

Honolulu, Hawaii

MAR 3 1 2021

RE: H.B. No. 352
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 352, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SECONDHAND DEALERS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Clarify that the secondhand dealers law applies to secondhand dealers' operation of an automated recycling kiosk that only accepts handheld electronic devices for recycling; and
- (2) Specify the retention requirements for secondhand dealers that operate an automated recycling kiosk.

Your Committee received testimony in support of this measure from ecoATM-Gazelle and Retail Merchants of Hawaii. Your Committee received testimony in opposition to this measure from the Hawaii Pawnbrokers Association and Kamaaina Loan.

Your Committee finds that electronic waste kiosks, or automated recycling kiosks, provide a resource for consumers to sell their old cell phones, which are then collected and recycled or refurbished. Automated recycling kiosks have modernized electronic waste recycling and have diverted more than seven



million pounds of electronic waste from local landfills across the country. Your Committee further finds that every other state in the country has adopted legislation to recognize the use of automated recycling kiosks. This measure enables automated recycling kiosks to operate in Hawai'i and requires secure storage of items off-site during the extended holding period.

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. 352, H.D. 1, S.D. 1, and recommends that it pass Third Reading.

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



KARL RHOADS, Chair



