

lowen2-Lanaly

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From: mailinglist@capitol.hawaii.gov  
Sent: Friday, January 17, 2014 1:23 PM  
To: waltestimony  
Cc: teresa.parsons@hawaii.edu  
Subject: Submitted testimony for HB325 on Jan 22, 2014 08:30AM

**HB325**

Submitted on: 1/17/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Teresa Parsons	Individual	Support	No

Comments: I am in strong support of banning smoking AND electronic cigarettes in all public venues. Mahalo for allowing my testimony before your committee.

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, January 17, 2014 5:06 PM  
**To:** waltestimony  
**Cc:** starjenchan@gmail.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM

### HB325

Submitted on: 1/17/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jenny Chan	Individual	Oppose	No

Comments: This bill is hateful and wrong. Please don't pass it.

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, January 17, 2014 5:13 PM  
**To:** waltestimony  
**Cc:** awatanabe67@gmail.com  
**Subject:** \*Submitted testimony for HB325 on Jan 22, 2014 08:30AM\*

**HB325**

Submitted on: 1/17/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Alan Watanabe	Individual	Oppose	Yes

Comments:

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, January 17, 2014 5:40 PM  
**To:** waltestimony  
**Cc:** michrobins3@myself.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM

### HB325

Submitted on: 1/17/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Michelle Robinson	Individual	Oppose	No

Comments: This bill does not show aloha. :(

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, January 18, 2014 3:51 PM  
**To:** waltestimony  
**Cc:** chevyriderhhh@gmail.com  
**Subject:** \*Submitted testimony for HB325 on Jan 22, 2014 08:30AM\*

**HB325**

Submitted on: 1/18/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Chris Wells	Individual	Oppose	No

Comments:

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**lowen2-Lanaly**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, January 18, 2014 5:11 PM  
**To:** waltestimony  
**Cc:** wintersnicholas@rocketmail.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM

**HB325**

Submitted on: 1/18/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Nicholas Winters	Individual	Oppose	No

Comments: The outdoor ban should be repealed, not copied.

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, January 18, 2014 5:57 PM  
**To:** waltestimony  
**Cc:** jchangworld@gmail.com  
**Subject:** \*Submitted testimony for HB325 on Jan 22, 2014 08:30AM\*

**HB325**

Submitted on: 1/18/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jessica Chang	Individual	Oppose	No

Comments:

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, January 19, 2014 2:23 PM  
**To:** waltestimony  
**Cc:** jjw333333@gmail.com  
**Subject:** \*Submitted testimony for HB325 on Jan 22, 2014 08:30AM\*

**HB325**

Submitted on: 1/19/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jake J. Watkins	Individual	Oppose	No

Comments:

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, January 20, 2014 4:41 PM  
**To:** waltestimony  
**Cc:** anthony\_orozco@yahoo.com  
**Subject:** \*Submitted testimony for HB325 on Jan 22, 2014 08:30AM\*

### HB325

Submitted on: 1/20/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Anthony Orozco	Individual	Oppose	No

#### Comments:

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, January 20, 2014 5:35 PM  
**To:** waltestimony  
**Cc:** rafberg81@gmail.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM

### HB325

Submitted on: 1/20/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Rafael Bergstrom	Individual	Support	No

Comments: Aloha, I would like to testify in support of HB 325. Even as someone who has enjoyed a cigarette from time to time, I also know the horrible environmental consequences of cigarette butts in our marine ecosystems and beach communities. While I think that people have the right to smoke, beach cleanups around the state have shown that cigarette butts are one of the most prevalent sources of litter and the nasty chemicals that they contain are harmful to humans and the natural environment. As a whole community we have not shown that we can be responsible and keep these off the beaches and thus I strongly urge this legislature to move forward with HB 325. Thank you for your consideration.

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, January 20, 2014 5:48 PM  
**To:** waltestimony  
**Cc:** mauimoonflower@gmail.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM

**HB325**

Submitted on: 1/20/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Sabrina Spencer	Individual	Oppose	No

Comments: Dear Committee, please respect home rule for the people of Maui on this issue.

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January 20, 2014

To: Honorable WAL Chair Representative Cindy Evans  
Honorable OMH Chair Representative Faye Hanohano  
Members of the House Committees on Water & Land  
Members of the House Committee on Ocean, Marine Resources, & Hawaiian Affairs

From: Jared Sam Agtunong  
Kahului, Hawaii

Subject: Testimony in Support of HB325, Prohibition of Smoking on Public Beaches

Aloha,

My name is Jared Sam Agtunong, a current college student at Vanguard University of Southern California and a recent graduate of Maui High School on the island of Maui.

We all know that smoking can be both costly to your wallet and your health, but as a current college student from Hawaii I would also like to put emphasis on the peer pressure and influence that many of my generation and Hawaii's keiki face in today's modern day and age.

Did you know that cigarettes and smokeless tobacco (second-hand smoke) kill hundreds of thousands Americans each year? Daily, 4,000 children ages 12 to 17 have their first cigarette. People give way to the debilitating effects of nicotine, a chemical substance in tobacco, resulting in an addiction that many can concur as very difficult to break.

Because public beaches are one of the many gathering places in which not only our youth but our communities congregate. Many members of our community, our visitors from foreign shores, and our young keiki; will unwillingly then have to inhale second-hand smoke which can negatively impact their health.

Second-Hand smoke can cause problems. Smoking makes you more prone to illness, makes it difficult to do sports, gives you higher risks for coronary heart disease and also makes it very difficult for your body to circulate blood. Smoking can slow down your tolerance for physical activity, leading to problems such as diabetes, obesity and soaring blood pressure. Do we really want our youth to face such health problems in their future?

Another problem that communities face as a result of smoking on public beaches is the overwhelming amount of *opala* or cigarette butts found across Hawaii's beautiful shores. I find that it is our *kuleana* to keep the *aina* beautiful and clean for future generations to come as well.

I truly appreciate the time you took in reading my testimony. Please take all these thoughts into consideration as I look forward to a favorable response through your

support of HB325.

Mahalo Nui Loa,  
Jared Sam Agtunong  
Vanguard University of Southern California, Class of 2017  
Maui High School, Class of 2013



To: The Honorable Cindy Evans, Chair, Committee on Water & Land  
The Honorable Nicole E. Lowen, Vice Chair, Committee on Water & Land

The Honorable Faye P. Hanohano, Chair, Committee on Ocean, Marine Resources, & Hawaiian Affairs  
The Honorable Ty J.K. Cullen, Vice Chair, Committee on Ocean, Marine Resources, & Hawaiian Affairs

Members, House Committee on Water & Land  
Members, House Committee on Ocean, Marine Resources, & Hawaiian Affairs

From: Tiffany L. Gourley, Policy & Advocacy Director

Date: January 20, 2014

Hrg: House Committee on Water & Land/House Committee on Ocean, Marine Resources, & Hawaiian Affairs; Wed., January 22, 2014 at 8:30 a.m. in Rm 325

Re: **Support for HB 325, Relating to Smoking**

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Thank you for the opportunity to offer testimony in **support** of HB 325 which prohibits smoking on all public beaches in the State.

The Coalition for a Tobacco Free Hawaii (Coalition) is an independent organization in Hawaii working to reduce tobacco use through education, policy and advocacy. Our organization is a small nonprofit organization of over 100 member organizations and 2,000 advocates that works to create a healthy Hawaii through comprehensive tobacco prevention and control efforts. The Coalition also supports the public through its smoke-free beaches advocacy work at the county and state levels.

### **The Coalition supports statewide smoke free beaches.**

HB 325 adds a new section to Chapter 328J, Hawaii Revised Statutes, to “prohibit[] smoking on all public beaches in the State.” Hawai`i County parks and beaches went tobacco-free in 2008<sup>1</sup> and all Oahu County parks and beaches became smoke-free on January 1, 2014.<sup>2</sup> We commend the lawmakers that passed these laws and support furthering their efforts through making a statewide prohibition.

Qmark research conducted a poll in 2013 for the Coalition for a Tobacco-Free Hawaii that shows overwhelming support for the smoke-free beaches law on Oahu with 76% of respondents agreeing or strongly agreeing that our beaches should be smoke-free. In 2008, Hawaii County passed an ordinance prohibiting smoking and the use of all tobacco products at all County beaches and parks. There continues to be strong support for this law (86%).

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<sup>1</sup> Hawai`i County Code, 14-21b.

<sup>2</sup> Bill 25 (2013) CD RD 1.



**Secondhand smoke has killed 2.5 million Americans and should be eliminated.**

Secondhand smoke is dangerous; the 50<sup>th</sup> Anniversary U.S. Surgeon General Report released on January 17, 2014 states that any level of exposure to secondhand smoke is dangerous and can be harmful and over 2.5 million people have died from secondhand smoke.<sup>3</sup> The International Agency for Research on Cancer and the U.S. Environmental Protection Agency both note that environmental tobacco smoke (or secondhand smoke) is carcinogenic to humans. Secondhand smoke contains 7,000 identifiable chemicals, 69 of which are known or probable carcinogens.

Growing scientific evidence shows that secondhand smoke has a harmful effect on air quality in some outdoor settings. Studies have shown that when people are in close proximity to each other, the levels of exposure to secondhand smoke can be comparable to secondhand smoke levels measured within enclosed spaces.<sup>4</sup> By passing HB 325 exposure to secondhand smoke will decrease, creating a healthy environment for the State.

Thank you for the opportunity to testify on this matter.

Tiffany L. Gourley, esq.  
Policy and Advocacy Director

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<sup>3</sup> U.S. Department of Health and Human Services. (2014). “The Health Consequences of Smoking – 50 Years of Progress: A Report of the Surgeon General.” Atlanta, GA: U.S. Department of Health and Human Services, Centers for Disease Control and Prevention, National Center for Chronic Disease Prevention and Health Promotion, Office on Smoking and Health.

<sup>4</sup> Global Smokefree Partnership. (2009). “The Trend Toward Smokefree Outdoor Areas.” Accessed from <http://www.globalsmokefree.com/gsp/resources/recurso.php?id=225> on May 6, 2013.

320 Ward Avenue, Ste. 212 • Honolulu, HI 96814 • (808) 591-6508 • [www.tobaccofreehawaii.org](http://www.tobaccofreehawaii.org)

*\*The Coalition for a Tobacco-Free Hawaii is a program of the Hawaii Public Health Institute*

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, January 20, 2014 9:28 PM  
**To:** waltestimony  
**Cc:** richfassler@gmail.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM  
**Attachments:** Testimony on HB 325, Relating to Smoking.odt

**HB325**

Submitted on: 1/20/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Richard Fassler	Individual	Support	Yes

Comments: I am strongly in support of HB325. Thank you for the opportunity to testify.

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, January 21, 2014 10:22 AM  
**To:** waltestimony  
**Cc:** lugo.naomi@gmail.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM

**HB325**

Submitted on: 1/21/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Naomi Lugo	Individual	Support	No

Comments: I support this bill to ban cigarettes on Hawaii's beautiful beaches. Too many times have I seen cigarette butts littering the sands. This measure I believe will provide a tremendous positive impact not only to the health of our beaches but to the health of the beach goers as well.

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, January 21, 2014 10:47 AM  
**To:** waltestimony  
**Cc:** justpeachy242@yahoo.com  
**Subject:** \*Submitted testimony for HB325 on Jan 22, 2014 08:30AM\*

**HB325**

Submitted on: 1/21/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Fawn Liebengood	Individual	Support	No

Comments:

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**Testimony in Strong Opposition to the bigoted and anti-home rule HB325.**

COMMITTEE ON WATER & LAND

Rep. Cindy Evans, Chair

Rep. Nicole E. Lowen, Vice Chair

Rep. Ty J.K. Cullen

Rep. Faye P. Hanohano

Rep. Derek S.K. Kawakami

Rep. Chris Lee

Rep. Calvin K.Y. Say

Rep. Scott Y. Nishimoto

Rep. Richard Lee Fale

Rep. Cynthia Thielen

COMMITTEE ON OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS

Rep. Faye P. Hanohano, Chair

Rep. Ty J.K. Cullen, Vice Chair

Rep. Cindy Evans

Rep. Derek S.K. Kawakami

Rep. Chris Lee

Rep. Nicole E. Lowen

Rep. Calvin K.Y. Say

Rep. Scott Y. Nishimoto

Rep. Richard Lee Fale

NOTICE OF HEARING

DATE: Wednesday, January 22, 2014

TIME: 8:30 am

PLACE: Conference Room 325

State Capitol

415 South Beretania Street

Dear Honorable Chairs and Committee members,

The Hawaii Smokers Alliance strongly opposes HB325. This type of outdoor smoking ban has already proven to be an unenforceable and bigoted failure on the Big Island and Oahu.

**HB325 is a shameless attack on the home rule of the Outer Islands. For example the Kauai County Council voted in August, 2012 against bill 2437 to ban smoking on Kauai beaches. Bill HB325 effectively says that the majority Oahu based Legislature knows what is best for Kauai more than Kauai does.** Two of our counties unfortunately have a ban, two do not. Let the counties decide for themselves. Furthermore, this bill would block any wiggle room by counties to change their ordinances to cope with issues or changes as they occur, except to make things even more difficult to live with.

Please defer this measure to the counties for the consideration of their own constituents.

Respectfully, Michael Zehner – Co-chair of the Hawaii Smokers Alliance

808-952-0275 ,mz9995@hotmail.com, hawaiismokersalliance.net

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, January 21, 2014 11:43 AM  
**To:** waltestimony  
**Cc:** scoleman@surfrider.org  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM  
**Attachments:** SmokingBan-HB325-'14.pdf

**HB325**

Submitted on: 1/21/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Stuart Coleman	Individual	Support	Yes

Comments: The evidence is overwhelming about the prevalence of cigarette butts as the most widespread form of litter, but Surfrider will be glad to provide more information if you need it. Mahalo.

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SIERRA CLUB OF HAWAII  
MĀLAMA I KA HONUA. *Cherish the Earth.*

*MALAMA I KA HONUA  
Cherish the Earth*

**HOUSE COMMITTEE ON WATER & LAND  
HOUSE COMMITTEE ON OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS**

January 22, 2014, 8:30 A.M.  
(Testimony is 1 page long)

**TESTIMONY IN SUPPORT OF HB 325**

Aloha Chair Evans, Chair Hanohano, and Members of the Committees:

The Sierra Club, Hawaii Chapter, with over 12,000 dues paying members and supporters statewide, *supports* HB 325. This measure will help end the practice of treating Hawaii's beaches as an ashtray and reduce perhaps the most significant source of marine pollution in Hawaii. It will further ensure that all people of Hawaii can enjoy Hawaii's beaches without fearing the impacts of second hand smoke.

Mahalo for the opportunity to testify.

# **Beach Environmental Awareness Campaign Hawai'i**

*P.O. Box 25284 · Honolulu · Hawai'i · 96825*

*(808) 393 2168 · www.b-e-a-c-h.org*

**DATE:** 20th January, 2014

**TO:** Chair Cindy Evans and members of the Committee on Water and Land  
Chair Faye Hanohano and members of the Committee on Ocean, Marine  
Resources and Hawaiian Affairs

**FROM:** Suzanne Frazer, Vice-President, Beach Environmental Awareness Campaign  
Hawai'i

**RE:** **TESTIMONY IN STRONG SUPPORT OF HB 325**  
Relating to smoking. Prohibiting smoking on beaches.  
Committee meeting on Wednesday 22nd January, 2014 at 8:30AM.

Aloha Chair Evans, Chair Hanohano and Committee members,

I am writing on behalf of Beach Environmental Awareness Campaign Hawai'i (B.E.A.C.H.) in strong support of HB 325 which will ban smoking on all public beaches in the State of Hawai'i. B.E.A.C.H. is an all volunteer, non-profit organization that brings awareness and solutions to plastic marine debris on Hawai'i's beaches. B.E.A.C.H. has members throughout the State of Hawai'i, on the mainland and internationally.

B.E.A.C.H. is very happy to support HB 325 which will allow all beach goers no matter which island they live on, to enjoy smoke-free and cigarette butt litter-free beaches.

Smoking is not only a health issue in regards to second-hand smoke, but it is also a health issue for young children who can die or become poisoned from the ingestion of cigarette butts. Hydrogen cyanide, arsenic and formaldehyde are just some of the up to 4000 dangerous chemicals that are in used cigarette butts that litter beaches. Butts can also smolder up to 3hrs when they are dropped and still lit. No other plastic item littered on beaches releases toxic smoke. When cigarette butts wash into the ocean, toxic chemicals and nicotine (one of the most lethal natural insecticides on the planet) leach out of the butts within an hour of contact with water, killing fish. Therefore, cigarette butts aren't just any litter and this is not just an aesthetic problem - one concerning dirty beaches. Cigarette butts are dangerous, toxic litter that are especially harmful to young children, fish and other marine life.

Cigarette butts are the number one most littered plastic item on Hawai'i's beaches. They are made from cellulose acetate - a type of plastic and plastic does not biodegrade. It does not have a timeline for disappearing. Plastic lasts forever. When plastic gets into the ocean it accumulates additional poisons such as dioxins and other persistent organic pollutants. Fish, whales, sea turtles, sea birds and other marine life are ingesting plastic in the ocean. We need to do everything we can to reduce the plastic litter on all of Hawai'i's beaches and in the ocean in order to save Hawai'i's marine life. Butts can and do wash into the ocean which is why smoking needs to be banned on

all beaches throughout the State of Hawai'i.

A smoking ban across the State will make a huge difference, resulting in cleaner beaches and a healthier environment for all - residents, visitors and marine life. **Please pass HB 325.**

Thank you for the opportunity to provide written testimony in strong support of HB 325.

Sincerely,



Suzanne Frazer.  
Vice-President & Co-Founder,  
Beach Environmental Awareness Campaign Hawai'i (B.E.A.C.H.)

***The 5 most commonly littered items\* on beaches in Hawai'i:***

<b>Item</b>	<b>Amount</b>
1. Cigarette butts (plastic)	41 524
2. Caps/lids (plastic, metal)	19 604
3. Food wrappers, containers (plastic)	11 801
4. Cups, plates, utensils (plastic, paper)	4 993
5. Bags (plastic)	3 885

Cigarette butts are the most littered plastic item on Hawai'i's beaches. Each year, the International Coastal Clean-up (ICC) takes place and data is collected. In Hawai'i during the 2013 ICC, there were 41 524 cigarette butts collected, followed by the next most commonly littered item, caps/lids at 19 604 and food wrappers, 11 801. These statistics show that in comparison to other commonly littered items on beaches, cigarette butts are littered much more than any other item. The combined total of the 2nd, 3rd, 4th and 5th most littered items together is 40 283, still less than the total of cigarette butts at 41 524.

\* 2013 Hawai'i State International Coastal Clean-up Summary Report - raw data (from clean-ups across the State of Hawai'i on one particular day in September. Note that these statistics are from one day only, not the whole year, and they are from just those beaches where clean-ups took place as part of this program - not all beaches on every island are therefore included in the data).



*Beach Environmental Awareness Campaign Hawai'i is an all volunteer, non-profit organization that brings awareness and solutions to marine debris through environmental education, plastic reduction/litter prevention campaigns, and marine debris removal and research in order to protect Hawai'i's marine life, sea birds and ocean/coastal environment.*

**Date:** 20<sup>th</sup> January, 2014

**To:** Chair Cindy Evans and members of the Committee on Water and Land and  
Chair Faye Hanohano and members of the Committee on Ocean, Marine  
Resources and Hawaiian Affairs

**From:** Dean Otsuki, P.O. Box 25284, Honolulu, HI 96825

**RE: TESTIMONY IN STRONG SUPPORT OF HB 325**  
Relating to smoking. Prohibiting smoking on beaches.  
Committee Meeting on Wednesday 22nd January, 2014 at 8:30AM.

Aloha Chair Evans, Chair Hanohano and committee members,

I am writing in strong support of HB 325 which will ban smoking on all public beaches in the State of Hawai'i. Please pass HB 325.


I live in Hawai'i Kai and frequent beaches on O'ahu as well as other islands and feel that the public's health would be better served to have all beaches island wide smoke-free.

Second hand smoke releases over 250 toxic chemicals and more than 50 of them are known to cause cancer. Cigarette butts can smolder for up to 3 hours and release dangerous and toxic chemicals into the air. They can fatally harm young children that have ingested 1 or 2 butts and marine life have been found dead after ingesting butts. Toxic chemicals leach out of cigarette butts within an hour of being in contact with water.

Cigarette butts degrade the beauty of the beach and are the most littered plastic item collected at beach clean-ups around the world and Hawai'i is no different. Volunteers from the Hawai'i 2011 "Get the Drift and Bag It" beach clean-ups which is part of the International Coastal Clean-up collected over 67,000 cigarette butts which was over 3 times as much as the second most collected item, plastic caps and lids (over 20,000). Banning smoking at beaches would drastically reduce the amount of butt litter.

For the good health of our children, adults and marine life, smoking at beaches needs to be banned. Thank you for allowing me to provide written testimony in strong support of HB 325.

Yours sincerely,

  
Dean Otsuki.





**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
530 SOUTH KING STREET, ROOM 202  
HONOLULU, HAWAII 96813-3065  
TELEPHONE: (808) 768-5010 • FAX: (808) 768-5011

**STANLEY CHANG**

*Councilmember – District IV*

Phone: (808) 768-5004

Fax: (808) 768-5000

[ccldistrict4@honolulu.gov](mailto:ccldistrict4@honolulu.gov)

[www.honolulu.gov/council/d4](http://www.honolulu.gov/council/d4)

January 21, 2014

TESTIMONY OF STANLEY CHANG  
CONCILMEMBER FOR THE CITY AND COUNTY OF HONOLULU

On

H.B. No. 325, RELATING TO SOMKING

Committee on Water & Land/Committee on Ocean, Marine Resources, & Hawaiian Affairs

Wednesday, January 22, 2013

8:30 a.m.

Conference Room 325

Dear Chairs Evans and Hanohano and Committee Members:

Thank you for allowing me the opportunity to submit testimony in support of H.B. 325 Relating to Smoking in my capacity as Councilmember of the City and County of Honolulu.

H.B. 325 prohibits smoking on all public beaches in the State of Hawaii. This policy is in line with the City and County of Honolulu's Ordinance 13-27, which banned smoking at all beaches under the control or management of the City.

A statewide smoking ban would decrease the amounts of second hand smoke and cigarette butts at Hawaii beaches. Beaches are one of the main attractions for those who visit the islands, and H.B. 325 would benefit both kama'aina and visitors alike by ensuring cleaner and healthier beaches.

For these reasons, I respectfully ask for your favorable passage of H.B. 325 Relating to Smoking and thank the Committees for allowing me to provide testimony.

Sincerely,

A handwritten signature in black ink, appearing to read "Stanley Chang".

Stanley Chang  
Councilmember, District IV

## lowen2-Lanaly

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, January 21, 2014 7:10 PM  
**To:** waltestimony  
**Cc:** timlemke20@yahoo.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM

### HB325

Submitted on: 1/21/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Tim Lemke	Individual	Oppose	No

Comments: I'm a non-smoker and I oppose this bill. Outdoor bans go too far. I wouldn't ask this of my friends and family that smoke, so why do you. Don't get me wrong, I'm fine with bans in retailers, airplanes, and restaurants with kids there, but these outdoor bans are ridiculous. Sincerely, Tim Lemke

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**lowen2-Lanaly**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, January 21, 2014 7:37 PM  
**To:** waltestimony  
**Cc:** wsjk0912@aol.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM  
**Attachments:** Relate to Smoking Testimony.pages.zip

**HB325**

Submitted on: 1/21/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Willy Shum	Individual	Support	No

Comments:

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## THE QUEEN'S HEALTH SYSTEMS

1301 Punchbowl Street • Honolulu, Hawaii 96813 • Phone (808) 691-5900

**To: The Honorable Cindy Evans, Chair, Committee on Water & Land  
The Honorable Nicole E. Lowen, Vice Chair, Committee on Water & Land**

**The Honorable Faye P. Hanohano, Chair, Committee on Ocean, Marine Resources & Hawaiian Affairs  
The Honorable Ty J.K. Cullen, Vice Chair, Committee on Ocean, Marine Resources & Hawaiian Affairs**

**From: LorrieAnn Santos, Certified Tobacco Treatment Specialist, The Queen's Medical Center**

**Date: January 21, 2014**

**Hrg: House Committee on Water & Land/House Committee on Ocean, Marine Resources & Hawaiian Affairs, Wednesday, January 22, 2014 at 8:30 a.m. in Room 325**

**Re: Support for HB 325, Relating to Smoking**

Mahalo ia 'oukou for the opportunity to offer testimony **in support** of HB 325 which prohibits smoking on all public beaches in the State of Hawaii. My name is LorrieAnn Santos, Certified Tobacco Treatment Specialist, with The Queen's Medical Center.

HB 325 will ensure that all of Hawaii's citizens and visitors are protected from secondhand smoke and the toxic and unsightly litter associated with smoking and able to enjoy our beaches, parks, tennis courts, athletic fields, playgrounds, swimming pools, botanical gardens, beach right-of-ways, park roadways, recreation areas, and bus stops without harm of disease or death.

According to the recent U.S. Surgeon General Report, released on January 17, 2014, there is no safe level of exposure to secondhand smoke, which contains 7,000 identifiable toxic chemicals, 69 of which are known carcinogens.

The harmful effect of tobacco products and smoking can no longer be denied. Since the first U.S. Surgeon General Report in 1964 that linked tobacco and smoking to premature death and disease, including lung cancer and heart disease, our understanding of the devastating health and financial burdens caused by tobacco use have been scientifically proven and documented. Yet, it is still the leading preventable cause of death and disease in our communities, state, nation and the world.

Please protect the people of Hawaii by passing HB 325 to prohibit regarding smoking on all public beaches in the State of Hawaii.



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

In reply, please refer to:  
File:

COMMITTEES ON WATER & LAND  
OCEAN, MARINE RESOURCES & HAWAIIAN AFFAIRS

HB0325, RELATING TO SMOKING

Testimony of Gary L. Gill  
Acting Director of Health

January 22, 2014  
8:30am, Room 325

1 **Department's Position:** The Department of Health (DOH) supports the passage of HB0325 which  
2 prohibits smoking on all public beaches.

3 **Fiscal Implications:** None

4 **Purpose and Justification:** The elimination of smoking and the prevention of cigarette butts from  
5 reaching Hawaii's beaches are significant strategies to improve public health, protect the environment,  
6 and promote healthy lifestyles. Expanding the venues at which smoking is prohibited to include all  
7 public beaches in the State protects the public from exposure to smoking. In addition cigarette butts  
8 which are not biodegradable, generate toxic tobacco-related litter.

9 On beaches, most cigarette butts end up in the sand and can present health risks to children, pets,  
10 and marine life due to ingestion and choking. In 2010, the National Poison Control Center reported  
11 5,488 cases of children under the age of 5 years ingesting cigarettes and cigarette butts in the United  
12 States. They receive between 15 to 30 calls from Hawaii each year for this age group.

13 According to the World Health Organization, the evidence is indisputable that implementing  
14 100% smokefree environments is the only effective way to protect people from the harmful effects of

1 secondhand smoke. Hawaii's current smokefree workplace and public places law, enacted in 2006,  
2 protects the public in enclosed and partially-enclosed areas. Passage of this bill would extend protection  
3 to nonsmoking families and tourists at beaches where they play, exercise, and relax.

4 Smoking bans affirm and promote the family and tourist friendly atmosphere of Hawaii's public  
5 beaches and parks. Action by the State would complement legislation successfully enacted by Hawaii  
6 County (2009) and Honolulu City and County (January 2014) prohibiting smoking of cigarettes or  
7 tobacco products, or use of any tobacco products at all County beaches, parks, and recreational areas.  
8 The 1993 smoking ban at the Hanauma Bay Nature Preserve was the first law for a beach in the United  
9 States.

10 There are 184 municipalities with smokefree beach laws in the United States. The  
11 Commonwealth of Puerto Rico prohibits smoking on its beaches, and the State of Maine bans smoking  
12 on beaches in its state parks.

13 A study published this year in the Hawaii Journal of Medicine & Public Health (January 2014)  
14 by the Roswell Park Cancer Institute in Buffalo, New York examined "The Economic Impact of  
15 Hawaii's Smokefree Law on Tourism – 5 Years Later," and concluded that "Not only are smoke-free  
16 laws beneficial for the health of the patron and worker, but it does not appear to have a negative impact  
17 on tourism, employment, or patronage to venues that once allowed smoking."

18 Creating smokefree beaches reduces the potential for children and adolescents to observe and  
19 associate smoking with a healthy lifestyle. Setting a smokefree example reinforces the normative  
20 behavior of living smokefree. The DOH supports this smokefree ban which encourages and promotes  
21 clean, attractive, and family friendly beaches for Hawaii's citizens and tourists to enjoy active recreation  
22 and healthy lifestyles.

23 Thank you for the opportunity to testify.

**lowen2-Lanaly**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Wednesday, January 22, 2014 8:38 AM  
**To:** waltestimony  
**Cc:** aoriordan@mauiprep.org  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM



**HB325**

Submitted on: 1/22/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Andrew O'Riordan	Maui Preparatory Academy	Support	No

Comments: <http://www.kaleonakoa.org/news/2014/01/21/students-urge-county-to-get-butts-off-beaches/> Please see this story that a Maui student at Kamehameha schools authored about the recent all-island student led cigarette butt beach cleanup. The Maui District Student Council Organization has made this issue a priority in Maui County in the coming months.

\_\_\_\_\_ Butts Off Our Beaches, January 12-13, 2014 from KaLeo ONaKoa on Vimeo.  
Maile Sur In two hours on one day, Maui students picked up more than 14,000 cigarette butts from Maui beaches, and on the next, they presented them to the county government. Students came from all over to get “Butts Off Our Beaches,” in a cigarette butt-oriented beach clean-up, whose purpose is to try to ban tobacco from Maui County beaches on Sunday, January 12. “This actually started as just a little project in my government class, and then it turned into this,” said Gina Marzo, junior at Maui Preparatory Academy. Marzo is the student-leader of the campaign. “Cigarette butts are the number one most littered item at our beaches and parks” — Maui County Mayor Alan Arakawa The campaign is a combination effort, including Marzo, Maui Preparatory’s Student Activities Coordinator Andrew O’Riordan, the Maui District Student Council Organization (MDSCO), the Coalition for a Tobacco-Free Hawai’i, O’ahu-based Sustainable Coastlines, the Surfrider Foundation Maui, and Community Work Day/Mālama Maui Nui. Because of the harmful effects of cigarettes, not only to bodies, but to the environment as well, Maui County students teamed up for this two-day event in hopes of getting the Maui County Council to pass a policy to ban tobacco from beaches. Mayor Alan Arakawa said, “Cigarette butts are the number one most littered item at our beaches and parks [also, they are] not biodegradable and are toxic to both marine life and the environment.” The island-wide beach clean-up went from 10 a.m. to 12 p.m. on Sunday. Students from all high schools, including Maui Preparatory Academy, Kamehameha Schools Maui, St. Anthony, Lāhainaluna, Baldwin and Maui High School, gathered at different beaches to participate. Local smokers enjoying their day at the beach did not seem to have any opposition to a possible ban. “I hate people who leave their cigarette butts on the beaches,” said Phil, a local smoker who declined to provide a last name. “As long as smokers take care of their butts, it should be fine.” In addition to picking up butts, students passed out mini, closeable ashtrays that smokers could use on-the-go. They could store their butts in the ashtray, and then throw them away later. The beaches involved were Sugar Beach, Kahului Harbor, Wai’ehu Beach, Baldwin Beach, Pā’ia Bay, Papalaua Beach Park, Hāna Bay, Big Beach, Ka’anapali Beach, Olowalu and Hanakao’o Beach. Student volunteers count cigarette butts that were collected during an island-wide beach clean-up on Sunday, January 12, 2014. (Photo by Maile Sur) Maui High School students help clean up at Baldwin Beach Park. (Photo by Maile Sur) Kamehameha Maui High School students,

Malia Molina, Marley Duncan, Mehana Fisher, Pono Pu'u Robinson, Brianna Abe and Megan Batangan, show off some of the cigarette butts collected in the past. (Photo by Maile Sur) Students count the cigarette butts collected during the beach clean-up. (Photo by Maile Sur) Maui Preparatory Academy's Andrew O'Riordan and Gina Marzo pose with the proclamation from Mayor Alan Arakawa. (Photo by Maile Sur) Maui County Council members including Joe Fontanilla, Michael Victorino, Bill Medeiros, and one of the mayor's aides, Zeke Kalua showed up to see the results of the clean-up. (Photo by Maile Sur) Next "We're all a part of one big community," KS Maui sophomore Pono Pu'u-Robinson said. "We all have to do our part and keep it clean. We can't ruin it now." It's not just the act of smoking that is bugging residents, it is the harmful effects on others from the secondhand smoke, as well as the litter left behind. Do you support a smoking ban on Maui's beaches? Yes, smoke gets in my eyes No, it's a free country Don't care, too busy with school/college/internship/Hō'ike Nui/my game controller

View Results According to the American Cancer Society, secondhand smoke contains over 7,000 chemical compounds. Of those, 250 are known to be harmful and 69 are known to cause cancer. Many of these compounds are contained in the butts, which come into contact with the sand on the beaches and the hands of curious children. Dropping a cigarette on the beach is considered littering, which in Hawai'i is a petty misdemeanor . That means a fine of between \$500 and \$1,000, for just one cigarette butt. Along with that, violators are required to partake in a minimum of four hours of community service, but citations for cigarette butt littering are rare. Butts Off Our Beaches is taking a different approach to the problem by seeking a ban on smoking on Maui's beaches. No smoking, no smoke, no butts. Maui is not the first Hawaiian island to face the issue of smoking on beaches. In 2008, the Big Island took the first step by banning smoking and tobacco use at all county beaches, parks and recreational facilities. This past month, O'ahu did the same. The penalty for a first offense is a \$100 fee, and it will double for any offense in the same year. Police departments on both islands are responsible for enforcing the ban. Students and members of the campaign came to the County Administration Building to tally all of the cigarette butts on Monday, Jan. 13, at 3:30 p.m., the second part of the campaign. The breakdown of the butts collected were as follows: Sugar Beach: 2,240 Kahului Harbor: 2,527 Wai'ehu Beach: 327 Baldwin Beach: 2, 633 Pā'ia Bay: 145 Hāna Bay: 280 Big Beach: 222 Ka'anapali Beach: 651 Olowalu: 3,160 Hanakao'o Beach: 1,574 In total, 14,130 cigarette butts were collected from Maui beaches. Maui County council members came down to see the results. Among them were Councilmen Michael Victorino, Mike Molina, Bill Medeiros, Joe Fontanilla, and two representatives from the Mayor's office, Zeke Kalua and John Buck. "To see young people taking a pro- active approach to first of all, clean our beaches of the stench of cigarette butts, but more importantly, taking an active role in trying to prevent things like this from happening, is fantastic," Victorino said. Councilman Molina read a proclamation from Mayor Alan Arakawa designating January 13, 2014, as "Butts Off Our Beaches" Day. - See more at: <http://www.kaleoonakoa.org/news/2014/01/21/students-urge-county-to-get-butts-off-beaches/#sthash.sPNsSoVX.dpuf>

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## lowen2-Lanaly

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**From:** MMMMahalo2000@aol.com  
**Sent:** Tuesday, January 21, 2014 8:59 AM  
**To:** lowen2-Lanaly  
**Subject:** Testimony for HB 325 for 1/22/14 830 AM

Aloha Ms. Lowen,

As I tried to explain in phone call I have been trying to use the Ledge website to submit testimony for hearing set for 830 AM tomorrow 1/22/14, on HB 325 but all day yesterday, & this morning all I get is "server error," and disconnect. I am out of time to submit 24 hours before, so am submitting our testimony directly to you

Thank you,  
Mike Moran

KCA Testimony on HB325

Mahalo to our South Maui representative Ing for keeping this bill alive into the new 2014 session, and to the committee chair for scheduling this early hearing. The Kihei Community Association (KCA) is an all volunteer, unfunded, non profit organization which has worked for over a half century for the betterment of the South Maui Community, and we wish to offer testimony in favor of this bill HB325. At every "beach clean up" we have organized or in which we participated, the overwhelming single item of litter or waste has always and consistently been cigarette butts. In spite of numerous efforts of several individuals and organizations to offer the public safe practical ways to dispose of them, our beaches and sand dunes areas are filled with them. In addition we have observed many which are wind propelled into the ocean. Please pass this bill. Mahalo.

Mike Moran President Kihei Community Association [www.gokihei.org](http://www.gokihei.org) 891-9176

## lowen2-Lanaly

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Wednesday, January 22, 2014 10:29 PM  
**To:** waltestimony  
**Cc:** genegbennett@gmail.com  
**Subject:** Submitted testimony for HB325 on Jan 22, 2014 08:30AM

### HB325

Submitted on: 1/22/2014

Testimony for WAL/OMH on Jan 22, 2014 08:30AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Gene Bennett	Individual	Comments Only	Yes

Comments: Dear Legislators, I have been volunteering in beach cleanups all over Oahu for the past couple of years. I have volunteered with many non-profit organizations by picking up trash such as plastics, fishing nets and other debris that ends up in our beautiful beaches. However, the item we find the most, is always, (and I mean always), cigarette butts. Countless times I have picked up hundreds of cigarette butts in a single day, only to see these beaches become polluted again by cigarette butts within a couple months. We all know smoking causes cancer, however, cancer isn't killing smokers fast enough. Let's go ahead and ban smoking in our beaches. It is a health hazard, an environmental hazard, and just plain nasty! Let's make it official to keep butts off our beaches. Aloha, Gene Bennett (808) 206-2931

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