

Honolulu, Hawaii

MAR 01 2012

RE: S.B. No. 1168
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 1168, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS,"

begs leave to report as follows:

The purpose and intent of this measure is to prohibit the use
of tobacco products by minors and to allow a law enforcement
officer to confiscate tobacco used by the minor.

Your Committee received testimony in support of this measure
from the Department of Health, the Coalition for a Tobacco-Free
Hawaii, and one private individual. Testimony in opposition to
this measure was submitted by the Police Department of the City
and County of Honolulu.

Your Committee finds that smoking and tobacco use are the
leading causes of preventable illnesses and deaths in the nation.
This measure prohibits a minor from not only purchasing, but also
using tobacco products, and allows law enforcement officer to
confiscate the tobacco product used by the minor. In comparison
to creating criminal penalties for the minor, the confiscation of
the tobacco product is the preferred means of sending a clear and
correct message that persons under the age of eighteen should not
use tobacco products.

As affirmed by the record of votes of the members of your
Committee on Judiciary and Labor that is attached to this report,



your Committee is in accord with the intent and purpose of S.B. No. 1168, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,



CLAYTON HEE, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* SB1168, SDI	Committee Referral: HMS, JDL	Date: 2/24/12		
<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 checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	✓			
SHIMABUKURO, Maile (VC)	✓			
GABBARD, Mike				✓
IHARA, Jr., Les	✓			
SLOM, Sam	✓			
TOTAL	4			1
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