



Testimony in SUPPORT of HB 267 “Relating to Condominiums”

The American Heart Association (AHA) supports HB 267. The body of research on the dangers of smoking has long been acknowledged by health and science experts. However, over the last decade, research focus has been extended to the dangers of being exposed to secondhand smoke and that growing body of research has been eye-opening to the point that many have shown that breathing secondhand smoke is not only deadly, but that it can be more dangerous than smoking.

The California Environmental Protection Agency released in 2005 a report on the health effects of secondhand smoke based on a body of more than 1,000 research studies that went through four years of intense scientific, public and independent review. Among other things, the report found a causal link between secondhand smoke exposure and pre-term delivery, asthma induction in adults (the link between asthma induction in children had already been well established), a 70 percent increase in risk for breast cancer in younger, primarily premenopausal women, and altered vascular properties. Based on the report, California became the first state to declare secondhand smoke a toxic air pollutant. The decision by the California Air Resources Board put secondhand smoke in the same category as diesel exhaust, arsenic and benzene and blamed it for 4,000 deaths each year in California from lung cancer and heart disease alone.

Also in 2005, a study done at the University of California at San Francisco (UCSF) found that non-smokers exposed to secondhand smoke are negatively affected in a much higher dose to response ratio than are smokers. Another UCSF study released in November 2006, showed that Philip Morris Tobacco Company had done extensive animal research on secondhand smoke at a secret laboratory in Germany and found it to be more toxic to non-smokers than inhaled cigarette smoke is to a smoker. The three-year review of Philip Morris documents made public by the multi-state settlement with the tobacco industry showed that the company did experiments on rats, which are less sensitive to smoke than humans. The documents show that Philip Morris scientists learned that secondhand smoke is chemically different than mainstream smoke inhaled by a smoker. The smoke drifting off the lit end of a cigarette releases larger, more poisonous molecules than those inhaled at the filter end. The heating that takes place in the process of smoking a cigarette helps to break down some toxins. Secondhand smoke was found to be three times more toxic to tissue culture cells than mainstream smoke.

The effects of secondhand smoke on the cardiovascular system are substantial and immediate. Within 5 minutes of exposure to secondhand smoke blood platelets become stickier. Within 15 minutes of exposure, scarring of the blood vessel walls occurs causing plaque that leads to atherosclerosis to adhere more easily. Within 30 minutes of exposure, the risk for heart attack doubles.

In 2008, the CDC asked the Institute of Medicine to convene a committee to assess the relationship between secondhand-smoke exposure and effects on the heart. The IOM reviewed 11 key international studies and concluded that data consistently demonstrates that secondhand-smoke exposure increases the risk of coronary heart disease and heart

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attacks and that smoking bans reduce heart attacks. Given the prevalence of heart attacks, and the resultant deaths, smoking bans save more than half a million lives each year in the U.S. alone. The savings, as measured in human lives, is undeniable.

Another study, published in the journal *Environmental Health Perspectives* in 2005 used the Third National Health and Nutrition Examination Survey (NHANES III), conducted from 1988 to 1994, to investigate the relationship between environmental tobacco smoke exposure and cognitive abilities among U.S. children and adolescents 6–16 years of age. The findings of that study confirmed previous research indicating an inverse relationship with ETS exposure and cognitive outcomes. The authors also provided new information indicating that ETS is neurotoxic at extremely low levels. Exposure to ETS in U.S. children therefore has substantial public health impact beyond asthma, otitis media (a group of inflammatory diseases of the middle ear), and other widely recognized adverse consequences. According to population estimates employing the appropriate sampling weights, they estimated that over 21.9 million American children are at risk for ETS-related reading deficits.

In addition, a new danger related to tobacco smoke emissions has emerged, a danger termed “third-hand smoke.” A Lawrence Berkeley National Laboratory (Berkeley Lab) study published in February 2010 found that nicotine in thirdhand smoke is a hazardous exposure resulting from cigarette smoke residue that accumulates in cars, homes, and other indoor spaces. Tobacco derived toxicants can react to form potent cancer causing compounds. Exposure to thirdhand smoke can occur through the skin, by breathing, and by ingestion long after smoke has cleared from a room. Therefore, children exposed to thirdhand smoke in an automobile or home can be exposed to cancer-causing compounds through either inhalation of dust or the contact of skin with carpet or clothes. The study's findings indicate that opening a window or deploying a fan to ventilate the enclosed space while a cigarette burns does not eliminate the hazard of third-hand smoke. (https://en.wikipedia.org/wiki/Third-hand_smoke)

Lastly, there is no building in the world that has the technology to “air lock” each room or apartment unit from the rest of the building. As such, when one works or lives in a building, the air is circulated and shared by all within that same building. Buildings, like condominiums, need to be treated like public places where the toxic exposure of secondhand and thirdhand smoke can have much greater public health implications. As laws have been passed to protect the public from these toxic exposures in public places like restaurants and bars, similar protection is needed for those who live or work in buildings where air is shared with active smokers within.

HB 267 would empower condominium associations with greater ability to enact policies protecting its tenants and owner occupants from exposure to secondhand and thirdhand smoke. The AHA supports its passage.

Respectfully submitted,

Paul Ho, M.D., cardiologist
American Heart Association volunteer

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free of cardiovascular
diseases and stroke.”*

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, January 27, 2017 1:40 PM
To: CPCtestimony
Cc: richard.emery@associa.us
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/27/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Richard Emery	Associa	Support	Yes

Comments: I support education for board memebhrs but believe the course should include basics of condominium law HRS514B, Dispute resolution options, and ethics to include conflicts of interest and undertanding of fiduciary duty.

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, January 27, 2017 1:34 PM
To: CPCtestimony
Cc: richard.emery@associa.us
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/27/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Richard Emery	Associa	Support	Yes

Comments: Support but prefer the Bill be expanded to include the Board's right to prohibit smoking on lanais.

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Date: January 30, 2017

To: The Honorable Angus McKelvey, Chair
The Honorable Linda Ichiyama, Vice Chair
Members of the House Committee on Consumer Protection and Commerce

From: Trish La Chica, Policy and Advocacy Director, Hawai'i Public Health Institute

Re: **Support for HB267, Relating to Condominiums**

Hrg: February 1, 2017 at 2:00pm at Capitol Room 329

Thank you for the opportunity to submit testimony in **SUPPORT** of HB267 which enables condominium associations to adopt rules and regulations that require unit owners to prohibit smoking inside a condominium unit as part of a lease agreement.

The Coalition for a Tobacco-Free Hawai'i (Coalition) is a program of the Hawai'i Public Health Institute (HIPHI) that is dedicated to reducing tobacco use through education, policy, and advocacy. With nearly two decades of history in Hawai'i, the Coalition has led several campaigns on enacting smoke-free environments, including being the first state in the nation to prohibit the sale of tobacco and electronic smoking devices to purchasers under 21 years of age.

A majority of Hawai'i residents – 85%, prefer to buy or rent a house or apartment that is smoke-free.

An independent poll conducted by Ward Research Inc. for the Coalition, in November 2016 finds that 85% of registered Hawai'i voters would choose to buy or rent a smoke-free house or apartment. The Coalition often receives calls from residents who reside in multi-unit housing and are affected by secondhand smoke exposure.

Smoking produces secondhand and thirdhand smoke – both extremely harmful. Secondhand smoke contains over 7,000 chemicals and is carcinogenic to humans, and any level of exposure to secondhand smoke is dangerous. In addition, non-smokers are exposed to "thirdhand smoke" or smoke that is left behind from rooms, hallways, and elevators after someone has smoked. Residents living in multi-unit dwellings such as apartments and condominiums commonly experience tobacco smoke that drift into their unit from neighbors who smoke. Tobacco smoke lingers in and near apartments of people who smoke indoors, even after they have moved out. Thirdhand smoke clings to walls, ceilings, carpets, draperies, and other furniture. They remain at high levels long after smoking has stopped and has shown to reemit back in the air as toxic compounds that can be inhaled by those that have moved into the homeⁱ.

Thirdhand smoke is dangerous and will remain in a home or unit even after new carpeting and paint.

Among the substances in third-hand smoke are hydrogen cyanide, used in chemical weapons; butane, used in lighter fluid; toluene, found in paint thinners; arsenic lead, carbon monoxide, and othersⁱⁱ. A 2010 study showed that thirdhand smoke remains even after smokers have moved out of their homes and resists normal cleaning, even with new carpeting and paintⁱⁱⁱ. Third-hand smoke cannot be eliminated by airing out rooms, opening windows, using fans or air conditioners, or confining smoking to only certain areas of a home.

HB267 helps to promote smoke-free environments. This measure helps to protect unit owners from the high costs associated with the removal and damage caused by thirdhand smoke. This measure also aims to protect nonsmoking neighbors from the health dangers of inhaling tobacco smoke. The Coalition supports any efforts to reduce secondhand smoke exposure in multi-unit dwellings.

Many people visit and live in Hawai'i for its clean air and lush surroundings. As a leader in its smoke-free laws, Hawai'i must continue to protect the public and potential residents from the harmful impacts of secondhand and thirdhand smoke.

Thank you for the opportunity to testify in **support** of HB267. We ask that you pass this measure out of committee.

Mahalo,



Trish La Chica
Policy and Advocacy Director

ⁱ Singer, B., Hodgson, A., Nazaroff, W. (2002). "Effect of sorption on exposures to organic gases from environmental tobacco smoke (ETS)" available at <http://eetd.lbl.gov/node/49332>

ⁱⁱ Coalition for a Tobacco-Free Hawai'i. "Dangers of Third-hand Smoke," available at <http://www.tobaccofreehawaii.org/uploads/Dangers-of-Thirdhand-Smoke.pdf>

ⁱⁱⁱ Matt GE, et al. "When smokers move out and non-smokers move in: residential thirdhand smoke pollution and exposure." *Tobacco Control*. online 30 Oct 2010. <http://www.ncbi.nlm.nih.gov/pmc/articles/PMC3666918/>



Hearing on 2-1-17

Testimony in Strong Opposition to House Bill 267

Dear House CPC,

The Hawaii Smokers Alliance STRONGLY OPPOSES HB 267) relating to unfair special interest attacks on constituents that live in condo and enjoy tobacco.

We oppose the bill because it works to remove democratic freedom of choice from condo owners. As it stands and should stand the board needs a majority vote of owners to change its bylaws. House Bill 267 sets a dangerous precedence in condo law that the votes of the owners shouldn't matter.

As the law currently stands the board may *"Regulate any behavior in or occupancy of a unit which violates the declaration or bylaws or unreasonably interferes with the use and enjoyment of other units or the common elements by other unit owners"* . This means that the board already has the power to ban smoking provided that ACTUAL PROOF of unreasonable inference exists and provided that the OWNERS ACTUALLY ARE PUSHING FOR THIS. **HB267 makes it possible for boards to BAN SMOKING WITHOUT PROOF THAT ANYONE IS ACTUALLY BOTHERED BY IT.**

Hawaii Smokers Alliance has already received multiple complaints in 2016 alone from condo owners that the paid professional lobby ring known as "Tobacco Free Hawaii" was attempting to make "back room deals" with condo boards to circumvent the will of the majority of condo owners. The reason for hb267 is to get around the fact that smoking seldom interferes with other condo owners unless a common unfiltered ventilation system exists. The owners don't need the law changed to prohibit smoking only Tobacco Free Hawaii does in buildings where they don't even live and have no right to interfere with.

Therefore, I strongly urge the Chair and this Committee to oppose this undemocratic and unfair special interest promoted bill.

Sincerely,

Michael Zehner, Co-chair of the Hawaii Smokers Alliance.

808-952-0275. Hawaiiismokersalliance.net

From: mailinglist@capitol.hawaii.gov
Sent: Friday, January 27, 2017 9:23 AM
To: CPCtestimony
Cc: mrckima@gmail.com
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/27/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Marcia Kimura	Individual	Support	No

Comments: I am in support of this bill.

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, January 29, 2017 2:36 PM
To: CPCtestimony
Cc: lynnehi@aol.com
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/29/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
lynne matusow	Individual	Oppose	No

Comments: Please accept this as testimony in opposition to this bill. I am a condo owner and board member. I am a non-smoker who does not like anyone smoking around me. I agree with the health reasons stated in the bill. But this bill goes too far. You either need a blanket prohibition or none at all. This bill would allow associations to tell unit owners that they cannot lease to smokers. It does not say that no one should smoke in their units, only those who have leases. Either make it applicable to everyone or kill it. Lynne Matusow 60 N. Beretania, #1804 Honolulu, HI 96817 531-4260

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Sent: Sunday, January 29, 2017 2:02 PM
To: CPCtestimony
Cc: pipelinemax@outlook.com
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/29/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Kimo Cruz	Individual	Oppose	No

Comments: Hell no! What ever happened to the Democratic process for owners to vote on their own destiny?

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Sent: Saturday, January 28, 2017 10:00 AM
To: CPCtestimony
Cc: mrckima@gmail.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/28/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Marcia Kimura	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, January 28, 2017 9:48 AM
To: CPCtestimony
Cc: michrobins3@myself.com
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/28/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Michelle Robinson	Individual	Oppose	No

Comments: I strongly oppose this. Make me a happy voter by respecting property rights and opposing Hb267.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, January 28, 2017 8:33 AM
To: CPCtestimony
Cc: jason.park1@aol.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/28/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Jason Park	Individual	Oppose	No

Comments:

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Sent: Friday, January 27, 2017 7:14 PM
To: CPCtestimony
Cc: ironbuffedg@gmail.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/27/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Ned Garcia	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, January 27, 2017 6:36 PM
To: CPCtestimony
Cc: protechoahu@gmail.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/27/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Clayton Silva	Individual	Oppose	No

Comments:

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Sent: Sunday, January 29, 2017 3:00 PM
To: CPCtestimony
Cc: jchangworld@gmail.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/29/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Jessica Chang	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 6:35 AM
To: CPCtestimony
Cc: awatanabe67@gmail.com
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/30/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Alan Watanabe	Individual	Oppose	No

Comments: Make that STRONG OPPOSITION to this ban.

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, January 29, 2017 4:29 PM
To: CPCtestimony
Cc: kathyk323@hotmail.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/29/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Kathy Kim	Individual	Oppose	No

Comments:

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Sent: Monday, January 30, 2017 9:50 AM
To: CPCtestimony
Cc: pennym@hmcmtg.com
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/30/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Penelope Munroe	Individual	Oppose	No

Comments: this action would over reach the authority of the Boar and could lead to arbitrary and capricious acts.

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Sent: Monday, January 30, 2017 10:57 AM
To: CPCtestimony
Cc: jjw333333@gmail.com
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/30/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Jake J. Watkins	Individual	Oppose	No

Comments: The ignorance based hatred of e-cigs needs to stop.

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Sent: Monday, January 30, 2017 9:34 PM
To: CPCtestimony
Cc: bigcoopatroopa@gmail.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/30/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Chris Cooper	Individual	Oppose	No

Comments:

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Sent: Monday, January 30, 2017 9:14 PM
To: CPCtestimony
Cc: neo777@graduate.org
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/30/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Bill Patterson	Individual	Oppose	No

Comments:

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Sent: Monday, January 30, 2017 8:32 PM
To: CPCtestimony
Cc: anthony_orozco@yahoo.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/30/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Anthony Orozco	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 9:32 AM
To: CPCtestimony
Cc: lovemyhello@kittymail.com
Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/31/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Rebecca Powell	Individual	Oppose	No

Comments: Please respect the privacy of others in their homes. Mahalo, Rebecca

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 10:43 AM
To: CPCtestimony
Cc: mauimoonflower@gmail.com
Subject: *Submitted testimony for HB267 on Feb 1, 2017 14:00PM*

HB267

Submitted on: 1/31/2017

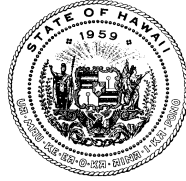
Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Sabrina Spencer	Individual	Oppose	No

Comments:

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STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. Box 3378
Honolulu, HI 96801-3378
doh.testimony@doh.hawaii.gov

LATE

**Testimony in SUPPORT of HB0267
RELATING TO CONDOMINIUMS**

REPRESENTATIVE ANGUS L.K. McKELVEY, CHAIR
HOUSE COMMITTEE ON CONSUMER PROTECTION AND COMMERCE
Hearing Date: February 1, 2017 Room Number: 329

1 **Fiscal Implications:** None.

2 **Department Testimony:** The Department of Health (DOH) supports this measure as a public
3 health approach to protect dwellers of condominiums and housing corporations from exposure to
4 secondhand smoke (SHS). House Bill No. HB0267 proposes to amend §514-B-105, Hawaii
5 Revised Statutes, to clarify that condominium associations may adopt rules and regulations that
6 require unit owners to prohibit smoking inside individual units as part of lease agreements.

7 Individuals who live in multi-unit housing are especially susceptible to involuntary
8 exposure to SHS both in Hawaii and the United States. According to data from the 2013-2014
9 National Adult Tobacco Survey tobacco use was slightly higher among those living in multi-unit
10 housing (24.7%) versus those living in single family homes (18.9%).¹ This survey also showed
11 that among those living in multi-unit dwellings that also had no smoking rules, approximately
12 34.4% experienced incursions of SHS from neighbors or somewhere in the building.² Hawaii
13 data illustrates that those between the ages of 18-24 experience the most exposure where they
14 live (22.5%) compared to the state average (10.3%).³ Hawaii's relatively high volume of multi-
15 unit housing dwellers as compared to the rest of the nation (38.1% Hawaii vs. 26.0% U.S.),

¹ Nguyen, K. H., Ms, MPH, Gomez, Y., MPH, Homa, D. M., PhD, & King, B. A., PhD, MPH. (2016). Tobacco Use, Secondhand Smoke, and Smoke-Free Home Rules in Multiunit Housing. *American Journal of Preventive Medicine*, 51(5), 682-692. <http://dx.doi.org/10.1016/j.amepre.2016.05.009>

² Ibid.

³ State of Hawaii, Department of Health, Behavioral Risk Factor Surveillance System (BRFSS) (2014).

1 leaves many in vulnerable situations when choosing to live in condominiums.⁴ Passing this
2 measure will help to decrease the threat of being exposed to SHS.

3 SHS exposure is causally linked to adverse health outcomes among non-smokers
4 including heart disease, stroke, and lung cancer in adults, and increased risk of severe asthma
5 attacks, respiratory infections, ear infections, and sudden infant death syndrome (SIDS) in
6 children.^{5,6} As smoke-free policies in public places, such as worksites, bars, restaurants, parks
7 and beaches, are now the norm, much of the remaining involuntary exposure to SHS occurs in
8 private places including homes and cars. Smoke-free housing policies, therefore, are warranted
9 and needed.

10 The only way to effectively eliminate exposure is to prohibit tobacco use altogether. The
11 American Society of Heating, Refrigerating, and Air-Conditioning Engineers states that
12 ventilation and other air filtration technologies cannot eliminate all the health risks caused by
13 SHS exposure.⁷ According to the Center for Energy and the Environment, depending on outside
14 temperature conditions, up to 65% of the air is shared between units in apartment buildings.⁸
15 SHS can potentially affect all other units in a building.

16 Smoke-free multi-unit housing is a rapidly growing movement in Hawaii and across the
17 country with most protection currently occurring for those living in public housing. The 2014
18 Hawaii State Legislature enacted, Act 91, a groundbreaking law that prohibited smoking in all
19 public housing across the state and in the fall of 2016, the U.S. Department of Housing and

⁴ United States Census Bureau. *Quick Facts: Hawaii*. <http://www.census.gov/quickfacts/table/PST045216/15>

⁵ U.S. Department of Health and Human Services. *Let's Make the Next Generation Tobacco-Free: Your Guide to the 50th Anniversary Surgeon General's Report on Smoking and Health (2014)*. <https://www.surgeongeneral.gov/library/reports/50-years-of-progress/consumer-guide.pdf>

⁶ U.S. Department of Health and Human Services. *The Health Consequences of Smoking—The 50 Years of Progress: A Report of the Surgeon General (2014)*.

⁷ American Society of Heating, Refrigerating, and Air-Conditioning Engineers (ASHRAE). (2010). <https://www.ashrae.org/about-ashrae/position-documents>

⁸ Minnesota Live Smoke-Free. *The Case for Smoke-Free Multi-Housing (Presentation), (2011)*.

http://www.mnsmokefreehousing.org/documents/presentations/CPPW1_Case_for_Smoke_Free_Housing_MN.pdf

1 Urban Development (HUD) announced new uniform no smoking restrictions which will cover
2 all public housing nationwide.⁹

3 While great gains have been made in the public housing sector, the affordable and
4 market-rate sector lacks adequate comprehensive protections against SHS. The DOH supports
5 this measure that will enable and encourage condominium associations to create smoke-free rules
6 for residents of condominium properties.

7 Thank you for the opportunity to provide testimony.

8

⁹ U.S. Department of Housing and Urban Development. *Smoke-Free Public Housing and Multifamily Properties*.
https://portal.hud.gov/hudportal/HUD?src=/program_offices/healthy_homes/smokefree

LATE

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Subject: Submitted testimony for HB267 on Feb 1, 2017 14:00PM

HB267

Submitted on: 1/31/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Mark Owens	Individual	Oppose	No

Comments: hb267 is an insult to people's civil rights!

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HB267

Submitted on: 1/31/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Sean Higa	Individual	Oppose	No

Comments:

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HB267

Submitted on: 1/31/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Lani Hernandez	Individual	Oppose	No

Comments:

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HB267

Submitted on: 2/1/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Susan Larson	Individual	Oppose	No

Comments:

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HB267

Submitted on: 2/1/2017

Testimony for CPC on Feb 1, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
B.A. McClintock	Individual	Support	No

Comments: As a person disabled with MCS, this bill is of the utmost importance for my accessibility. Both HUD and the Americans with Disabilities Act protect those of us with disabilities. We are simply asking you to uphold these laws by mandating a smoking ban in all condominiums. Some buildings have already taken steps to protect their residents and visitors. We are asking for your help in securing a safe and healthy environment for everyone. Thank you for listening. B.A. McClintock, REDAHI - Respiratory and Environmental Disabilities Association of HI

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