

Honolulu, Hawaii

MAR 23 2007

RE: H.B. No. 527
H.D. 2
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committee on Health, to which was referred H.B. No. 527,
H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO TOBACCO,"

begs leave to report as follows:

The purpose of this measure is to protect Hawaii's
communities from the health risks posed by cigarettes by:

- (1) Prohibiting the sale of cigarettes from self-service displays; and
- (2) Changing the existing fine structure for illegal sales of tobacco made to minors through vending machines and mobile food vendors from up to \$1,000 per day of violation to one that would change for subsequent offenses.

Your Committee received testimony in support of this measure from the Department of the Attorney General and the Coalition for a Tobacco Free Hawaii. Your Committee received testimony in opposition to this measure from the American Heart Association.

Your Committee finds that this measure will pose an additional barrier to children gaining access to cigarettes. Your Committee further finds that this measure should be extended to all tobacco products sold in self-service displays.




Accordingly, your Committee amended this measure to include all tobacco products, not just cigarettes, in the definition of "self-service display".

Your Committee further amended this measure by retaining the original fine structures as codified in chapter 328J-16, Hawaii Revised Statutes, which makes a violator subject to a fine of up to \$1,000 per day for each violation.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 527, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 527, H.D. 2, S.D. 1, and be referred to the Committee on Judiciary and Labor.

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

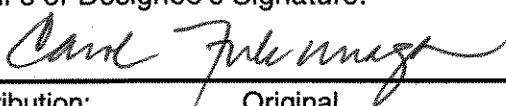


DAVID Y. IGE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* HB 527 HD2	Committee Referral: HTH, JDL	Date: 3/21/07		
<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
IGE, David Y. (C)	✓			
FUKUNAGA, Carol (VC)	✓			
BAKER, Rosalyn H.	✓			
MENOR, Ron	✓			
WHALEN, Paul				✓
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink File with Committee Report Clerk's Office Drafting Agency				

*Only one measure per Record of Votes