



THE HUMANE SOCIETY
OF THE UNITED STATES

To: Representative Richard P. Creagan, Chair
House Agriculture committee members

In Support Of: HB 704

Date: February 5, 2019

Testimony By: Heather Carpenter, Western Regional Director, The Humane Society of the United States

My name is Heather Carpenter. I am the Western Regional Director for The Humane Society of the United States (HSUS) and I appreciate the opportunity to submit this written testimony on behalf of our Hawaii members and supporters urging the committee to pass HB 704, which prohibits a manufacturer from importing for profit, selling, or offering for sale in Hawaii any cosmetic, for which an animal test was conducted or contracted by or on behalf of the manufacturer, or any supplier of the manufacturer, on or after January 1, 2021.

There are no animal testing requirements for cosmetic safety substantiation in the United States. Last Congress, the Humane Cosmetics Act (H.R. 2790), bipartisan legislation to end the production and sale of animal-tested cosmetics, received 187 sponsors and cosponsors in the House of Representatives and has been endorsed by more than 260 companies in the cosmetics industry.

In traditional animal tests, rabbits, guinea pigs, mice and rats have substances forced down their throats, dripped into their eyes, or smeared onto their skin before they are killed. These test methods are unreliable predictors of human safety. Different species can respond differently when exposed to the same chemicals. Consequently, animal tests may under- or over-estimate real-world hazards to people. In addition, results from animal tests can be quite variable and difficult to interpret.

Fortunately, animal testing for cosmetics is completely unnecessary. Companies can already create great products using thousands of available ingredients that have a history of safe use and do not require new testing. For new ingredients where animal testing may currently be used, many non-animal methods have been, and continue to be, developed. Non-animal methods can combine human cell-based tests and sophisticated computer models to deliver human-relevant results at less cost and in less time than the animal tests.

H.B. 704 does contain four exceptions that allow for animal testing under certain conditions including testing (1) Required by a federal or state agency when there is a specific human health concern and there is no available alternative test or alternative ingredient; (2) Required by a foreign regulatory authority, if no evidence derived from such test was relied upon to substantiate the safety of a cosmetic sold within Hawaii; (3) Conducted on a product or ingredient classified as a drug by the Federal Food, Drug, and Cosmetic Act ; or (4) Conducted for a noncosmetic purpose in response to a regulatory requirement, if no evidence derived from such test was relied upon to substantiate the safety of a cosmetic sold within Hawaii.

There has been a global trend toward eliminating cosmetic animal testing. Most recently, California became the first state in the country to ban the sale of cosmetics newly tested on animals (effective January 1, 2020). Historically, the European Union (EU) began the trend in 2013 by finalizing a ban on the sale of cosmetics tested on animals, creating the world's largest cruelty-free cosmetics marketplace. This ban compelled cosmetic companies around the world to end animal testing and invest in the development of alternatives in

order to sell in the EU. Similar bans have also been enacted in Israel, Norway, India, and Switzerland and are under consideration in several other countries, including Canada, which passed a bill in the Senate last year. In order to sell their products in any of these countries, cosmetic companies must already comply with bans on animal testing.

The Humane Society of the United States requests that HB 704 be reported favorably.

A handwritten signature in cursive script that reads "H Carpenter". The signature is written in black ink and is positioned to the left of the typed name.

Heather Carpenter
Western Regional Director
702-929-2999

HB-704

Submitted on: 2/1/2019 11:04:41 AM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Monica Engebretson	Cruelty Free International	Support	Yes

Comments:

Representative Creagan
Chair, House Agriculture Committee
Hawaii State Capitol

RE: Support for HB 704 – An Act concerning animal tested cosmetics

Aloha e Representative Creagan and Committee

On behalf of Cruelty Free International, I write in support of HB 704. This bill would make it unlawful for any cosmetic manufacture to knowingly import for profit, sell at retail, or offer for sale at retail any cosmetic in the state if the final product or any component of the cosmetic was developed or manufactured using animal testing that was performed after January 1, 2020.

For more than 50 years animals have been used in painful tests to assess the safety of chemicals used in cosmetics products. Today, modern approaches that are cheaper, faster, and can better predict human reactions are widely available and more are becoming available each year. In addition, companies have thousands of existing cosmetic ingredients with histories of safe use that can be utilized. Numerous polls show that across the US and, around the world, consumers want cruelty free cosmetics and support laws that protect animals from senseless cruelty.

Worldwide, many countries have taken steps to end cosmetics testing on animals. Five years ago, the European Union, our nation’s largest trading partner, which accounts for nearly half of the global cosmetics market, completely banned the importation and sale of cosmetics that have been tested on animals. Most, if not all, cosmetic companies that sell products in Hawaii also sell products in the European Union and must already comply with a no-new-animal testing requirement so, compliance with a harmonized cruelty free cosmetics requirement in Hawaii can be easily achieved.

A bill at the federal level, the Humane Cosmetics Act would end the sale of animal tested cosmetic across the US national level. Last year the bill had 186 bipartisan cosponsors including Hawaii Representatives Tulsi Gabbard and Colleen Hanbusa. Unfortunately, the bill has been slow to advance. In action at the federal level provides

an opportunity for states to lead the way. California passed a law last year that matches the language of HB 704 and was supported by industry, consumers and animal protection organizations.

With passage of a Hawaii Cruelty Free Cosmetics Act, Hawaii can set a national example.

Me ka 'oia'i 'o

Monica Engebretson
North America Campaign Manager



February 7, 2019

Via Electronic Mail

The Honorable Richard Creagan, Chair, House Committee on Agriculture
The Honorable Lynn DeCoite, Vice Chair, House Committee on Agriculture
House Committee on Agriculture
Hawaii State Capitol
415 South Beretania Street
Honolulu, HI

Re: HB 704- OPPOSE UNLESS AMENDED

Chair Creagan and Vice Chair DeCoite:

On behalf of the members of the Personal Care Products Council (PCPC), I am writing to oppose House Bill 704 as currently written.

PCPC is the leading national trade association for the global cosmetics and personal care products industry. Founded in 1894, PCPC's 600 member companies manufacture, distribute, and supply the vast majority of finished personal care products marketed in the United States. As the makers of a diverse range of products that millions of consumers rely on every day, from sunscreens, toothpaste and shampoo to moisturizer, lipstick and fragrance, member companies are global leaders committed to product safety, quality and innovation.

Cosmetics and personal care products companies have been strong leaders in the search for and development of alternative testing methods for safety assessments, and have worked with regulators in the U.S. and globally for acceptance of these procedures as valid non-animal alternatives for toxicity testing methods. For nearly four decades, our member companies have been at the forefront in significantly reducing the use of animals in product safety testing. Our member companies firmly believe eliminating animal testing is the right thing to do. Personal care products companies ceased animal testing on finished products in the 1980s.

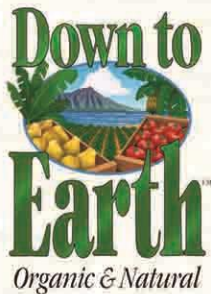
We all share in the goal of making animal testing for cosmetics and personal care products obsolete globally. While HB 704 is well intentioned, we have serious concerns over some provisions in the bill. We would like the opportunity to work with you on proposed amendments that would align this legislation with industry's commitments and that would assure Hawaii's consumers are offered products that meet the highest standards of safety and innovation.

Sincerely,

A handwritten signature in cursive script that reads "Francine Lamoriello".

Francine Lamoriello
Executive Vice President

Love Life!



HB 704 RELATING TO COSMETICS
House Committee on Agriculture
February 8, 2019, 8:30am State Capitol

Aloha Rep. Richard P. Creagan, Chair, Rep. Lynn DeCoite, Vice Chair, and Committee Members,

Down to Earth *Organic and Natural* testifies in support of HB 704.

Down to Earth *Organic and Natural* has six locations on Oahu and Maui. Since we opened in 1977, we have supported healthy lifestyles and preservation of the environment by selling local, fresh, organic and natural food, and by promoting a vegetarian lifestyle.

We support HB 704 as an important effort to prevent unnecessary animal cruelty in laboratories. By encouraging cosmetic producers to find safer and kinder methods of testing their products, we will be sending the world the message that Hawaii has aloha for animals as well as people.

Thank you for the opportunity to comment on this bill.

Alison Riggs
Public Policy & Government Relations Manager
Down to Earth

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Honolulu, HI 96826

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NATIONAL ANTI-VIVISECTION SOCIETY
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CHICAGO, IL 60604
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Testimony in Support of Bill HB 704

House Committee on Agriculture

February 8, 2019

To the Honorable Richard Creagan and members of the House Agriculture Committee:

On behalf of the National Anti-Vivisection Society and our supporters in Hawaii, **I would like to state our strong support for HB 704**, legislation that would end the use of live animals for chemical safety testing when a non-animal alternative is available.

The Federal Food, Drug and Cosmetic Act does not *require* manufacturers of cosmetics, personal care and other household products to test their products and ingredients on animals for safety. In fact, the Food and Drug Administration (FDA), which administers the Act, actually encourages the use of testing techniques that do not use whole living animals.

While some progress has been made at the federal level with regard to fostering the development of alternatives to animal testing, especially through the Interagency Coordinating Committee on the Validation of Alternative Methods (ICCVAM), the U.S. Congress has failed to act to require manufacturers to end the use of animals where alternatives already exist to establish reliable safety standards. We applaud the Hawaii legislature for taking up this issue and joining other states to move forward on this matter.

NAVS' opposition to the use of animals in cosmetics testing is based on credible scientific evidence that animal testing can produce invalid, misleading results that can ultimately be harmful to people. Animals are used in scientific experimentation based on a presumption that similarities between animals and humans enable data from animal models to be extrapolated to humans. However, the differences between other species and humans make translating data from animals to people problematic, as different species can respond to the same chemicals in different ways. Therefore, overreliance on animal models is actually counterproductive; it often sidetracks meaningful scientific progress while wasting millions of taxpayer dollars and other resources.

Innovative, animal-free alternative cosmetics testing methods, including human cell-based tests and sophisticated computer models, are available and offer advantages over traditional animal tests. Animal-free alternatives offer significant cost savings benefits over animal models, are able to generate data more quickly and are better able to predict how these products will affect people.

NAVS' opposition to the use of animals in cosmetics testing is also based on compelling ethical arguments against animal testing, as these tests are cruel and unnecessary and can cause high levels of animal suffering.

We commend the sponsors of this legislation and urge members of both committees to follow the example of California, New Jersey, New York and Virginia, as well as the entire European Union and countless other countries around the world, in ending the unnecessary cruelty of using animals for chemical safety testing.

Thank you very much for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "Marcia Kramer". The signature is written in black ink and is positioned above the typed name and title.

Marcia Kramer
Director of Legal/Legislative Programs
312-427-6073

HB-704

Submitted on: 2/7/2019 11:46:43 AM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Inga Gibson	West Hawaii Humane Society	Support	Yes

Comments:

Dear Chair Creagan and Members of the House Committee on Agriculture

Strong Support for HB704; Relating to Cosmetics

Summary: Prohibits the sale of any cosmetic product that has been tested on animals AFTER 2020.

For more than 50 years animals have been used in painful tests to assess the safety of certain chemicals used in cosmetics products. Today modern alternatives that are cheaper, faster, and can better predict human reactions are widely available and more than 30 countries around the world now require their use.

In 2013, the European Union – the world’s largest cosmetic market – ended importation and sale of any new cosmetics that have been tested on animals. Most, if not all, cosmetic companies that sell products in the states also sell products in the European Union and must comply with no-new-animal testing laws.

Modern non-animal tests for cosmetics safety are accurate, efficient, and affordable. The tests usually carried out on animals for cosmetics ingredients have alternatives at similar or lower costs which have been approved by the Organization for Economic Co-operation and Development (OECD) as official Test Guidelines. The tests have comparable or higher predictive value for effects on humans than the animal tests that they replace.

Only NEW animal testing is impacted. Animal testing that took place in the past, prior to enactment of the law, would not be considered a breach of the cruelty free cosmetics requirement.

The bill does not target specific ingredients or products from specific countries. Companies may still sell in China (where animal testing is currently required) and products may be imported from China provided safety is assured without relying on new animal tests. Products made locally in Hawaii will not be impacted as small companies use existing ingredients whose safety data is grandfathered in.

Multiple polls show that US consumers support ending animal testing for cosmetics and, a 2015 Nielsen poll found that “not tested on animals” was the most important consumer packaging claim for respondents across all age groups.

In September 2018, the California Cruelty Free Cosmetics Act was signed into law and goes into effect January 2020. The bill was supported by industry, consumers and animal protection organizations.

Thank you for the opportunity to testify in support of this measure,

Inga Gibson

On behalf of West Hawaii Humane Society

LATE

HB-704

Submitted on: 2/7/2019 10:52:52 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Sylvia Dolena	Aloha Animal Advocates	Support	No

Comments:

HB-704

Submitted on: 2/5/2019 1:24:37 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Cathy Goeggel	Animal Rights Hawai'i	Support	Yes

Comments:

HB-704

Submitted on: 2/2/2019 9:31:08 AM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Rene Umberger	Individual	Support	No

Comments:

HB-704

Submitted on: 2/2/2019 7:39:17 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Tina Kim	Individual	Support	No

Comments:

I support this bill

HB-704

Submitted on: 2/3/2019 1:00:53 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Ashley Wilcox	Individual	Support	No

Comments:

HB-704

Submitted on: 2/3/2019 6:38:07 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Mike Moran	Individual	Support	No

Comments:

HB-704

Submitted on: 2/4/2019 12:25:19 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jonathan Boyne	Individual	Support	No

Comments:

HB-704

Submitted on: 2/4/2019 12:35:40 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Susan Douglas	Individual	Support	No

Comments:

HB-704

Submitted on: 2/4/2019 8:44:10 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
jennifer schneider	Individual	Support	No

Comments:

Animal testing is archaic. we have so many alternatives; computer modules, chromatography, human volunteers, etc. So much of animal testing is repetitive and causes great suffering to the animal, the animal dies and the product is still sold. We are in the 21st Century, let's choose compassion.

NO MORE ANIMAL TESTING

HB-704

Submitted on: 2/5/2019 12:43:40 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Andrea Nandoskar	Individual	Support	No

Comments:

Please support HB704. It's time we banned the cruel practice of animal testing related to the cosmetic industry.

HB-704

Submitted on: 2/5/2019 3:44:13 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jaunette Itsuno	Individual	Support	No

Comments:

I strongly support the prohibition of sales of cosmetics that were tested on animals. Animal testing is cruel and unnecessary, especially for products unnecessary for life such as cosmetics. There is no logical justification to support such barbaric practices. Please pass HB 704. Thank you.

HB-704

Submitted on: 2/5/2019 3:44:49 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Nicole Correa	Individual	Support	No

Comments:

HB-704

Submitted on: 2/5/2019 7:16:53 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Robert Wilcox	Individual	Support	No

Comments:

HB-704

Submitted on: 2/6/2019 9:17:13 AM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
April M Blades	Individual	Support	No

Comments:

I fully support HB704 banning the import/sale of any cosmetic in which animal testing was done.

HB-704

Submitted on: 2/6/2019 2:40:08 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Nicole P	Individual	Support	No

Comments:

HB-704

Submitted on: 2/6/2019 3:59:47 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Danielle Patton	Individual	Support	No

Comments:

HB-704

Submitted on: 2/6/2019 10:49:53 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Antonella Scolpini	Individual	Support	No

Comments:

Animal Testing is inhumane and un-necessary.

Thanks Antonella Scolpini-Heisel

HB-704

Submitted on: 2/6/2019 5:25:53 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
carole richelieu	Individual	Support	No

Comments:

HB-704

Submitted on: 2/7/2019 6:26:41 AM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Andrea Quinn	Individual	Support	No

Comments:

Dear Honorable Committee Members:

Please support HB704, which would prohibit manufacturers and contract testing facilities from using laboratory animals to test cosmetics and household products if alternative methods are available.

The use of alternatives does not mean putting human patients at risk or halting medical progress.

Reduction practices to animal testing are often cheaper and quicker. Many are also more reliable since results of animal tests may not apply to humans.

Due to innovations in science, animal tests are being replaced in areas such as toxicity testing, neuroscience and drug development. Cruel and unreliable shellfish toxin testing on live mice, for example, has now been fully replaced with a far superior analytical chemistry method that is better at protecting humans.

Another alternative is the use of cell cultures. Many types of human and animal cells can be grown in the laboratory, including the culturing of "organs-on-chips," which are used instead of animals to study biological and disease processes, as well as drug metabolism.

Donated human tissues by volunteers who have undergone surgery or post mortem are also available. Companies now produce these types of tests in easy to use kits for companies to use to test their cosmetics and other substances. Volunteer studies are also used in scanning machines, microdosing, to safely study human volunteers.

Also used are computer models that replicate cells and organs in the human body in 3D. Improved statistical design allows investigators to get the most out of the data generated by each animal they use and so need fewer animals. Another type of reduction method involves sharing research animals and control groups.

Although some important kinds of testing can't be done without animals at this time, researchers have a variety of alternatives to reduce the number of animals used in a given study.

The EU has refined lab animal standards to make it more humane for animals routinely subjected to pain or distress, and four states now have similar standards in place as well. There's no reason why Hawaii can't join in reducing needless animal suffering.

Replacing animal testing will improve the quality as well as the humaneness of our science.

Thank you for your time,

Andrea Quinn
Kihei, Hawaii

HB-704

Submitted on: 2/7/2019 6:57:06 AM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Lynn Muramaru	Individual	Support	No

Comments:

AGRtestimony

From: Jennifer Chiwa <jennifer.chiwa@gmail.com>
Sent: Wednesday, February 6, 2019 12:16 AM
To: AGRtestimony
Subject: Testimony in Support of HB 704 for House Committee on Agriculture 2-8-19 8:30 am Hearing

Aloha, Members of the House Committee on Agriculture. I grew up in Aiea and currently reside in Makiki.

Please support House Bill 704 which would ban import of cosmetics for profit, sale or offer of sale if the final product involves any animal testing. Animals should never have been used for testing of product safety. These tests should have been done on humans. As mentioned in this bill, there are now cheaper, faster, more reliable methods of testing that do not require inhumane testing on animals. Furthermore, as also stated in this bill, California and more than 30 countries have banned cosmetics animal testing. Please help Hawaii to maintain its leadership in animal welfare by supporting House Bill 704.

Mahalo.

LATE

HB-704

Submitted on: 2/7/2019 7:45:24 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Laurie Pottish	Individual	Support	No

Comments:

LATE

HB-704

Submitted on: 2/7/2019 6:56:04 PM
Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Erin Pinto	Individual	Support	No

Comments:

No animal should have to suffer for cosmetics testing. Please support this bill. It is time for us to do the right thing.

LATE

HB-704

Submitted on: 2/7/2019 9:31:22 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
naomi egami	Individual	Support	No

Comments:

LATE

HB-704

Submitted on: 2/7/2019 9:35:42 PM

Testimony for AGR on 2/8/2019 8:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Maria Ginnebaugh	Individual	Support	No

Comments:

Please support this bill!

Maria Ginnebaugh