

STAND. COM. REP. NO.

3307

Honolulu, Hawaii

MAR 22 2022

RE: H.B. No. 1743  
H.D. 1  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B.  
No. 1743, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO POOLS,"

begs leave to report as follows:

The purpose and intent of this measure is to define the term  
"pool" for the purposes of the Department of Health's authority to  
adopt rules concerning public health and safety.

Your Committee received testimony in support of this measure  
from the Department of Health and one individual.

Your Committee finds that under existing law, the Department  
of Health is authorized to regulate "pools". However, there is  
currently no statutory definition of what constitutes a pool. The  
Department of Health's administrative rules require that public  
swimming pools use disinfectants such as chlorine and that the  
pool comply with turnover rates to reduce the chances of disease  
transmission. Man-made lagoons and pools such as the Waikiki War  
Memorial Natatorium cannot meet these requirements and should not  
be regulated by the Department of Health. This measure clarifies  
that the Department of Health is authorized to regulate structures  
such as public swimming pools.



Your Committee has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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 H.B. No. 1743, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1743, H.D. 1, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Health,



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JARRETT KEOHOKALOLE, Chair



The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Health**  
**HTH**

Bill / Resolution No.:* <b>HB1743 HD1</b>	Committee Referral: <b>HTH, JDC</b>	Date: <b>3-14-2022</b>
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The Committee is reconsidering its previous decision on this measure.  
If so, then the previous decision was to: \_\_\_\_\_

The Recommendation is:

Pass, unamended 2312    
 Pass, with amendments 2311    
 Hold 2310    
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
KEOHOKALOLE, Jarrett (C)	✓			
BAKER, Rosalyn H. (VC)	✓			
MORIWAKI, Sharon Y.	✓			
SAN BUENAVENTURA, Joy A.	✓			
FEVELLA, Kurt	✓			
<b>TOTAL</b>	<b>5</b>	<b>-</b>	<b>-</b>	<b>-</b>

Recommendation:      Adopted      Not Adopted

Chair's or Designee's Signature:  
*Rosalyn H. Baker*

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**\*Only one measure per Record of Votes**