

NEIL ABERCROMBIE  
GOVERNOR OF HAWAII



LORETTA J. FUDDY, A.C.S.W., M.P.H.  
DIRECTOR OF HEALTH

STATE OF HAWAII  
DEPARTMENT OF HEALTH  
P.O. Box 3378  
HONOLULU, HAWAII 96801-3378

In reply, please refer to:  
File:

## SENATE COMMITTEE ON JUDICIARY AND LABOR

### SB1127, RELATING TO SALES OF ELECTRONIC SMOKING DEVICES TO PERSONS UNDER 18 YEARS OF AGE

Testimony of Loretta J. Fuddy, A.C.S.W., M.P.H.  
Director of Health

February 26, 2013  
10:00 AM, Room 016

1 **Department's Position:** The Department of Health (DOH) strongly supports SB1127.

2 **Fiscal Implications:** None

3 **Purpose and Justification:** This measure adds electronic smoking devices to tobacco as products that  
4 are unlawful to be sold or furnished to and purchased by persons under eighteen years of age, and  
5 further requires the additional listing of electronic smoking devices to sales prohibition signage.

6 Electronic smoking devices have become increasingly prevalent and widely available since their  
7 introduction to the U.S. market in 2007. They are advertised as technologically advanced and "healthier  
8 alternatives" to tobacco products using youth-relevant appeals such as celebrity endorsements,  
9 trendy/fashionable imagery, and fruit, candy and/or alcohol flavors.

10 Electronic smoking devices present a compelling introduction to the sensation of smoking by  
11 allowing users, not only to mimic the tactile sensations of smoking, but also actually appear to blow  
12 smoke. These devices have the power to promote a physiological addiction to an addictive drug, as well  
13 as a psychological habituation to smoking.

1           The limited published research about safety, efficacy, or public health impact of electronic  
2 smoking devices raises concerns about the product's lack of regulation, safety/quality assurances, and its  
3 appeal to youth. The U.S. Food and Drug Administration (FDA) asserts that the ready availability of  
4 electronic smoking devices presents a serious risk of addicting new users, including children and  
5 cautions that such devices may contain ingredients that are not safe. Because there is no regulation or  
6 quality control by the manufacturers, the nicotine content in electronic smoking device cartridges often  
7 does not match the advertised or labeled content.

8           A number of states have already passed laws restricting sales to minors. California, Colorado,  
9 Minnesota, New Hampshire, New Jersey, Tennessee, and Indiana prohibit the sale of e-cigarettes to  
10 minors. The 2011 Hawaii Youth Tobacco Survey reported that 5.1% of public high school students in  
11 the state admitted to having tried an electronic smoking device. The Hawaii Department of Education  
12 has just released a memo classifying the possession and/or use of electronic cigarettes as a contraband  
13 offense subject to disciplinary actions.

14           The DOH strongly supports passage of this measure to prohibit the sale of these devices and to  
15 prevent the deleterious effects on the health and safety of Hawaii's youth.

16           Thank you for the opportunity to testify.

## hee2 - Kathleen

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**From:** Allison Koehnen [koehnene@hawaii.edu]  
**Sent:** Monday, February 25, 2013 1:11 PM  
**To:** JDLTestimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

Thank you for the opportunity to testify in strong support of SB 1127 (SCR308). This measure will prohibit the sales of all electronic smoking devices (including e-cigarettes) to minors under the age of 18. Electronic smoking devices are used to vaporize liquid in cartridges that contain varying levels of nicotine. Cartridges are also available in candy-flavors (over 30 flavors available) which entices youth. Currently these devices are readily available at kiosks and small shops, including shops that do not carry any other tobacco product.

Electronic smoking devices are not currently regulated by the FDA. This allows electronic smoking devices to be advertised on radio and television and offer flavored cartridges, while their tobacco counterparts cannot. Electronic smoking devices are also legal if sold to youth and can be sampled at kiosks and stores. Given the limited federal regulation on these devices we strongly urge you to pass SB 1127 (SCR308) which would prohibit the sale of electronic smoking devices to minors. We also ask that you consider banning the sampling of this product.

Thank you for the opportunity to provide testimony in strong support of this measure.

Allison Koehnen  
2851 Ualani St.  
Pukalani, HI 96768

## hee2 - Kathleen

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**From:** Barbara Nosaka [barbrick@hawaiiantel.net]  
**Sent:** Monday, February 25, 2013 12:31 PM  
**To:** JDLEstimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

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Thank you for the opportunity to provide testimony in strong support of this measure.

Barbara Nosaka  
2216 Hoonanea Street  
Honolulu, HI 96822

## hee2 - Kathleen

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**From:** Beau Lani Barker [beau.barker@cancer.org]  
**Sent:** Monday, February 25, 2013 12:51 PM  
**To:** JDLTestimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

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Thank you for the opportunity to provide testimony in strong support of this measure.

Beau Lani Barker  
613 Iliaina St  
Kailua, HI 96734

## hee2 - Kathleen

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**From:** Collette Wilhelm [wilhelmco@gmail.com]  
**Sent:** Tuesday, February 26, 2013 6:15 AM  
**To:** JDLEstimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

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Thank you for the opportunity to provide testimony in strong support of this measure.

Collette Wilhelm  
310 North Cane Street Apt. 2D  
Wahiawa, HI 96786

## hee2 - Kathleen

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**From:** Debbie Odo [DOdo@ala-hawaii.org]  
**Sent:** Monday, February 25, 2013 3:34 PM  
**To:** JDLEstimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

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Thank you for the opportunity to provide testimony in strong support of this measure.

Debbie Odo  
650 Iwilei Road  
Suite208  
Honolulu, HI 96789

## hee2 - Kathleen

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**From:** Elizabeth Heppe [lizheppe@yahoo.com]  
**Sent:** Monday, February 25, 2013 2:59 PM  
**To:** JDLEstimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

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Thank you for the opportunity to provide testimony in strong support of this measure.

Elizabeth Heppe  
73-1542 Hao Way  
Kailua Kona, HI 96740



## hee2 - Kathleen

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**From:** Hau'oli Tomoso [jtomoso@hawaii.rr.com]  
**Sent:** Tuesday, February 26, 2013 9:01 AM  
**To:** JDLTestimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

Aloha kakou,  
Mahalohank you for the opportunity to testify in strong support of SB 1127 (SCR308). This measure will prohibit the sales of all electronic smoking devices (including e-cigarettes) to minors under the age of 18. Electronic smoking devices are used to vaporize liquid in cartridges that contain varying levels of nicotine. Cartridges are also available in candy-flavors (over 30 flavors available) which entices youth. Currently these devices are readily available at kiosks and small shops, including shops that do not carry any other tobacco product.

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Mahalo for the opportunity to provide testimony in strong support of this measure.

Aloha,  
John A. H. Tomoso, MSW, ACSW, LSW  
51 Ku'ula Street  
Kahului, HI 96732-2906

Hau'oli Tomoso  
51 Ku'ula Street  
Kahului, HI 96732

## hee2 - Kathleen

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**From:** Jessica Yuen [yuenj@hawaii.edu]  
**Sent:** Monday, February 25, 2013 10:54 PM  
**To:** JDLTestimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

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Thank you for the opportunity to provide testimony in strong support of this measure.

Jessica Yuen

96707

## hee2 - Kathleen

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**From:** Joan Loke [catnap@hawaii.rr.com]  
**Sent:** Monday, February 25, 2013 10:35 PM  
**To:** JDLTestimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

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Thank you for the opportunity to provide testimony in strong support of this measure.

Joan Loke  
2586A Kekuanoni St.  
Honolulu, HI 96813

## hee2 - Kathleen

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**From:** Joy Silver [jsenhydra@hotmail.com]  
**Sent:** Monday, February 25, 2013 12:33 PM  
**To:** JDLTestimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

To: Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

Re: Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

Hrg: February 26, 2013 at 10:00 am, Room 016

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Electronic smoking devices are not currently regulated by the FDA. This allows electronic smoking devices to be advertised on radio and television and offer flavored cartridges, while their tobacco counterparts cannot. Electronic smoking devices are also legal if sold to youth and can be sampled at kiosks and stores. Given the limited federal regulation on these devices we strongly urge you to pass SB 1127 (SCR308) which would prohibit the sale of electronic smoking devices to minors. We also ask that you consider banning the sampling of this product.

Thank you for the opportunity to provide testimony in strong support of this measure.

Joy Silver  
59-191 Ke Nui Rd.  
Haleiwa, HI 96712

## hee2 - Kathleen

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**From:** Kasey Larson [klarson@hawaii.edu]  
**Sent:** Monday, February 25, 2013 2:17 PM  
**To:** JDLEstimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

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Thank you for the opportunity to provide testimony in strong support of this measure.

Kasey Larson  
2591 Dole St.  
Honolulu, HI 96822

## hee2 - Kathleen

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**From:** Leslie Aano [Lezlie.Aano@doh.hawaii.gov]  
**Sent:** Monday, February 25, 2013 11:50 AM  
**To:** JDLTestimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

Aloha Senator Hee!

Your support of SB 1127 would have a strong impact on the well-being and education of the youth in Hawaii and specifically the Ewa Beach community. Electronic smoking devices have become a popular item among the youth in the Ewa Beach area. It is so popular that the space next to Blazin Steaks recently put up a new sign for Volcano Cigarettes, which is located less than 1 mile and within walking distance from approximately 6 schools. They claim that they do not sell to minors under 18, but electronic smoking devices within the schools are getting so out of hand that it is up for discussion and they may soon be added to the contraband list at schools.

SB 1127 (SCR308) will prohibit the sales of all electronic smoking devices (including e-cigarettes) to minors under the age of 18. Electronic smoking devices are used to vaporize liquid in cartridges that contain varying levels of nicotine. Cartridges are also available in candy-flavors (over 30 flavors available) which entices youth. Currently these devices are readily available at kiosks and small shops, including shops that do not carry any other tobacco product.

According to the FDA website:

"As the safety and efficacy of e-cigarettes have not been fully studied, consumers of e-cigarette products currently have no way of knowing:

- whether e-cigarettes are safe for their intended use,
- how much nicotine or other potentially harmful chemicals are being inhaled during use, or
- if there are any benefits associated with using these products."

Electronic smoking devices are not currently regulated by the FDA, unless they are marketed for therapeutic purposes. This allows electronic smoking devices to be advertised on radio and television and offer flavored cartridges, while their tobacco counterparts cannot. Given the limited federal regulation on these devices I strongly urge you to pass SB 1127 (SCR308) which would prohibit the sale of electronic smoking devices to minors. I also ask that you consider banning the sampling of this product.

Thank you for the opportunity to provide testimony in strong support of this measure.

Mahalo!  
Lezlie Aano

Leslie Aano  
91-674 Kilaha St  
Ewa Beach, HI 96706

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking  
Devices To Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Aloha,

My name is Adriana Hernandez-Rubio. I am involved in REAL and I attend Konawaena High School. I would like to say that I support the bill SB1127 which will prevent youth under the age of 18 from being able to buy electronic cigarettes.

I think this bill needs to be passed because we don't know the effects of the product right now because it has not been out long enough, so by buying his product we are like guinea pigs. The big companies are using us to see what the product will do and how it will affect us. I do not think that it is fair that we are being treated like nothing. We are human beings and we deserve to not have this put upon us. We are not guinea pigs and don't need to buy these products.

I think that by preventing youth from buying this product the companies will not have as many sales later on because if we buy this product now we will get addicted and we will be their next generation of customers, but if we don't buy the product they will not have another generation to keep their sales going and they will eventually be stopped. I think we should all support this bill so that later on this will no longer be happening to the generations to come.

Thank you.

Adriana Noemi Hernandez-Rubio



To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Aloha Committee members:

My name is Alana Laanui and I am a part of REAL: Hawaii Youth Movement Exposing the Tobacco. I am in strong support of SB1127.

E-cigarettes have been becoming increasingly popular in the state of Hawaii, and I personally know multiple friends who have obtained E-cigarettes who are all under the age of 18. This product claims to be a healthy alternative to regular cigarettes, when the truth is there is no real knowledge known about the effects of this product. The fact is that today youth in Hawaii have access to this potentially dangerous product, and there is no regulation against this product. I believe that there should definitely be some regulation against these products in order to protect against the health of Hawaii. By having a minimum age requirement for purchasing E-cigarettes we will be safeguarding the youth of Hawaii.

I strongly suggest you consider passing SB1127, in order to ensure the health of Hawaii's youth.

Thank you,

Alana Laanui  
Ewa Beach, Hawaii

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To  
Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Committee:

My name is Makeda Morris. I am part of REAL: Hawaii Youth Movement Exposing the Tobacco. I am in strong support of SB1127.

I have visited the E-Cigarette Kiosk at Ala Moana Shopping Center to get more info on this product. I had a very odd experience. I was told by the sales person that the e-cig is better than traditional cigarettes for your health. He asked me how old I was and I responded that I'm not yet 18 years old and then he asked I would like to try to e-cig product at the booth. I was pretty shocked.

I think that these products should be sold only in specialty tobacco stores and there definitely should be a minimum age to purchase just like there is with traditional tobacco products. The fact is that we don't know the long term effects of these products: its not proven safe for the public but yet can be accessed by underage citizens and is being heavily marketed to us.

Please consider passing SB1127 protect the health and well-being of Hawaii's young citizens.

Thank you,

Makeda Morris  
Honolulu, Hawaii

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Legislators,

My name is Loren Amaral and I am from Volcano, Hawaii. I am with REAL and am writing in strong support of SB1127 to put on age restrictions on e-cigarette sales.

I am of age and have visited the sales kiosks. There is very high pressure at these locations to sample the product. This is why I believe we need to have age restrictions on the sale of the products BUT I also think the products should be sold in adult only stores that are not open for just anyone to walk up to. It sends wrong impressions to young people that these products are safe to use especially since the sales people continue to repeat over and over that these products are better for you than regular cigarettes.

Thank you for your time and consideration,

Sincerely,  
Loren Amaral  
Volcano, Hawaii

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Legislators:

My name is Melissa Rapoza and I am from Kurtistown, Hawaii. I am in strong support of SB 1127.

I strongly believe there should be minimum age of at least 18 years old (with proper ID presented prior to purchase) for these e-cigarettes in Hawaii. I also believe they should only be sold in specialty adult smoke shops that require you be at least 18 years old to enter. I believe this law will protect our children and will also prohibit the normalization of smoking especially towards youth. It may not be traditional cigarettes smoking but it's just another thing for our youth to become addicted to that is unhealthy.

I am an adult and have visited the e-cigarette kiosks. I witnessed youth under the age of 18 being offered the product to sample. No one was asked prior for their age or asked to show ID. I also witnessed a youth under 18 purchasing an e-cigarette product. The people who work at the kiosks openly use the product in the mall. It's for all these reason that I believe we have to prohibit these products from being openly sold in places where youth for to socialize on a regular basis. I'm concerned that we are not protecting our youth from products that we have no idea of the long term health consequences of and are addictive.

Please pass SB 1127.

Thank you,

Melissa Rapoza

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To  
Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Senators:

My name is Melissa Chong. I am from Hilo and am a young adult advocate with REAL. I am writing in strong support of SB 1127 relating to e-cigarettes.

I do strongly believe there should be an age restriction for the purchase of e-cigarettes. Although they say its sold to only 18 years old and up younger youth still are able to buy it. The e-cigarette is just as bad for you just like cigarettes so the claim that its not harmful isn't true. With no age restrictions its easier for their product to be sold and harm those who buy them and use them.

I have visited an e-cigarette kiosk at Ala Moana Shopping Center. I was told information that I do not believe is true from the sales person including that this product is a safe alternative to smoking cigarettes, that there are no chemicals in this product, and that it helps you quit smoking cigarettes. From what I have researched I do not think any of what he said is true.

I was also shocked at the e-cigarette packages which liked like Ed Hardy and Juicy Couture which are brands and designs that are very popular with young people. Also there were flavors to pick from like cherry, vanilla, and other candy flavors. It made me think that these products are made to entice youth into to experimenting with nicotine.

I hope you will pass this measure to protect young people under 18 and those of us in our early twenties from targeting by untruthful companies.

Thank you,

Melissa Chong  
Hilo, Hawaii

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To  
Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Senators,

Aloha, my name is Madieson Felicilda. I am 18 years old and a Maui High School graduate. I am a REAL board member. REAL is not an acronym, but REAL is a youth led movement against the tobacco industry. REAL is anti-industry, not anti-smoker. REAL takes on the tobacco industry's tactics and fights back! I am writing in support of SB1127.

As you may know, currently there isn't an age restriction on E-Cigarettes. This allows anyone to purchase this type of product. A 10-year old could walk up to the kiosk/counter and purchase one of these in any mall. E-Cigarettes are flavored and are affordable. The cheapest is at about \$30 which is very price friendly for youth. The products are also available in flavors. My little cousins ask me what the E-Cigarettes are because of these flavors. It makes it seem like candy. I don't like watching my younger cousins interest in these products. Also electronics are the big thing that everyone takes interest in these days, especially youth.

It has been said that E-Cigarettes help people quit smoking and that it doesn't require the smoking of tobacco and therefore may be safer. None of these things have been proven. And the fact is that these products do contain nicotine which is addictive.

It is my opinion that E-Cigarettes are a loop hole around the smoke-free workplaces law here in Hawaii. Even if smoking an e-cigarette, it gives off the impression that smoking is still a normal and acceptable behavior.

From a different safety standpoint, there have been cases reported of small children ingesting the nicotine liquid products and they have been poisoned or almost killed.

I encourage you to support me and the 6,000 youth advocates of REAL in passing SB 1127. Thank you for your time and consideration. Please kokua and help our future generation of our keiki. Your support is greatly appreciated.

Sincerely,  
Madieson Felicilda  
Maui

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Senators:

My name is John Pimentel. I am a young adult advocate with REAL in strong support of SB 1127.

I believe there need to be minimum age requirements for the sale of e-cigarettes to protect youth from becoming addicted to nicotine. Also I think you as decision-makers should take it the next step and allow that e-cigarettes be sold only in adult stores that require you to be at least 18 years old to enter.

When I visited an e-cigarette kiosk I was shocked to be told how “healthy” these vapors are. I think there is a lack of understanding by many people that this product has not been approved by the FDA or tested for the long term impact on health. Also it DOES CONTAIN NICOTINE which is addictive.

Thank you for your support of SB 1127 to protect Hawaii’s young people.

John Pimentel

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To  
Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Senators:

My name is Nicole Sutton. I am a registered voter in the state of Hawaii and represent REAL: Hawaii Youth Movement Exposing the Tobacco Industry. I am in strong support of SB 1127 **Relating to Sales of Electronic Smoking Devices To Persons Under 18 Years of Age**

As a professional in the area of youth tobacco prevention I have major concerns with the way these products are being marketed and the fact that youth can easily access them. I also believe that the act of puffing away on these products has a normalizing effect on young people and can increase the social acceptability of traditional cigarette smoking that we have worked so hard to counter in Hawaii.

I do believe this measure is a step in the right direction to protect youth from addiction to nicotine from a young age. But I encourage you to look further at what you can do to keep these products out of the hands of Hawaii's youth such as requiring them to be sold in adult-only venues.

Mahalo for your support of SB 1127.

Sincerely,

Nicole Sutton



To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking  
Devices To Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Aloha.

Hi my name is Mark Marquez. I am from Kailua-Kona. I'm a REAL youth leader and I go to Konawaena High School. I am in support of SB 1127.

I would like the legal age to buy electric cigarettes to be 18 years or older. And I don't want to have to see them so I think they should be held behind the counter. Young kids like should not have to see them because then we will want to try them.

Mahalo,

Mark Marquez

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Senators:

My name is Jennifer Pescador. I am from Kailua and in strong support of SB 1127. I also want to let you know that I am part of REAL: Hawaii Youth Movement Exposing the Tobacco Industry and therefore know quite a bit about tobacco and nicotine.

I am in favor of this bill because it will create a statewide minimum age requirement for the sale of e-cigarettes products in Hawaii as well as a much needed tax increase on the product to make it less reasonable for young people to purchase.

I believe these products are just another way of promoting rebelliousness among smokers to get around smoke-free laws that restrict traditional tobacco smoking in public place throughout Hawaii. Also I think it's a way to market addiction of nicotine to youth masked in a tech-friendly device that makes it seem completely harmless. The reality is we have no idea what the long-term health effects will be from using these untested and unregulated products.

All the kiosks for these products are located in the most busy areas of our malls: Ala Moana – near the stairs and entrance to the food court, Pearlridge – near the stairs, exit of the mall, bank machines, and the entrance from the old area to the new area of uptown mall, and Windward Mall is in the center of the main mall across from the escalators from the 2<sup>nd</sup> level. I also have sat and watched the aggressive targeting of youth and young adults by the sales people at these kiosks. There is no doubt in my mind that this is their target market. That is also obvious with the colorful packaging and numerous fruit flavors available. I also DO NOT believe the marketing for these products is truthful.

I would like to see you take SB 1127 to the next level and either ban the sale of these products all together in Hawaii or require them to be sold in specialty tobacco shops where no one under the age of 18 years old is permitted.

Thank you,

Jennifer Pescador

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Aloha Senators:

My name is Kerilee Erice. I am a member of REAL, Hawaii's youth-led movement against the tobacco industry. I am writing this testimony in support of SB 1127.

Currently, we do not have an age restriction on the sales of these electronic cigarettes, so basically a 10-year old could walk up to a kiosk or counter and buy these products. The e-cigarettes from a child's perspective is that it's just like a toy. Though it doesn't have any tobacco, it still contains an amount of nicotine, which is highly addictive. And there have been cases reported where children have died from accidentally ingesting the liquid contained in these e-cigarettes.

The e-cigarette is being marketed as a way for people who smoke to stop smoking because it has a smaller amount of nicotine than regular cigarettes, and it would supposedly ween a smoker of traditional cigarette use. But this has not been proven scientifically yet.

Hawaii has really pushed forward with the smoke-free laws; people can no longer smoke in bars, restaurants, or planes and must be at least 20 feet from any entrance to smoke. With these e-cigarettes, smokers can use this product as a type of loophole from the smoke-free laws and smoke wherever they want.

On Maui, the kiosk that sells e-cigarettes was placed in the busiest side of the mall right in front of a drop-in day care center for children and near an in-mall playground. This may have been intentional, but the reality is that children can easily go up to that kiosk from the playground centers and are being exposed to the act of smoking which impacts their ideas that this is totally ok. And most of the sales associates I've observed at the kiosk also smoked the e-cigarette while working, which gave off the impression that it is okay to be smoking in the mall, which again leads back to the smoke-free loophole.

I am asking you to please pass SB 1127. We need to get control of this negative trend in our state.

Mahalo,  
Kerilee Erice

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Senators:

My name is Silver Hunt and I am from Kauai. I am also a member of REAL in strong support of SB 1127.

I strongly believe in an age restriction on the electronic cigs because little is known about the health risks in consuming the vapors that are produced while using the e-cigs. Also they do contain nicotine and come in different flavors which makes them youth friendly.

I urge you to support SB 1127 in placing an age restriction on these products. This will promote a healthier generation.

Thank you for your time and consideration.

Sincerely,  
Silver Hunt

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Aloha Senators:

My name is Elizabeth Heppe and I am a resident of Kailua-Kona. I am a huge supporter of invoking age restrictions for electronic cigarettes through the passage of SB 1127.

Due to the lack of information known about electronic cigarettes and the harmful effects it may have on ones health, I see it only fit that we protect our youth from something that could potentially be detrimental to their health. Supporting an age restriction for E-cigarettes will lessen the already heavy burden placed on today's youth to entice them to experiment with tobacco products that are addictive.

I urge you to protect our youth from electronic cigarettes by passing SB 1127.

Thank you for your consideration and all time devoted to this cause.

Sincerely,  
Elizabeth Heppe

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking  
Devices To Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Aloha.

I am Aquilena Hamilton. I live in Kailua-Kona on the Big Island of Hawaii where I go to Kealakehe High School. I am also apart of REAL Hawaii. I am in strong support of SB 1127.

I am in strong support of this law because I believe it should be illegal to sell electric cigarettes to minors. I also believe these products should be placed behind counters along with tobacco products. As a teen in Hawaii we have too many pressures to experiment with addictive substances and we don't need anymore.

Thank you for your time,  
Aquilena Hamilton

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To  
Persons Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Dear Senators:

My name is Megan Chan and I am a Tobacco Treatment Specialist for the HEALTHY Program located at Kapi'olani Medical Center for Women & Children. I am in strong support of SB 1127 Relating to Sales of Electronic Cigarettes.

As a professional in the field of smoking cessation, I see patients on a daily basis who are **addicted to nicotine** and **want to stop**. Electronic cigarettes come in various enticing flavors and are freely **marketed, sampled AND sold to our youth**. These electronic devices carry varying levels of nicotine and are not currently regulated by the FDA. **What are we allowing our keiki to smoke?** Prohibiting the sale of electronic smoking devices to minors is another essential step toward protecting the youth of Hawaii.

I strongly urge you to support SB 1127 and help us in our prevention effort to limit the sales of electronic smoking devices to persons under the age of 18.

Mahalo for your support of SB 1127.

Sincerely,

Megan Chan  
Nuuanu, Oahu

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

Aloha,

Hello, my name is Jadeen Orton. I am a student at Pahoia high school and a member of REAL; a youth led movement exposing the truth about big tobacco. I am in strong support of SB 1127.

I believe that we need to do something about these e-cigarettes. I was in the mall walking and a salesman (with the e-cigs) just walked up to me asking me if we smoke and started to show up all the products. Though I informed this guy I do not smoke he continued to attempt to sell me these products. I am not of age to even purchase tobacco products! I am also worried about this happening to other youth.

SB 1127 will give better protection to young people from becoming addicted to nicotine.

Thank you,

Jadeen Orton  
Pahoia, Hawaii



Aloha,

Hello, my name is Lohe Kaawaloa. I am a student at Pahoa high school and a member of REAL; a youth led movement exposing the truth about big tobacco.

Those who sell e cigarettes state that it is better than regular cigarettes, however it is not. Any cigarette is bad for you no matter what brand or form it comes in. I watched a salesman attempt to persuade my Uncle into believing that it is a step down process from cigarettes and then talked about all the flavors that they have. We do not know what the effects of these cigarettes are so just like all their other products we are being used to see what the actual effects are.

Thank you,

Lohe Kaawaloa  
Pahoa, Hawaii

Aloha,

My name is Terrance Rapoza. I am a voter in Hawaii. Since hearing about these e cigarettes I have been concerned on our community. The tobacco company continues to try to find loop holes into getting their deadly products to consumers. We are uncertain as to what are actually in these e cigarettes. The retailers are only interested to persuade others to use their product. Youth are encouraged to try this product.

The advertisements that are handed out by the e cigarette retailers are portraying an illusion of a less harmful product.

I do not want my family, my children, our community to be continued to be their lab rats, to test products that are deadly upon us. Why would we allow deadly products that have been statistically proven to cause deaths and many other financial costs to be sold legally? We are doing a disservice to ourselves and our people by allowing products such as these to be sold.

Thank you,

Terrance Rapoza  
Kurtistown, Hawaii

To: Senator Clayton Hee, Chair, Committee on Judiciary and Labor  
Senator Maile Shimabukuro, Vice Chair, Committee on Judiciary and Law  
Members, Senate Committee on Judiciary and Law

Re: Strong Support for SB 1127, Relating to Sales of Electronic Smoking Devices To Persons  
Under 18 Years of Age  
Committee on Health  
Hearing; February 26<sup>th</sup>, 2013 at 10:00am; Room 016

February 26<sup>th</sup>, 2013

Dear Legislators:

My name is Abe Arkin and I'm from Kona. I am part of REAL: Hawaii Youth Movement Exposing the Tobacco Industry. I'm in strong support of SB 1127 to restrict electronic cigarettes.

I strongly support an age restriction on e-cigarettes. Currently there are no age restrictions on this hazardous product. With no age restrictions currently in place, there is a potential for youth to purchase and use this product. E-cigarettes do have Nicotine, an addictive substance. Supporting an age restriction would restrict youth access to these products and decrease the use of nicotine by youth. Ultimately reducing the number of people who become addicted to nicotine will reduce health problems and keep many generations of Hawaii's people safe.

I urge you to support SB 1127 for our families and the youth of our future.

Sincerely,

Abrahm Arkin

## hee2 - Kathleen

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**From:** MAREBEL Young [456bella@gmail.com]  
**Sent:** Monday, February 25, 2013 1:27 PM  
**To:** JDLTestimony  
**Subject:** Support SB 1127 (SSCR308)

**Categories:** Red Category

**To:** Senator Clayton Hee, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members, Senate Committee on Judiciary and Labor

**Re:** Strong Support for SB 1127 (SSCR308) : Relating to Sales of Electronic Smoking Devices to Persons under 18 Years of Age.

**Hrg:** February 26, 2013 at 10:00 am, Room 016

Thank you for the opportunity to testify in strong support of SB 1127 (SCR308). This measure will prohibit the sales of all electronic smoking devices (including e-cigarettes) to minors under the age of 18. Electronic smoking devices are used to vaporize liquid in cartridges that contain varying levels of nicotine. Cartridges are also available in candy-flavors (over 30 flavors available) which entices youth. Currently these devices are readily available at kiosks and small shops, including shops that do not carry any other tobacco product.

Electronic smoking devices are not currently regulated by the FDA. This allows electronic smoking devices to be advertised on radio and television and offer flavored cartridges, while their tobacco counterparts cannot. Electronic smoking devices are also legal if sold to youth and can be sampled at kiosks and stores. Given the limited federal regulation on these devices we strongly urge you to pass SB 1127 (SCR308) which would prohibit the sale of electronic smoking devices to minors. We also ask that you consider banning the sampling of this product.

Thank you for the opportunity to provide testimony in strong support of this measure.

MAREBEL Young  
163 lei aloalo place  
Wahiawa, HI 96789