

STAND. COM. REP. NO. 191

Honolulu, Hawaii
Feb 10, 2011

RE: H.B. No. 904
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 Health, to which was referred H.B. No. 904
entitled:

"A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR,"

begs leave to report as follows:

The purpose of this bill is to prohibit the sale of
caffeinated alcoholic beverages unless they are labeled as an
"intoxicating liquor" and contain a warning of their harmful
effects.

MADD Hawaii testified in support of this bill. The Distilled
Spirits Council of the United States supported the intent of this
measure.

Your Committee has amended this bill by:

- (1) Replacing the term "caffeinated alcoholic beverage" with
"caffeinated beer beverage";
- (2) Clarifying the warning that the potential harmful
effects of consuming a caffeinated beer beverage may
increase, rather than be similar to, the potential
harmful effects of consuming an intoxicating liquor;



- (3) Defining "caffeinated beer beverage" as beer in which caffeine has been intentionally added as a food additive to the beverage; and
- (4) Exempting beverages made with ingredients that contain naturally occurring caffeine such as coffee, tea, cacao, or extracts derived from those foods.

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 H.B. No. 904, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 904, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

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



RYAN I. YAMENE, Chair



