

Honolulu, Hawaii

FEB 11 2021

RE: S.B. No. 352
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Health, to which was referred S.B. No. 352
entitled:

"A BILL FOR AN ACT RELATING TO LEAD-BASED PAINT,"

begs leave to report as follows:

The purpose and intent of this measure is to prohibit,
beginning after December 31, 2021, the use of lead-based paint on
outdoor structures, whether applied to new outdoor structures or
already-existing outdoor structures.

Your Committee received testimony in support of this measure
from the Department of Health, Community Alliance on Prisons, and
three individuals.

Your Committee finds that lead poisoning can cause several
maladies, including neurological damage, behavioral and learning
disabilities in children, kidney damage, and miscarriages, and as
such, lead-based paints on outdoor structures can be hazardous to
workers, contaminate the environment, and expose children and
adults to unnecessary risks. Your Committee recognizes that while
there are both existing federal and state laws prohibiting the use
of lead-based paints, there are none that prohibit structures
(indoor or outdoor) from containing pre-existing lead-based paint.

To address the health and environmental hazards, this measure
prohibits the use of lead-based paint on outdoor structures after



December 31, 2021, whether on new or pre-existing structures. However, because the United States Consumer Product Safety Commission issued regulations prohibiting lead-based paints in 1978, and amended those regulations as recently as 2009, your Committee also finds that a public education campaign is not necessary to notify the public of the prohibitions set forth in this measure.

Therefore, your Committee has amended this measure by inserting an effective date of July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 352, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 352, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Health,

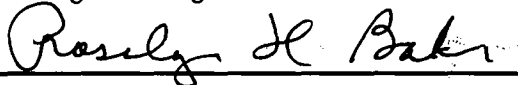


FARRETT KEOHOKALOLE, Chair



The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB392	Committee Referral: HTH, UDC	Date: 2-1-2021		
<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
KEOHOKALOLE, Jarrett (C)	✓			
BAKER, Rosalyn (VC)	✓			
MORIWAKI, Sharon Y.	✓			
SAN BUENAVENTURA, Joy A.	✓			
FEVELLA, Kurt	✓			
TOTAL	5	-	-	-
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