5			2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

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