

STAND. COM. REP. NO.

82

Honolulu, Hawaii

FEB 06 2013

RE: S.B. No. 945

S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.B. No. 945
entitled:

"A BILL FOR AN ACT RELATING TO SMOKING,"

begs leave to report as follows:

The purpose and intent of this measure is to allow
condominium associations and cooperative housing corporations to
adopt rules to prohibit smoking in units, common elements, or
limited common elements.

Your Committee received testimony in support of this measure
from the Coalition for a Tobacco-Free Hawaii. Your Committee
received testimony in opposition to this measure from the Hawaii
Smokers Alliance and four individuals. Your Committee received
comments on this measure from the Hawaii Chapter of the Community
Associations Institute.

Your Committee finds that secondhand smoke is dangerous and
can be extremely harmful to human health. Your Committee further
finds that owners' property rights must be respected.

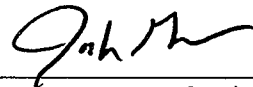
Your Committee has amended this measure by requiring a
majority of tenant shareholders or owners, as appropriate, to
approve a smoking prohibition in dwelling units, common elements,
or limited common elements before a condominium association or
cooperative housing corporation is authorized to adopt any rule
prohibiting smoking.

2013-1096 SSCR SMA.doc



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. 945, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 945, S.D. 1, and be referred to the Committee on Commerce and Consumer Protection.

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

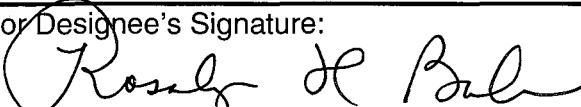


JOSH GREEN, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 945	HTH, CPN	1/30/13		
<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
GREEN, Josh (C)	✓			
BAKER, Rosalyn H. (VC)	✓			
CHUN OAKLAND, Suzanne				✓
NISHIHARA, Clarence K.	✓			
SLOM, Sam				✓
TOTAL	3	-	-	2
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