STAND. COM. REP. NO.

91

Honolulu, Hawaii

Feb 10 , 2011

RE: H.B. No. 904

H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 904 entitled:

"A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR,"

begs leave to report as follows:

The purpose of this bill is to prohibit the sale of caffeinated alcoholic beverages unless they are labeled as an "intoxicating liquor" and contain a warning of their harmful effects.

MADD Hawaii testified in support of this bill. The Distilled Spirits Council of the United States supported the intent of this measure.

Your Committee has amended this bill by:

- (1) Replacing the term "caffeinated alcoholic beverage" with "caffeinated beer beverage";
- (2) Clarifying the warning that the potential harmful effects of consuming a caffeinated beer beverage may increase, rather than be similar to, the potential harmful effects of consuming an intoxicating liquor;

- (3) Defining "caffeinated beer beverage" as beer in which caffeine has been intentionally added as a food additive to the beverage; and
- (4) Exempting beverages made with ingredients that contain naturally occurring caffeine such as coffee, tea, cacao, or extracts derived from those foods.

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. 904, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 904, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

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

State of Hawaii House of Representatives The Twenty-sixth Legislature

HSCK 191

Record of Votes of the Committee on Health

Bill/Resolution No.: HB 904	Committee Referral: Health	Date:	02/04/2011	
☐ 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)				
HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)	✓			
2. MORIKAWA, Dee (VC)				
3. BELATTI, Della Au				
4. HANOHANO, Faye P.	V			
5. JORDAN, Jo	 			
6. LEE, Chris				
7. MIZUNO, John M.				
8. WOOLEY, Jessica	V			
9. CHING, Corinne W.L.	√	_		
10. PINE, Kymberly Marcos	V			
TOTAL (10)	10			
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				