

STAND. COM. REP. NO.

562

Honolulu, Hawaii

**FEB 16** , 2023

RE: H.B. No. 1406  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committees on Transportation and Energy & Environmental Protection, to which was referred H.B. No. 1406 entitled:

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

beg leave to report as follows:

The purpose of this measure is to require:

- (1) Asphalt removed from roads and driveways be recycled under certain conditions;
- (2) The Department of Transportation to adopt rules regarding best practices for paving projects, asphalt processing, stockpiling, and asphalt disposal; and
- (3) The Department of Health to designate asphalt storage sites or develop a centralized asphalt processing and storage facility.

Your Committees received testimony in support of this measure from Climate Protectors Hawaii and five individuals. Your Committees received comments on this measure from the Department of Transportation, Department of Health, and one individual.

Your Committees find that a majority of the road and highway surfaces in the State are made of asphalt pavement. Recycling of

2023-1714 HB1406 HD1 HSCR HMSO



asphalt pavement has proven to be a cost-effective method of pavement rehabilitation. Your Committees further find that implementing this measure will help Hawaii save costs by reducing the need to import raw and virgin materials, as well as avoid greenhouse gas emissions and other harmful effects to the environment.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

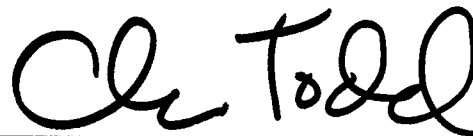
Should your Committee on Finance decide to hear this measure, your Committee requests that it consider the concerns raised during the hearing about the inequities of the ability to recycle asphalt in East Hawaii due to the rain.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1406, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1406, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committees on Transportation  
and Energy & Environmental  
Protection,



NICOLE E. LOWEN, Chair



CHRIS TODD, Chair





Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.: HB1406	Committee Referral: TRN/EEP, FIN	Date: 02/14/2023		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
EEP Members	Ayes	Ayes (WR)	Nays	Excused
1. LOWEN, Nicole E. (C)	✓			
2. COCHRAN, Elle (VC)	✓			
3. GATES, Cedric Asuega	✓			
4. KAHALOA, Kirstin	✓			
5. PERRUSO, Amy A.	✓			
6. WOODSON, Justin H.				✓
7. WARD, Gene				✓
TOTAL (7)	5	0	0	2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted         If joint referral, _____ did not support recommendation.				
Vice Chair's or designee's signature: <u>Elle Cochran</u>				
Distribution: Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				