

STAND. COM. REP. NO.

2474

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2604  
S.D. 2

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

Madam:

Your Committee on Ways and Means, to which was referred S.B. No. 2604, S.D. 1, 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 eliminate the requirement that the Director of Health convene an advisory group to strategically plan the development and implementation of prevention programs and make recommendations regarding the expenditure of moneys in the tobacco prevention and control trust fund.

Specifically, this measure transfer responsibility of the advisory group to the Tobacco Prevention and Control Advisory Board, changes the composition of the Tobacco Prevention and Control Advisory Board, and makes the advice of the Board to the department prescriptive.

The Department of Health submitted comments in opposition to this measure. The written comments may be reviewed on the Legislature's website.

Your Committee finds that this measure provides stricter oversight of the Tobacco Control and Prevention Trust Fund, which appears warranted. A lack of clarity apparently stalled funding for tobacco prevention and control programs which resulted in the

SB2604 SD2 SSCR LRB 10-1902.doc




State's ranking as having the fourth lowest smoking rate in the nation falling to the fifth lowest smoking rate.

Your Committee amended this measure by:

- (1) Changing the effective date of this measure to July 1, 2055, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for purposes of clarity and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2604, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2604, S.D. 2.


Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

  
DONNA MERCADO KIM, Chair



The Senate  
Twenty-Fifth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2004 SD1	HTH, WAM	2-23-10		
<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
KIM, Donna Mercado (C)	/			
TSUTSUI, Shan S. (VC)	/			
CHUN OAKLAND, Suzanne	/			
ENGLISH, J. Kalani	/			
FUKUNAGA, Carol				/
GALUTERIA, Brickwood	/			
HEE, Clayton				/
HOOSER, Gary L.	/			
KIDANI, Michelle N.	/			
KOKUBUN, Russell S.	/			
TOKUDA, Jill N.	/			
HEMMINGS, Fred				/
<b>TOTAL</b>	<b>9</b>	<b>0</b>	<b>0</b>	<b>3</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution:     Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes