

STAND. COM. REP. NO.

2281

Honolulu, Hawaii

FEB 13 2008

RE: S.B. No. 2105
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.B. No. 2105
entitled:

"A BILL FOR AN ACT RELATING TO TOBACCO,"

begs leave to report as follows:

The purpose of this measure is to protect the health of
children and youth in Hawaii by prohibiting the sale of flavored
tobacco products and imposing a civil fine in an amount not to
exceed five thousand dollars on violators.

Your Committee received testimony in support of this measure
from the Department of Health, the American Heart Association, and
the Coalition for a Tobacco-Free Hawaii. The Department of the
Attorney General submitted comments on this measure.

Your Committee finds that cigarette manufacturers are
targeting children and youth with flavored cigarettes that
encourage them to begin smoking. Your Committee further finds
that smokeless tobacco products have generally not been marketed
to children and youth and therefore, should be eliminated from
this measure.

Your Committee has amended this measure by;

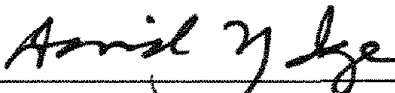
- (1) Removing all references to smokeless tobacco products,
including the definitions of "chewing tobacco",
smokeless tobacco", and "tobacco snuff";



- (2) Amending the definition of "characterizing flavor" to mean a distinguishable or distinctive natural or artificial taste, flavor, smell, or aroma, other than tobacco, menthol, or clove, which emanates from or is imparted by the smokeless tobacco product, cigarette, or cigarette's smoke, or any of the cigarette's component parts at any time prior to or during consumption;
- (3) Amending the definition of "component parts" to include but not be limited to, the tobacco, filter, paper, or natural or artificial flavoring device or substance in a cigarette; and
- (4) Making technical, nonsubstantive changes for the purposes of clarity, consistency, and style.

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 S.B. No. 2105, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2105, 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



