

STAND. COM. REP. NO. 1060-20

Honolulu, Hawaii

MAR 13 , 2020

RE: S.B. No. 2326
S.D. 1
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Energy & Environmental Protection, to which was referred S.B. No. 2326, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MICROBEADS,"

begs leave to report as follows:

The purpose of this measure is to phase in a prohibition on the manufacture and sale in Hawaii of certain personal care products and non-prescription drugs that contain synthetic plastic microbeads.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii Public Health Association, Surfrider Foundation Kauai, Animal Rights Hawaii, and two individuals. Your Committee received testimony in opposition to this measure from the American Chemistry Council, Hawaii Reef and Ocean Coalition, Hawaii Youth Climate Coalition, Retail Merchants of Hawaii, and Beach Environmental Awareness Campaign Hawaii.

Your Committee finds that this measure does not apply to rinse-off cosmetics including those rinse-off cosmetics that are non-prescription drugs, as these products are exclusively regulated by the federal government pursuant to the federal Microbead-Free Waters Act of 2015.

SB2326 HD1 HSCR EEP HMS 2020-1711



Your Committee has amended this measure by:

- (1) Removing language that allowed any county ordinance concerning synthetic plastic microbeads to be preempted; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2326, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2326, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on
behalf of the members of the
Committee on Energy &
Environmental Protection,

Nicole E. Lowen

NICOLE E. LOWEN, Chair



Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.: SB 2326 SD 2	Committee Referral: EEP, CPC, FIN	Date: 3.12.20		
<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. WILDBERGER, Tina (VC)	✓			
3. HAR, Sharon E.		✓		
4. TARNAS, David A.	✓			
5. TODD, Chris	✓			
6. YAMANE, Ryan I.				✓
7. THIELEN, Cynthia				✓
TOTAL (7)	④	①	0	②
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: <u>Tina Wildberger</u>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				