

STAND. COM. REP. NO.

402

Honolulu, Hawaii

FEB 20 2015

RE: S.B. No. 802

S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.B. No. 802
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
cooperative housing corporations and condominium associations to
adopt rules to prohibit smoking, including the use of electronic
smoking devices, in certain areas of their respective facilities.

Your Committee received testimony in support of this measure
from the Department of Health, Coalition for a Tobacco Free
Hawaii, and Hawaii Community Pharmacy Association. Your Committee
received testimony in opposition to this measure from VOLCANO Fine
Electronic Cigarettes and twelve individuals.

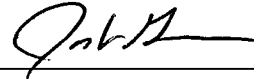
Your Committee finds that 38 percent of housing in Hawaii is
represented by multi-unit structures, compared to the national
average of 26 percent. Of the people who live in multi-unit
housing structures, many smoke in those structures, including on
their own lanai or outside their own unit. However, in each of
those cases, the smoke easily travels to other units within the
structures. By prohibiting smoking, including the use of
electronic smoking devices, in condominiums and other multi-unit
housing structures, this measure will reduce the likelihood of
nonuser exposure to exhaled toxicants and carcinogens.



Your Committee has amended this measure by inserting an effective date of July 1, 2050, to encourage further discussion.

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. 802, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 802, 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-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB 802	Committee Referral: HTH, CPN	Date: 2/13/15		
<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)	✓			
WAKAI, Glenn (VC)	✓			
BAKER, Rosalyn H.	✓			
GABBARD, Mike				✓
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam				✓
TOTAL	5	0	0	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