

STAND. COM. REP. NO.

2306

Honolulu, Hawaii

FEB 12 2010

RE: S.B. No. 2604
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.B. No. 2604
entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT
SPECIAL FUND,"

begs leave to report as follows:

The purpose of this measure is to delete the requirement that the Director of Health convene an advisory group to plan the development and implementation of prevention programs and make recommendations on expenditures. Instead, this measure transfers the responsibility of the advisory group to the Tobacco Prevention and Control Advisory Board.

This measure also amends the composition of the Tobacco Prevention and Control Advisory Board so that no more than one member of the board shall be an employee or contractor of the Department of Health.

Your Committee received testimony in support of this measure with amendments from the American Cancer Society Hawaii Pacific, Inc. Your Committee received testimony in opposition to this measure from the Department of Health and the Tobacco Prevention and Control Advisory Board. Comments were received from the Coalition for a Tobacco Free Hawaii. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that as Hawaii has fallen from the state with the fourth lowest smoking rate in the nation to the fifth

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lowest, and because of the wide disparity in smoking rates between populations within Hawaii, stricter oversight of the tobacco control and prevention trust fund is warranted.

Your Committee has amended this measure by:

- (1) Making the advice of the Tobacco Prevention and Control Advisory Board to the Department of Health Prescriptive; and
- (2) Making technical, nonsubstantive changes to ensure clarity and accuracy in the language of this measure.

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. 2604, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2604, S.D. 1, and be referred to the Committee on Ways and Means.

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

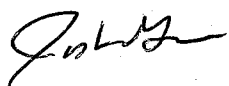


DAVID Y. IGE, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB 2604	Committee Referral: HTH, WAM	Date: 2/8/10		
<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)	✓			
GREEN, M.D., Josh (VC)	✓			
BAKER, Rosalyn H.	✓			
ESPERO, Will	✓			
NISHIHARA, Clarence K.	✓			
HEMMINGS, Fred	✓			
TOTAL	6	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center;"></div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes