

STAND. COM. REP. NO. 3685

Honolulu, Hawaii

APR 21 2016

RE: H.C.R. No. 72  
H.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,  
to which was referred H.C.R. No. 72, H.D. 1, entitled:

"HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH  
TO VIGOROUSLY ENFORCE LAWS REGARDING THE LABELING OF  
PREVIOUSLY FROZEN FISH,"

begs leave to report as follows:

The purpose and intent of this measure is to urge the  
Department of Health to vigorously enforce laws regarding the  
labeling of previously frozen fish.

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

Your Committee finds that some retailers of frozen fish have  
mislabeled their previously frozen fish as fresh fish after  
treating the fish with carbon monoxide to preserve the color, but  
not the quality, of the fish. Some consumers do not want to eat  
previously frozen fish, or any fish that has been treated with  
carbon monoxide, because they do not enjoy the taste of previously  
frozen fish or have concerns about possible negative health  
effects of consuming fish exposed to carbon monoxide.

Your Committee further finds that mislabeling previously  
frozen fish as fresh fish misleads consumers and allows vendors of  
previously frozen fish to unfairly compete with vendors of genuine  
fresh fish. Some vendors of mislabeled frozen fish may seek to

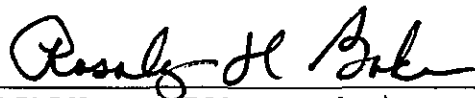
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exploit the Department of Health's discretion regarding enforcement and may repeatedly mislabel carbon monoxide-treated previously frozen fish as fresh fish because they believe they will face no serious consequences if they are caught.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 72, H.D. 1, and recommends its adoption.

Respectfully submitted on  
behalf of the members of the  
Committee on Commerce, Consumer  
Protection, and Health,



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ROSALYN H. BAKER, Chair



The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Commerce, Consumer Protection, and Health**  
**CPH**

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">HCR 72, HD 1</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">CPH</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">4-18-14</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div><input checked="" type="checkbox"/> Pass, unamended 2312</div> <div><input type="checkbox"/> Pass, with amendments 2311</div> <div><input type="checkbox"/> Hold 2310</div> <div><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	/			
KIDANI, Michelle N. (VC)	/			
ESPERO, Will	/			
IHARA, Jr., Les	/			
NISHIHARA, Clarence K.	/			
RUDERMAN, Russell E.				/
SLOM, Sam				/
<b>TOTAL</b>	5			2
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted           <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: <div style="font-size: 1.2em; font-family: cursive; margin-left: 50px;">Michelle N. Kidani</div>				
<b>Distribution:</b> <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

\*Only one measure per Record of Votes