

Honolulu, Hawaii

Feb 17, 2011

RE: H.B. No. 605
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Public Safety & Military Affairs, to which was referred H.B. No. 605 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,"

begs leave to report as follows:

The purpose of this bill is to assist the State Fire Council (SFC) in carrying out its statutory duties by:

- (1) Establishing a Reduced Ignition Propensity Cigarette Program Special Fund (Program Fund);
- (2) Authorizing SFC to hire an administrator and administrative assistant to be responsible for various administrative and operational functions, including administering the Reduced Ignition Propensity Cigarette Program; and
- (3) Appropriating funds for the newly-established administrator and administrative assistant positions.

The Hawaii Fire Department testified in support of this bill. The Coalition for a Tobacco-Free Hawaii supported the intent of this measure. The State Fire Council, Honolulu Fire Department, Maui County Department of Fire & Public Safety, and Kauai Fire Department supported this bill with amendments. The Department of Budget and Finance offered comments.



Upon careful consideration and in light of testimony received on this measure, your Committee has amended this bill by:

- (1) Deleting the enforcement of section 132-16(c), Hawaii Revised Statutes, as one of the uses of Program Fund monies;
- (2) Deleting provisions requiring all excess unencumbered and unexpended monies in the Program Fund to lapse to the general fund every third fiscal year;
- (3) Amending the duties of the full-time administrator and assistant authorized to be employed by the measure to include rulemaking, certifying cigarettes, compiling the approved brand list, verifying tax stamp compliance, reviewing and approving alternative test methods, and submitting compliance tests;
- (4) Deleting the appropriations; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety & Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 605, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 605, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety &
Military Affairs,


HENRY J.C. AQUINO, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

HSC 411

Record of Votes of the Committee on Public Safety & Military Affairs

Bill/Resolution No.: HB 1005	Committee Referral: PBM, FIN	Date: 02/03/2011		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
PBM Members	Ayes	Ayes (WR)	Nays	Excused
1. AQUINO, Henry J.C. (C)	✓			
2. CULLEN, Ty (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. LEE, Marilyn B.	✓			
5. LUKE, Sylvia	✓			
6. SAIKI, Scott K.	✓			
7. SOUKI, Joseph M.	✓			
8. TAKAI, K. Mark	✓			
9. TAKUMI, Roy M.	✓			
10. YAMASHITA, Kyle T.	✓			
11. FONTAINE, George R.		✓		
12. JOHANSON, Aaron Ling		✓		
TOTAL (12)	10	2	∅	∅
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				