

Honolulu, Hawaii

MAR 04 2011

RE: S.B. No. 1059  
S.D. 2

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 1059, S.D. 1, entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to prohibit certain businesses from distributing single-use plastic checkout bags at the point of sale, with certain exceptions, and thereby reduce waste generation within the State.

Your Committee received testimony in support of this measure from the Hawaii Audubon Society; Surfrider Foundation, Hawai'i Chapters; Sierra Club, Hawai'i Chapter; and twelve individuals. Your Committee received testimony in opposition to this measure from the Department of Health, Hawaii Food Industry Association, Conservation Council for Hawai'i, American Chemistry Council, and Retail Merchants of Hawaii. Your Committee received comments on this measure from The Safeway Companies and Times Supermarkets.

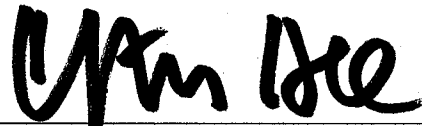
Your Committee finds that single-use plastic checkout bags, as defined in this measure, present a hazard to the environment that this measure seeks to address. Your Committee acknowledges that this measure proposes to implement one of several methods of addressing the hazard to the environment caused by the unregulated distribution of plastic bags. While alternative methods have been proposed, your Committee finds that it is appropriate to move forward with the method proposed in this measure.



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 Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1059, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1059, S.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,



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CLAYTON HEE, Chair



The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB1059, SD1</b>	Committee Referral: <b>ENE, JDL</b>	Date: <b>2/22/11</b>		
<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
HEE, Clayton (C)	✓			
SHIMABUKURO, Maile (VC)	✓			
GABBARD, Mike				✓
IHARA, Jr., Les	✓			
SLOM, Sam				✓
<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes