

STAND. COM. REP. NO.

1174

Honolulu, Hawaii

MAR 01 , 2019

RE: H.B. No. 762
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 762, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SINGLE-USE PLASTIC STRAWS,"

begs leave to report as follows:

The purpose of this measure is to prohibit a full-service restaurant from providing a single-use plastic straw to a consumer unless requested by the consumer.

The Council Member representing District 7 of the Hawai'i County Council; Sierra Club of Hawai'i; American Chemistry Council; Animal Rights Hawai'i; Retail Merchants of Hawaii; Hawaii Food Industry Association; Hawai'i Restaurant Association; Ocean Tourism Coalition; KYD, Inc. dba k. yamada distributors; O'ahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Kihei Community Association; and a few individuals testified in support of this measure. Two individuals testified in opposition to this measure. The Department of Health and Office of Hawaiian Affairs provided comments.

Your Committee has amended this measure by deleting language which required this measure to take precedence over and preempt ordinances and rules adopted by a county, department, or agency regulating single-use plastic straws.

HB762 HD2 HSCR JUD HMS 2019-2396



As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 762, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 762, H.D. 2.

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



CHRIS LEE, Chair



Record of Votes of the Committee on Judiciary

Bill/Resolution No.: H0762 HD1	Committee Referral: EEP, CPC, J40	Date: 2/20/19		
<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)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)	/			
2. SAN BUENAVENTURA, Joy A. (VC)	/			
3. BROWER, Tom	/			
4. CREAGAN, Richard P.	/			
5. LOWEN, Nicole E.	/			
6. McKELVEY, Angus L.K.				/
7. MORIKAWA, Dee	/			
8. SAY, Calvin K.Y.	/			
9. TAKAYAMA, Gregg	/			
10. YAMANE, Ryan I.				/
11. THIELEN, Cynthia	/			
TOTAL (11)	9			2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align:center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature: _____ 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				