

STAND. COM. REP. NO. 607

Honolulu, Hawaii

FEB 17 2023

RE: S.B. No. 1458
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Agriculture and Environment, to which was referred S.B. No. 1458 entitled:

"A BILL FOR AN ACT RELATING TO WASTE MANAGEMENT,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish an Extended Producer Responsibility Program;
- (2) Require certain producers of fast-moving consumer goods to register with the Department of Health and pay an annual fee based on the amount of packaging volume the covered producer places on the market each calendar year;
- (3) Provide for the deposit of fees into an Extended Producer Responsibility Special Fund;
- (4) Provide for the expenditure of moneys from the Extended Producer Responsibility Special Fund for the creation of a report that assesses the resources needed to reduce the volume of packaging waste sent to landfills or power plants that burn municipal solid waste as a fuel by fifty percent and eighty percent by a date to be determined by rule; and



- (5) Appropriate funds for administration of the program and one position.

Your Committee received testimony in support of this measure from the Department of Environmental Management of the County of Hawai'i; one member of the Hawai'i County Council; Atlantic Packaging Corporation; Huli Pac; Chamber of Sustainable Commerce; 350 Hawaii; Our Revolution Hawaii; Association of Home Appliance Manufacturers; Recycle Hawaii; Clean the Pacific; and eighteen individuals. Your Committee received testimony in opposition to this measure from the Consumer Brands Association; Wine Institute; Ameripen; American Cleaning Institute; American Beverage; Product Stewardship Institute; Retail Merchants of Hawaii; Hawai'i Restaurant Association; Island Plastic Bags, Inc.; Hawaii Food Manufacturers Association; and two individuals. Your Committee received comments on this measure from the Department of Health; Department of Budget and Finance; Hawai'i Reef and Ocean Coalition; Upstream; and Abbot labs.

Your Committee finds the accumulation of solid waste in Hawaii to be unsustainable and a growing cause for concern. Consumers and governments have long been burdened by the problems attributed to solid waste, while producers often evade blame and deny responsibility. Extended producer responsibility is a policy approach in which a producer's responsibility for a product is extended to the post-consumer stage of a product's life cycle. Your Committee finds that an Extended Producer Responsibility Program in the State can help to reduce solid waste in Hawaii by requiring certain producers to register with the Department of Health and pay an annual fee based on the amount of packaging volume the producer places on the market each calendar year. Therefore, this measure establishes an Extended Producer Responsibility Program and implements rules to aid in the curbing of solid waste accumulation in the State.

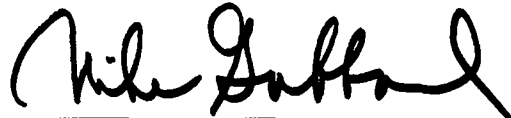
Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Agriculture and Environment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1458, as amended herein, and recommends that it pass



Second Reading in the form attached hereto as S.B. No. 1458, S.D. 1, and be referred to your Committees on Ways and Means and Commerce and Consumer Protection.

Respectfully submitted on
behalf of the members of the
Committee on Agriculture and
Environment,

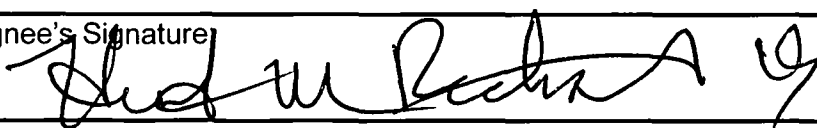


MIKE GABBARD, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Agriculture and Environment
AEN

Bill / Resolution No.:*	Committee Referral:	Date:
SB1458	AEN, WAM/CPN	02-15-23
<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	
RICHARDS, III, Herbert M. "Tim" (VC)		X
DECOITE, Lynn	X	
RHOADS, Karl	X	
AWA, Brenton	X	
TOTAL	4	1
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