

STAND. COM. REP. NO.

994

Honolulu, Hawaii

MAR 01 2019

RE: S.B. No. 367

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 Judiciary and Ways and Means, to which was referred S.B. No. 367, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION,"

beg leave to report as follows:

The purpose and intent of this measure is to prohibit food service businesses and stores from the sale, use, or distribution of polystyrene foam containers, expanded polystyrene food service products, plastic straws, and plastic bags.

Your Committees received testimony in support of this measure from the Office of Hawaiian Affairs, one member of the Hawai'i County Council, Animal Rights Hawai'i, Organizing for Action, Friends of Hanauma Bay, Hawai'i Reef and Ocean Coalition, Zero Waste O'ahu, No Single Use Hawaii, O'ahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Beach Environmental Awareness Campaign Hawai'i, Kona Brewing Company, Surfrider Foundation, Sustainable Coastlines Hawai'i, Kokua Hawaii Foundation, Sierra Club of Hawai'i, and fifty-five individuals. Your Committees received testimony in opposition to this measure from Island Plastic Bags Inc.; Cooke Street Diner; LoCo MoCo Drive Inn-Ewa Beach; Pho Tri Restaurant; Hawaii Food Industry Association; Nabeya Maido; Shiro's Saimin Haven; Papa's Cafe; American Chemistry Council; Hibachi; Queen Street Cafe & Grill; HNA FOOD SERVICES LLC; Jets Fast Food; Tatsuos; Hawaii Restaurant Association; Stadium Pho; Retail Merchants of Hawaii; Hawaii



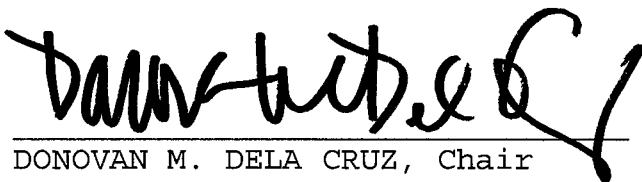
Restaurant Association; Chamber of Commerce Hawaii; KYD, Inc. dba: K. Yamada Distributors; and three individuals. Your Committees received comments on this measure from the Department of Health.

Your Committees find that single-use plastics, such as polystyrene foam containers and plastic bags, have a negative impact on native species of cultural significance, including endangered and subsistence resource species. In Hawaiian waters, the ingestion of discarded plastic debris, such as polystyrene and plastic bags by native seabirds and endangered turtles, is a well-documented phenomenon that has highly injurious or fatal consequences.

Your Committees further find that the littering of polystyrene foam, plastic straws, and plastic bags are the most common types of litter that pollute Hawaii. Your Committees find that prohibiting the distribution of these materials can help protect Hawaii's land, native species, and waters.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 367, S.D. 1, and recommend that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Ways and Means,



DONOVAN M. DELA CRUZ, Chair


KARL RHOADS, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 367, SD 1	AEN/CPH, JDC/WAM	2-26-19		
<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 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
DELA CRUZ, Donovan M. (C)	/			
KEITH-AGARAN, Gilbert S.C. (VC)				/
ENGLISH, J. Kalani	//			
HARIMOTO, Breene	//			
INOUYE, Lorraine R.				//
KAHELE, Kaiali'i				//
KANUHA, Dru Mamo	//			
KIDANI, Michelle N.	//			
MORIWAKI, Sharon Y.	//			
RIVIERE, Gil				/
SHIMABUKURO, Maile S.L.	/			
TANIGUCHI, Brian T.		//		
FEVELLA, Kurt		//		
TOTAL	7	2		4
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	

*Only one measure per Record of Votes