STAND. COM. REP. NO.

Honolulu, Hawaii February 16, 2018

RE: H.B. No. 2735 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Higher Education, to which was referred H.B. No. 2735 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

begs leave to report as follows:

The purpose of this measure is to promote and protect the health of University of Hawaii faculty, staff, students, and visitors by prohibiting smoking and the use of tobacco on all university premises.

The University of Hawaii, Department of Health, American Cancer Society Cancer Action Network, American Heart Association, Coalition for a Tobacco-Free Hawai'i, Blue Zones Project - Hawaii, University of Hawaii Student Health Advisory Council, and numerous concerned individuals supported the measure.

Your Committee has concerns that this measure, if enacted, could limit the rights of legal medical marijuana patients. However, the University of Hawaii testified that it has adopted medical marijuana accommodations. Even so, if codified in the Hawaii Revised Statutes, said accommodations may conflict with federal guidelines.



STAND. COM. REP. NO. 765 -18 Page 2

Accordingly, should the Committee on Judiciary consider this measure, your Committee asks that it consider the issue of medical marijuana patient accommodations from a judicial standpoint.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2735, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2735, H.D. 1, and be referred to your Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Higher Education,

ANGUS L.K. MCKELVEY, Chair



State of Hawaii House of Representatives The Twenty-ninth Legislature



Record of Votes of the Committee on Higher Education

Bill/Resolution No.: HB 2735	Committee Referral: HED, JUD	Da	^{ite:} 2/8/	2018
□ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit) 				
HED Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	V			
2. HASHEM, Mark J. (VC)	/			
3. CREAGAN, Richard P.	<u>e</u> ntên v erse			
4. ING, Kaniela		/		\checkmark
5. KONG, Sam Satoru	V			
6. LEARMONT, Lei R.	V			
7. OHNO, Takashi	<			
8. ONISHI, Richard H.K.	✓			
9. QUINLAN, Sean				
10. WOODSON, Justin H.	✓			
11. MATSUMOTO, Lauren Kealohi	lani 🗸			
TOTAL (11)	9			1
The recommendation is: Adopted I Not Adopted If joint referral, did not support recommendation.				
Vice Chair's or designee's signature: Mark Hak				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				