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Honolulu, Hawaii

MAR 06 2009

RE: S.B. No. 56

S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Madam:

Your Committee on Judiciary and Government Operations, to which was referred S.B. No. 56, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ENFORCEMENT OF THE SMOKING PROHIBITION,"

begs leave to report as follows:

The purpose of this measure is to encourage establishments to comply with the smoking prohibition that was established by the Legislature in 2006 by:

- (1) Requiring county liquor commissions, within their respective counties, to condition the granting, renewal, refusal, suspension, or revocation of liquor license upon:
  - (A) A showing of satisfactory proof of compliance with the no smoking signage requirements; and
  - (B) An absence of a verified complaint filed against the licensee for violation of the smoking law.
- (2) Conferring authority upon the liquor commissions to issue summons or citations for violation of the smoking law; and
- (3) Increasing penalties for violations.



Your Committee finds that this measure would enhance the enforcement of the smoking law since bars, nightclubs, restaurants, and other business establishments are common places for smoking. However, your Committee is concerned that the liquor commissions lack sufficient resources for adequate enforcement.

As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 56, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Government Operations,

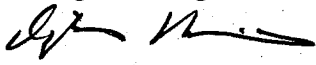


BRIAN T. TANIGUCHI, Chair



The Senate  
 Twenty-Fifth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Judiciary and Government Operations**  
**JGO**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB56, SDI	HTH/TIA, JGO	3/2/09		
<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 checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)	✓			
BUNDA, Robert				✓
GABBARD, Mike	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam			✓	
<b>TOTAL</b>	4	0	1	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

\*Only one measure per Record of Votes