

**HAWAII HEALTH SYSTEMS**  
C O R P O R A T I O N

*"Quality Healthcare For All"*

**Senate Committee on Health**  
**Senator Josh Green, Chair**  
**Senator Glenn Wakai, Vice Chair**

March 18, 2015  
Conference Room 414  
1:30 p.m.  
Hawaii State Capitol

**Testimony Strongly Supporting HB 586, HD2,  
Relating To Use of Tobacco Products and E-Cigarettes on  
Hawaii Health Systems Corporation Premises.  
Prohibits the use of tobacco products and electronic smoking devices on  
premises of the facilities operated by the Hawaii Health Systems Corporation  
(HHSC). Requires HHSC to consult with collective bargaining units and provide  
at HHSC expense tobacco cessation programs to its public employees.**

Linda Rosen, M.D., M.P.H.  
Chief Executive Officer  
Hawaii Health Systems Corporation

On behalf of the Hawaii Health Systems Corporation (HHSC) Corporate Board of Directors, thank you for the opportunity to present testimony in **strong support of HB 586, HD2**, that prohibits tobacco and electronic smoking device usage on HHSC campuses state-wide.

According to the Centers for Disease Control and Prevention ("CDC"), secondhand smoke contains more than 7,000 chemicals – hundreds which are toxic to humans – and 70 that can cause cancer. An estimated 2.5 million *non-smoking* adults have died since 1964 due to the adverse effects of secondhand smoke. There are numerous health problems associated with exposure to secondhand smoke, particularly in women and infants, including more severe and frequent asthma attacks, ear infections, respiratory infections and sudden infant death syndrome ("SIDS").

HHSC is in the business of providing quality healthcare services to the communities we serve. Our employees are a valued part of that community. Thus, employees who express an interest to quit smoking should also be supported. Allowing tobacco and electronic smoking device usage at our facilities is in direct conflict with the nature of our operations. Passage of this bill would ensure our patients, employees, and visitors are

protected at all times from exposure to secondhand smoke. Moreover, HHSC would be able to promote positive, healthy practices and lead by example.

Thank you for the opportunity to testify in strong support of this measure.

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HTHTestimony](#)  
**Cc:** [ecabatu@hhsc.org](mailto:ecabatu@hhsc.org)  
**Subject:** Submitted testimony for HB586 on Mar 18, 2015 13:30PM  
**Date:** Monday, March 16, 2015 7:21:33 AM

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**HB586**

Submitted on: 3/16/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Elena Cabatu	East Hawaii Region of Hawaii Health Systems Corporation	Support	No

Comments: Please accept this strong support for HB586 HD2.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HTHTestimony](#)  
**Cc:** [dnutting@aol.com](mailto:dnutting@aol.com)  
**Subject:** Submitted testimony for HB586 on Mar 18, 2015 13:30PM  
**Date:** Tuesday, March 17, 2015 12:08:44 PM

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**HB586**

Submitted on: 3/17/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Dennis E Nutting	East Hawaii Regional Board	Support	No

Comments: Please help contribute to the long term health of state employees, state citizens, state finances and the future of Hawaii by enacting this bill. Smoking is a bane to our society, please help to encourage state employees from smoking by passing this bill. Thank you for your time.

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To: The Honorable Josh Green, Chair  
The Honorable Glenn Wakai, Vice Chair  
Members, Senate Committee on Health

From: Lyndsey Garcia, Policy & Advocacy Director

Date: March 17, 2015

Hrg: Senate Committee on Health; Wednesday, March 18, 2015 at 1:30PM, Room 414

Re: **Support for HB 586, HD2, Relating to the Use of Tobacco Products and E-Cigarettes on Hawai'i Health Systems Corporation Premises**

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Thank you for the opportunity to offer testimony in **support** of HB 586, HD2, which amends Chapter 323F, Hawaii Revised Statutes, to prohibit the use of tobacco products and e-cigarettes on the premises of all health facilities operated by the Hawai'i health systems corporation. This Bill also makes available tobacco-cessation programs for public employees of health facilities.

The Coalition for a Tobacco Free Hawai'i (Coalition) is a program of the Hawai'i Public Health Institute working to reduce tobacco use through education, policy and advocacy. Our program consists of over 100 member organizations and 2,000 advocates that work to create a healthy Hawai'i through comprehensive tobacco prevention and control efforts.

**The Coalition supports a system-wide tobacco-free policy for all health systems facilities in Hawai'i as well as tobacco cessation programs for public employees of health facilities.**

Smoking and tobacco use contribute to a wide range of institutional costs. These costs include employee absenteeism, extensive health care costs and increased medical insurance costs, fire risk, negative environmental impacts, and increased cleaning and maintenance costs.

Furthermore, secondhand smoke is dangerous; the 50<sup>th</sup> Anniversary U.S. Surgeon General Report released on January 17, 2014 states that any level of exposure to secondhand smoke is dangerous and can be harmful and over 2.5 million people have died from secondhand smoke. The International Agency for Research on Cancer and the U.S. Environmental Protection Agency both note that environmental tobacco smoke (or secondhand smoke) is carcinogenic to humans. Secondhand smoke contains 7,000 identifiable chemicals, 69 of which are known or probable carcinogens.

Electronic smoking devices (ESDs), sometimes called e-cigarettes, also emit an aerosol that can be breathed by both the ESD user and bystanders. "Secondhand aerosol (incorrectly called vapor by the industry) from ESDs contains nicotine, ultrafine particles and levels of toxins."<sup>1</sup> It is vital that we protect everyone from the dangers of secondhand aerosol. According to Dr. Stanton Glantz, Director for the Center for Tobacco Control Research and Education at the University of

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<sup>1</sup> Americans for Nonsmokers' Rights, "Electronic Smoking Devices and Secondhand Aerosol", available at [www.no-smoke.org/pdf/ecigarette-secondhand-aerosol.pdf](http://www.no-smoke.org/pdf/ecigarette-secondhand-aerosol.pdf).



California, San Francisco, “If you are around somebody who is using e-cigarettes, you are breathing an aerosol of exhaled nicotine, ultra-fine particles, volatile organic compounds, and other toxins.”<sup>2</sup> Studies have shown that even ESDs claiming to not contain nicotine contain low levels of nicotine.<sup>3</sup> The World Health Organization (WHO) recommends that “legal steps should be taken to end use of e-cigarettes indoors in public and work places. Evidence suggest that exhaled e-cigarette aerosol increases the background air level of some toxicants, nicotine and particles.”<sup>4</sup>

By passing HB 586, HD2, exposure to secondhand smoke and aerosol will decrease, creating a healthy environment for all residents and tourists in the state.

Thank you for the opportunity to testify on this matter.

Respectfully,

Lyndsey Garcia  
Policy and Advocacy Director

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<sup>2</sup> Ibid

<sup>3</sup> Available at <http://northcoastalpreventioncoalition.org/wp-content/uploads/2013/11/E-Cigarettes-Fact-Sheet.pdf>.

<sup>4</sup> Noncommunicable diseases and mental health: Background on WHO report on regulation of e-cigarettes and similar products.” Available at: <http://www.who.int/nmh/events/2014/backgrounder-e-cigarettes/en>



**Testimony in SUPPORT of HB 586, HD2, “Relating to Use of Tobacco Products and E-Cigarettes on Hawaii Health Systems Corporation Premises”**

The American Heart Association **SUPPORTS** HB 586, HD2.

Supporting hospitals in becoming tobacco-free is one of the American Heart Association’s national policy goals.

Tobacco use is one of the leading preventable risk factors for cardiovascular diseases. As we’ve learned through our policy efforts to restrict smoking in public and work places, such policies not only reduce exposure to non-smokers of deadly environmental tobacco smoke, but also have the added benefit of changing the public norms regarding tobacco use. The Hawaii Health Systems Corporation’s desire to eliminate tobacco use on its campuses will further send the clear message to the community that tobacco use is no longer encouraged in our society, and help support those who continue to use tobacco, but want to quit, to achieve the goal of cessation.

Please support HB 586, HD2.

Respectfully submitted,

Donald B. Weisman  
Hawaii Government Relations Director

*“Building healthier lives,  
free of cardiovascular  
diseases and stroke.”*

**life** is why™ es por **la vida**™ 全为**生命**™

*Please remember the American Heart Association in your will.*



**SENATE COMMITTEE ON HEALTH**

Senator Josh Green, Chair

Senator Glenn Wakai, Vice Chair

Members

Senator Rosalyn H. Baker  
Senator Russell E. Ruderman  
Senator Mike Gabbard

Senator Sam Slom  
Senator Gil Riviere

**NOTICE OF HEARING**

Wednesday, March 18, 2015 at 1:30 pm  
Conference Room 414  
State Capitol  
415 South Beretania Street

**TESTIMONY IN SUPPORT OF HB 586 HD2**

**RELATING TO USE OF TOBACCO PRODUCTS AND E-CIGARETTES ON HAWAII HEALTH SYSTEMS CORPORATION PREMISES.**

Thank you for the opportunity to present testimony in support of HB 586 HD2. I, Jo-Nelle Tavares, Food Service Manager of the East Hawaii Region of Hawaii Health Systems Corporation, am in support of this bill to prohibit the use of tobacco products and e-cigarettes on premises of the facilities operated by HHSC and require the corporation to offer tobacco cessation programs to employees.

The vast body of scientific evidence in recent history indisputably establishes the hazardous health effects of direct and second-hand exposure to tobacco products. In a 2005 study conducted by the Center for Disease Control and Prevention (hereinafter, "CDC"), the CDC surveyed mortality rates connected with tobacco use in a four year period and concluded that tobacco use is the foremost preventable cause of death in the United States. In particular, during the survey period, tobacco use was determined to be responsible for an estimated 438,000 deaths per year, or about one out of every five deaths. Other data provided by the CDC estimates that approximately 8.6 million people in the United States are currently afflicted with serious illnesses attributable to tobacco use.

In addition to the substantial loss of life and debilitating diseases caused by tobacco, tobacco use is also responsible for billions of dollars in healthcare costs and lost productivity. According to data provided by the Campaign for Tobacco-Free Kids, tobacco-related illness is annually responsible for approximately \$96 billion in public and private healthcare costs in the United States, including \$30.9 billion in Federal and state Medicaid payments, \$27.4 billion in Federal Medicare payments, and \$9.6 billion in other federal expenditures. The data further indicates that approximately \$97 billion is lost each year in productivity as a result of lives shortened by tobacco-related deaths. In Hawaii alone, data from the CDC provides that annual tobacco-related medical costs totals approximately \$336 million and lost productivity totals approximately \$308 million.

In light of the devastating effects of tobacco use, it is important for HHSC to take all available steps to protect patients, employees and visitors from exposure to tobacco products while they are on HHSC premises. Moreover, given HHSC's status as the fourth largest public health system in the nation and Hawaii's predominant health care provider on the outer islands, HHSC also has a special responsibility to set positive examples for other organizations as well as the local communities it serves. It goes without question that a tobacco-free environment on all of HHSC's premises would set a prime example of positive health practices.





HAWAII HEALTH SYSTEMS CORPORATION

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With respect to e-cigarettes, preliminary research conducted by the United States Food and Drug Administration ("FDA") suggests that the ingredients contained in many e-cigarette cartridges are not free from harmful substances. Specifically, according to a July 22, 2009 news release, the FDA noted that its Division of Pharmaceutical Analysis examined the ingredients in a small sample of cartridges from two leading brands of e-cigarettes. In one sample, the FDA's analyses detected diethylene glycol, a chemical used in antifreeze that is toxic to humans. In several other samples, the FDA analyses detected carcinogens such as nitrosamines.

More recently, the California Department of Public Health ("CDPH") released a report declaring e-cigarettes a health threat in that they emit cancer-causing chemicals and get users hooked on nicotine. While both the FDA and CDPH acknowledged that supplementary testing of e-cigarettes is required to gain a more specific and comprehensive understanding of the long-term detriments of e-cigarettes, the potentially harmful effects of e-cigarettes and nicotine vapor cannot presently be ignored. As such, HHSC must additionally oppose the use of e-cigarettes on the premises of its facilities.

In short, given HHSC's mission of providing and promoting quality healthcare for the people of Hawaii, HHSC is unequivocally in support of HB 586 HD2. If enacted, patients, employees and visitors to HHSC's facilities would be free to enjoy clean, tobacco-free air on all of HHSC's properties. Additionally, employees would be given the opportunity to participate in tobacco cessation programs offered by HHSC to help them overcome their reliance on tobacco products. It is our sincere hope that patients, visitors and other employees would likewise be encouraged to quit tobacco use which, in the long run, would result in a healthier population, diminished health care costs and improved productivity.

Thank you for the opportunity to express my support of this important measure. I appreciate the Committee's commitment to improving the health of our island communities.

**From:** [Alika Spahn Naihe](#)  
**To:** [HTHTestimony](#)  
**Subject:** Oppose HB586  
**Date:** Tuesday, March 17, 2015 9:51:27 AM

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To: Senator Josh Green, Chair, Senator Glenn Wakai, Vice Chair, and members of the committee

Re: Opposition to HB586

Hearing: HTH, Wednesday, March 18, 2015, 1:30 pm

I oppose bill HB586. There is no justification for treating e-cigarettes and vapor products as tobacco on all of the HHSC premises, and doing so goes against the stated intent of the bill. E-cigarettes and vapor products are scientifically proven to tremendously reduce risk compared with smoking tobacco, and are proven to produce little to no risk or toxic exposures to bystanders. E-cigarettes are scientifically shown to be in many cases more effective for smoking cessation than options produced by pharmaceutical corporations.

I further object to the use of public funds to support so-called "tobacco cessation programs" at the expense of the option to choose e-cigarettes and vapor products. These cessation programs supply products made by pharmaceutical corporations which are shown to be of limited effectiveness, and therefore are corporate welfare programs.

Thank you for your time and consideration.

Alika Spahn Naihe  
Kalihi, Honolulu, HI

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HTHTestimony](#)  
**Cc:** [tinamoore@linuxmail.org](mailto:tinamoore@linuxmail.org)  
**Subject:** \*Submitted testimony for HB586 on Mar 18, 2015 13:30PM\*  
**Date:** Tuesday, March 17, 2015 9:11:25 AM

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**HB586**

Submitted on: 3/17/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Tina Moore	Individual	Oppose	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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**Wednesday, March 18, 2015 – 1:30 p.m.**  
**Conference Room #414**

**Senate Committee on Health**

To: Sen. Josh Green, MD, Chair  
Sen. Glenn Wakai, Vice Chair

From: George Greene, President & CEO  
Healthcare Association of Hawaii

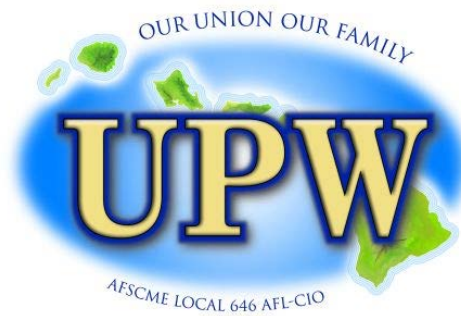
Re: **Testimony in Support**  
**HB586 HD2 — Relating to Use of Tobacco Products and E-Cigarettes on Hawaii Health Systems Corporation Premises**

The Healthcare Association of Hawaii's 160 member organizations include all of the acute care hospitals in Hawaii, all public and private skilled nursing facilities, all the Medicare-certified home health agencies, all hospices, all assisted living facilities, durable medical equipment suppliers and home infusion/pharmacies. Members also represent other healthcare providers from throughout the continuum including case management, air and ground ambulance, blood bank, dialysis, and more. In addition to providing quality care to all of Hawaii's residents, our members contribute significantly to Hawaii's economy by employing over 20,000 people statewide.

Thank you for the opportunity to testify in **support** of HB586 HD2, which prohibits the use of tobacco products and e-cigarettes on premises of facilities operated by HHSC, and requires HHSC to offer tobacco cessation programs to its employees.

All across the country, more and more hospitals and healthcare facilities are adopting 100% smoke-free policies, reinforcing their steadfast commitment to creating and sustaining healthy communities. HHSC, in keeping with this trend, should be permitted to improve its campuses by allowing its patients, employees and visitors to enjoy the benefits of a healthy, smoke-free environment.

Thank you for the opportunity to testify in support of HB586 HD2.



The Hawaii State Senate  
The Twenty-Eighth Legislature  
Regular Session of 2015

**COMMITTEE ON HEALTH**

The Honorable Senator Josh Green, Chair  
The Honorable Senator Glenn Wakai, Vice Chair

DATE OF HEARING: March 18, 2015

TIME OF HEARING: 1:30 p.m.

PLACE OF HEARING: Conference Room 414, State Capitol

**TESTIMONY ON HB 586, HD 2 RELATING TO USE OF  
TOBACCO PRODUCTS AND E-CIGARETTES ON HAWAII  
HEALTH SYSTEMS CORPORATION PREMISES**

By Dayton M. Nakanelua,  
State Director of the United Public Workers,  
AFSCME, Local 646, AFL-CIO

My name is Dayton M. Nakanelua, and I am the state director of the United Public Workers, AFSCME, Local 646, AFL-CIO (UPW). The UPW is the exclusive representative for approximately 11,000 public employees, which include blue collar, non-supervisory employees in Bargaining Unit 01 and institutional, health and correctional employees in Bargaining Unit 10, in the State of Hawaii and various counties. The UPW represents approximately 1,600 employees of the Hawaii Health Systems Corporation (HHSC). The union opposes HB 586, H D 2 because it (1) interferes with the right of public employees to negotiate over terms and conditions of employment, (2) it undermines the grievance and arbitration process to resolve pending disputes with HHSC, and (3) grants HHSC special or unequal treatment over other employers.

As you know the right to engage in collective bargaining is a constitutional right of public employees under Article XIII, Section 2 of the State Constitution. The times, places, and circumstances under which smoking is authorized or permitted at work is a negotiable subject under HRS Chapter 89. United Public Workers, AFSCME, Local 646, AFL- CIO v. Benjamin

Cayetano, 6 HLRB 112 (Dec. No. 413). This bill interferes with employee rights by allowing an employer to implement a total ban on smoking by mere “consultation.” See page 3 lines 1 through 3. The need for good faith bargaining or negotiation is fundamental in bringing to fruition the legislatively declared policy to promote harmonious and cooperative relations between government and its employees and to protect the public by assuring effective and orderly operations of government. Board of Education v. Hawaii Public Employee Relations Board, 56 Haw. 85, 87, 528 P.2d 809, 811 (1974).

Until 2012 all HHSC hospitals and medical facilities by policies and past practice and custom authorized employee smoking in designated smoking areas (outdoors). In 2012 and 2013 hospitals on Maui and the Big Island unilaterally implemented a smoking ban, which is currently the subject of arbitration before Arbitrator Keith Hunter. United Public Workers, AFSCME, Local 646, AFL-CIO (Grievance: No Smoking Ban, JS-13-02; AN-13-03) (See attached decision and interim order). This bill undermines the grievance and arbitration process over the pending dispute. See Section 89-10.8, HRS (which authorizes final and binding arbitration of grievances).

This measure would afford HHSC “special” treatment not afforded to other employers. In State of Hawaii Department of Education v. United Public Workers (Grievance involving tobacco free policy) (Arb. Parnell 1995), a class grievance was sustained for violations of the unit 1 agreement when DOE sought to implement a total smoking ban via consultation. In the private sector, smoking policies are mandatory subjects of collective bargaining. See S.S. Kresge Co. v. N.L.R.B., 416 F.2d 1225, 1229-30 (6<sup>th</sup> Cir. 1969); W.T. Forest Products Co., 304 NLRB 957, 959 (1991) (“we find, . . . , that a ban on smoking on an employer's premises during working hours is a mandatory subject of bargaining, regardless whether the bargaining representative seeks to obtain such a ban or to limit or eliminate it.”). Since 2009 the legislature has allowed smoking in “outdoor areas of places of employment” in Section 328J-7 (5), HRS. We do not believe HHSC should be afforded unequal treatment.

From: [Jay Fincher](#)  
To: [HTHTestimony](#)  
Subject: HB586 HD2  
Date: Tuesday, March 17, 2015 8:31:49 AM

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**TESTIMONY IN SUPPORT OF HB 586 HD2**  
**RELATING TO USE OF TOBACCO PRODUCTS AND E-CIGARETTES ON HAWAII**  
**HEALTH SYSTEMS CORPORATION PREMISES.**

Thank you for the opportunity to present testimony in support of HB 586 HD2. I, Jay Fincher RN, of the East Hawaii Region of Hawaii Health Systems Corporation, am in support of this bill to prohibit the use of tobacco products and e-cigarettes on premises of the facilities operated by HHSC and require the corporation to offer tobacco cessation programs to employees.

The vast body of scientific evidence in recent history indisputably establishes the hazardous health effects of direct and second-hand exposure to tobacco products. In a 2005 study conducted by the Center for Disease Control and Prevention (hereinafter, "CDC"), the CDC surveyed mortality rates connected with tobacco use in a four year period and concluded that tobacco use is the foremost preventable cause of death in the United States. In particular, during the survey period, tobacco use was determined to be responsible for an estimated 438,000 deaths per year, or about one out of every five deaths. Other data provided by the CDC estimates that approximately 8.6 million people in the United States are currently afflicted with serious illnesses attributable to tobacco use.

In addition to the substantial loss of life and debilitating diseases caused by tobacco, tobacco use is also responsible for billions of dollars in healthcare costs and lost productivity. According to data provided by the Campaign for Tobacco-Free Kids, tobacco-related illness is annually responsible for approximately \$96 billion in public and private healthcare costs in the United States, including \$30.9 billion in Federal and state Medicaid payments, \$27.4 billion in Federal Medicare payments, and \$9.6 billion in other federal expenditures. The data further indicates that approximately \$97 billion is lost each year in productivity as a result of lives shortened by tobacco-related deaths. In Hawaii alone, data from the CDC provides that annual tobacco-related medical costs totals approximately \$336 million and lost productivity totals approximately \$308 million.

In light of the devastating effects of tobacco use, it is important for HHSC to take all available steps to protect patients, employees and visitors from exposure to tobacco products while they are on HHSC premises. Moreover, given HHSC's status as the fourth largest public health system in the nation and Hawaii's predominant health care provider on the outer islands, HHSC also has a special responsibility to set positive examples for other organizations as well as the local communities it serves. It goes without question that a tobacco-free environment on all of HHSC's premises would set a prime example of positive health practices.

With respect to e-cigarettes, preliminary research conducted by the United States

Food and Drug Administration ("FDA") suggests that the ingredients contained in many e-cigarette cartridges are not free from harmful substances. Specifically, according to a July 22, 2009 news release, the FDA noted that its Division of Pharmaceutical Analysis examined the ingredients in a small sample of cartridges from two leading brands of e-cigarettes. In one sample, the FDA's analyses detected diethylene glycol, a chemical used in antifreeze that is toxic to humans. In several other samples, the FDA analyses detected carcinogens such as nitrosamines.

More recently, the California Department of Public Health ("CDPH") released a report declaring e-cigarettes a health threat in that they emit cancer-causing chemicals and get users hooked on nicotine. While both the FDA and CDPH acknowledged that supplementary testing of e-cigarettes is required to gain a more specific and comprehensive understanding of the long-term detriments of e-cigarettes, the potentially harmful effects of e-cigarettes and nicotine vapor cannot presently be ignored. As such, HHSC must additionally oppose the use of e-cigarettes on the premises of its facilities.

In short, given HHSC's mission of providing and promoting quality healthcare for the people of Hawaii, HHSC is unequivocally in support of HB 586 HD2. If enacted, patients, employees and visitors to HHSC's facilities would be free to enjoy clean, tobacco-free air on all of HHSC's properties. Additionally, employees would be given the opportunity to participate in tobacco cessation programs offered by HHSC to help them overcome their reliance on tobacco products. It is our sincere hope that patients, visitors and other employees would likewise be encouraged to quit tobacco use which, in the long run, would result in a healthier population, diminished health care costs and improved productivity.

Thank you for the opportunity to express my support of this important measure. I appreciate the Committee's commitment to improving the health of our island communities.

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**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HTHTestimony](#)  
**Cc:** [anthony\\_orozco@yahoo.com](mailto:anthony_orozco@yahoo.com)  
**Subject:** \*Submitted testimony for HB586 on Mar 18, 2015 13:30PM\*  
**Date:** Tuesday, March 17, 2015 8:21:01 AM

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**HB586**

Submitted on: 3/17/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

Comments:

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**From:** [Nora Waters](#)  
**To:** [HTHTestimony](#)  
**Subject:** FW: Call for Testimony: In Support of HB 586 HD2, prohibiting the use of tobacco products and e-cigarettes at HHSC facilities  
**Date:** Tuesday, March 17, 2015 7:55:28 AM  
**Attachments:** [HB 586 HD2 - Tobacco-Free HHSC 3.18.15.docx](#)  
**Importance:** High

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**From:** Elena Cabatu  
**Sent:** Monday, March 16, 2015 3:24 PM  
**To:** HHH Users; HMC Users; Ka'u All Users  
**Subject:** Call for Testimony: In Support of HB 586 HD2, prohibiting the use of tobacco products and e-cigarettes at HHSC facilities  
**Importance:** High

Aloha All,

On Wednesday, March 18 at 1:30 pm, the Senate Health Committee is holding a hearing on [HB586 HD 2](#), a bill to prohibit the use of tobacco products and e-cigarettes on premises of the facilities operated by HHSC and require the corporation to offer tobacco cessation programs to employees.

Please consider submitting testimony in support of [HB586 HD 2](#) by writing your own testimony or using the [Testimony Template](#) or scrolling below for the text. Deadline to submit testimony is no later than 12:00 noon on Tuesday, March 17.

Here are 3 ways you may submit your testimony:

1. Email: [HTHtestimony@capitol.hawaii.gov](mailto:HTHtestimony@capitol.hawaii.gov)
2. Website: [Submit Online Testimony](#) (one-time registration required)
3. Fax: 808-586-9391

Your support for a tobacco and e-cigarette-free HHSC is vital and we will keep you informed as the bills progress. Please let me know if you have any questions.

Thank you,  
Elena

**Elena Cabatu**

Community Relations Manager  
Hilo Medical Center - Hale Ho'ola Hamakua - Kau Hospital  
1190 Waianuenue Avenue  
Hilo, Hawaii 96720  
Phone: (808) 932-3160  
Fax: (808) 974-6831  
Check us out at: [www.hilomedicalcenter.org](http://www.hilomedicalcenter.org)  
"Like" us on Facebook: [www.facebook.com/HiloMedicalCenter](https://www.facebook.com/HiloMedicalCenter)

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## **SENATE COMMITTEE ON HEALTH**

Senator Josh Green, Chair  
Senator Glenn Wakai, Vice Chair  
Members

Senator Rosalyn H. Baker  
Senator Russell E. Ruderman  
Senator Mike Gabbard  
Senator Sam Slom  
Senator Gil Riviere

### **NOTICE OF HEARING**

Wednesday, March 18, 2015 at 1:30 pm  
Conference Room 414  
State Capitol  
415 South Beretania Street

### **TESTIMONY IN SUPPORT OF HB 586 HD2**

RELATING TO USE OF TOBACCO PRODUCTS AND E-CIGARETTES ON HAWAII  
HEALTH SYSTEMS CORPORATION PREMISES.

Thank you for the opportunity to present testimony in support of HB 586 HD2. I, [Nora Barrington Waters, RN, MSN, CNS, RPN III](#) of the East Hawaii Region of Hawaii Health Systems Corporation, am in support of this bill to prohibit the use of tobacco products and e-cigarettes on premises of the facilities operated by HHSC and require the corporation to offer tobacco cessation programs to employees.

The vast body of scientific evidence in recent history indisputably establishes the hazardous health effects of direct and second-hand exposure to tobacco products. In a 2005 study conducted by the Center for Disease Control and Prevention (hereinafter, "CDC"), the CDC surveyed mortality rates connected with tobacco use in a four year period and concluded that tobacco use is the foremost preventable cause of death in the United States. In particular, during the survey period, tobacco use was determined to be responsible for an estimated 438,000 deaths per year, or about one out of every five deaths. Other data provided by the CDC estimates that approximately 8.6 million people in the United States are currently afflicted with serious illnesses attributable to tobacco use.

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related deaths. In Hawaii alone, data from the CDC provides that annual tobacco-related medical costs totals approximately \$336 million and lost productivity totals approximately \$308 million.

In light of the devastating effects of tobacco use, it is important for HHSC to take all available steps to protect patients, employees and visitors from exposure to tobacco products while they are on HHSC premises. Moreover, given HHSC's status as the fourth largest public health system in the nation and Hawaii's predominant health care provider on the outer islands, HHSC also has a special responsibility to set positive examples for other organizations as well as the local communities it serves. It goes without question that a tobacco-free environment on all of HHSC's premises would set a prime example of positive health practices.

With respect to e-cigarettes, preliminary research conducted by the United States Food and Drug Administration ("FDA") suggests that the ingredients contained in many e-cigarette cartridges are not free from harmful substances. Specifically, according to a July 22, 2009 news release, the FDA noted that its Division of Pharmaceutical Analysis examined the ingredients in a small sample of cartridges from two leading brands of e-cigarettes. In one sample, the FDA's analyses detected diethylene glycol, a chemical used in antifreeze that is toxic to humans. In several other samples, the FDA analyses detected carcinogens such as nitrosamines.

More recently, the California Department of Public Health ("CDPH") released a report declaring e-cigarettes a health threat in that they emit cancer-causing chemicals and get users hooked on nicotine. While both the FDA and CDPH acknowledged that supplementary testing of e-cigarettes is required to gain a more specific and comprehensive understanding of the long-term detriments of e-cigarettes, the potentially harmful effects of e-cigarettes and nicotine vapor cannot presently be ignored. As such, HHSC must additionally oppose the use of e-cigarettes on the premises of its facilities.

In short, given HHSC's mission of providing and promoting quality healthcare for the people of Hawaii, HHSC is unequivocally in support of HB 586 HD2. If enacted, patients, employees and visitors to HHSC's facilities would be free to enjoy clean, tobacco-free air on all of HHSC's properties. Additionally, employees would be given the opportunity to participate in tobacco cessation programs offered by HHSC to help them overcome their reliance on tobacco products. It is our sincere hope that patients, visitors and other employees would likewise be encouraged to quit tobacco use which, in the long run, would result in a healthier population, diminished health care costs and improved productivity.

Thank you for the opportunity to express my support of this important measure. I appreciate the Committee's commitment to improving the health of our island communities.

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**Date:** Tuesday, March 17, 2015 11:49:50 AM

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**HB586**

Submitted on: 3/17/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

Comments:

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**From:** [Steven Galper, MD](#)  
**To:** [HTHTestimony](#)  
**Subject:** Testimony: In Support of HB 586 HD2, prohibiting the use of tobacco products and e-cigarettes at HHSC facilities  
**Date:** Tuesday, March 17, 2015 7:28:39 AM  
**Attachments:** [HB 586 HD2 - Tobacco-Free HHSC 3.18.15.docx](#)  
**Importance:** High

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#### SENATE COMMITTEE ON HEALTH

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Members

Senator Rosalyn H. Baker  
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Senator Sam Slom  
Senator Gil Riviere

#### NOTICE OF HEARING

Wednesday, March 18, 2015 at 1:30 pm  
Conference Room 414  
State Capitol  
415 South Beretania Street

#### TESTIMONY IN SUPPORT OF HB 586 HD2

RELATING TO USE OF TOBACCO PRODUCTS AND E-CIGARETTES ON HAWAII HEALTH SYSTEMS CORPORATION PREMISES.

Thank you for the opportunity to present testimony in support of HB 586 HD2. I, Steven R. Galper, MD of the East Hawaii Region of Hawaii Health Systems Corporation, am in support of this bill to prohibit the use of tobacco products and e-cigarettes on premises of the facilities operated by HHSC and require the corporation to offer tobacco cessation programs to employees.

The vast body of scientific evidence in recent history indisputably establishes the hazardous health effects of direct and second-hand exposure to tobacco products. In a 2005 study conducted by the Center for Disease Control and Prevention (hereinafter, "CDC"), the CDC surveyed mortality rates connected with tobacco use in a four year period and concluded that tobacco use is the foremost preventable cause of death in the United States. In particular, during the survey period, tobacco use was determined to be responsible for an estimated 438,000 deaths per year, or about one out of every five deaths. Other data provided by the CDC estimates that approximately 8.6 million people in the United States are currently afflicted with serious illnesses attributable to tobacco use.

In addition to the substantial loss of life and debilitating diseases caused by tobacco, tobacco use is also responsible for billions of dollars in healthcare costs and lost productivity. According to data provided by the Campaign for Tobacco-Free Kids, tobacco-related illness is annually responsible for approximately \$96 billion in public and private healthcare costs in the United States, including \$30.9 billion in Federal and state Medicaid payments, \$27.4 billion in Federal Medicare payments, and \$9.6 billion in other federal expenditures. The data further indicates that approximately \$97 billion is lost each year in productivity as a result of lives shortened by tobacco-related deaths. In Hawaii alone, data from the CDC provides that annual tobacco-related medical costs totals approximately \$336 million and lost productivity totals approximately \$308 million.

In light of the devastating effects of tobacco use, it is important for HHSC to take all available steps to protect patients, employees and visitors from exposure to tobacco products while they are on HHSC premises. Moreover,

given HHSC's status as the fourth largest public health system in the nation and Hawaii's predominant health care provider on the outer islands, HHSC also has a special responsibility to set positive examples for other organizations as well as the local communities it serves. It goes without question that a tobacco-free environment on all of HHSC's premises would set a prime example of positive health practices.

With respect to e-cigarettes, preliminary research conducted by the United States Food and Drug Administration ("FDA") suggests that the ingredients contained in many e-cigarette cartridges are not free from harmful substances. Specifically, according to a July 22, 2009 news release, the FDA noted that its Division of Pharmaceutical Analysis examined the ingredients in a small sample of cartridges from two leading brands of e-cigarettes. In one sample, the FDA's analyses detected diethylene glycol, a chemical used in antifreeze that is toxic to humans. In several other samples, the FDA analyses detected carcinogens such as nitrosamines.

More recently, the California Department of Public Health ("CDPH") released a report declaring e-cigarettes a health threat in that they emit cancer-causing chemicals and get users hooked on nicotine. While both the FDA and CDPH acknowledged that supplementary testing of e-cigarettes is required to gain a more specific and comprehensive understanding of the long-term detriments of e-cigarettes, the potentially harmful effects of e-cigarettes and nicotine vapor cannot presently be ignored. As such, HHSC must additionally oppose the use of e-cigarettes on the premises of its facilities.

In short, given HHSC's mission of providing and promoting quality healthcare for the people of Hawaii, HHSC is unequivocally in support of HB 586 HD2. If enacted, patients, employees and visitors to HHSC's facilities would be free to enjoy clean, tobacco-free air on all of HHSC's properties. Additionally, employees would be given the opportunity to participate in tobacco cessation programs offered by HHSC to help them overcome their reliance on tobacco products. It is our sincere hope that patients, visitors and other employees would likewise be encouraged to quit tobacco use which, in the long run, would result in a healthier population, diminished health care costs and improved productivity.

Thank you for the opportunity to express my support of this important measure. I appreciate the Committee's commitment to improving the health of our island communities.

Steven R. Galper, MD, JD

Physician

Psychiatry and Pain Medicine

Hilo Medical Center

1190 Waianuenue Avenue

Hilo, Hawaii 96720

Telephone: 808-932-3580

Mobile : 808-445-1878

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**HB586**

Submitted on: 3/16/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Lisa Oshiro	Individual	Oppose	No

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**HB586**

Submitted on: 3/16/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

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**HB586**

Submitted on: 3/16/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Dustin Andrews	Individual	Oppose	No

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**Date:** Monday, March 16, 2015 5:59:30 PM

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**HB586**

Submitted on: 3/16/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Nicholas Winters	Individual	Oppose	No

Comments:

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Members

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Senator Russell E. Ruderman  
Senator Mike Gabbard

Senator Sam Slom  
Senator Gil Riviere

**NOTICE OF HEARING**

Wednesday, March 18, 2015 at 1:30pm  
Conference Room 414  
State Capitol  
415 South Beretania Street

**TESTIMONY IN SUPPORT OF HB 586 HD2**

**RELATING TO USE OF TOBACCO PRODUCTS AND E-CIGARETTES ON HAWAII HEALTH SYSTEMS CORPORATION PREMISES.**

Thank you for the opportunity to present testimony in support of HB 586 HD2. I, Ka'ohimanu Dang Akiona, MD, of the East Hawaii Region of Hawaii Health Systems Corporation, Hawaii Island Family Medicine Residency Program, am in support of this bill to prohibit the use of tobacco products and e-cigarettes on premises of the facilities operated by HHSC and require the corporation to offer tobacco cessation programs to employees.

The vast body of scientific evidence in recent history indisputably establishes the hazardous health effects of direct and second-hand exposure to tobacco products. In a 2005 study conducted by the Center for Disease Control and Prevention (hereinafter, "CDC"), the CDC surveyed mortality rates connected with tobacco use in a four year period and concluded that tobacco use is ***the foremost preventable cause of death in the United States***. In particular, during the survey period, tobacco use was determined to be responsible for an estimated 438,000 deaths per year, or about one out of every five deaths. Other data provided by the CDC estimates that approximately 8.6 million people in the United States are currently afflicted with serious illnesses attributable to tobacco use.

In addition to the substantial loss of life and debilitating diseases caused by tobacco, tobacco use is also responsible for billions of dollars in healthcare costs and lost productivity. According to data provided by the Campaign for Tobacco-Free Kids, tobacco-related illness is annually responsible for approximately \$96 billion in public and private healthcare costs in the United States, including \$30.9 billion in Federal and state Medicaid payments, \$27.4 billion in Federal Medicare payments, and \$9.6 billion in other federal expenditures. The data further indicates that approximately \$97 billion is lost each year in productivity as a result of lives shortened by tobacco-related deaths. In Hawaii alone, data from the CDC provides that annual tobacco-related medical costs totals approximately \$336 million and lost productivity totals approximately \$308 million.

In light of the devastating effects of tobacco use, it is important for HHSC to take all available steps to protect patients, employees and visitors from exposure to tobacco products while they are on HHSC premises. Moreover, given HHSC's status as the fourth largest public health system in the nation and Hawaii's predominant health care provider on the outer islands, HHSC also has a special responsibility to set positive examples for other organizations as well as the local communities it serves. It goes without question that a tobacco-free environment on all of HHSC's premises would set a prime example of positive health practices.



HAWAII HEALTH SYSTEMS CORPORATION

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With respect to e-cigarettes, preliminary research conducted by the United States Food and Drug Administration ("FDA") suggests that the ingredients contained in many e-cigarette cartridges are not free from harmful substances. Specifically, according to a July 22, 2009 news release, the FDA noted that its Division of Pharmaceutical Analysis examined the ingredients in a small sample of cartridges from two leading brands of e-cigarettes. In one sample, the FDA's analyses detected diethylene glycol, a chemical used in antifreeze that is toxic to humans. In several other samples, the FDA analyses detected carcinogens such as nitrosamines.

More recently, the California Department of Public Health ("CDPH") released a report declaring e-cigarettes a health threat in that they emit cancer-causing chemicals and get users hooked on nicotine. While both the FDA and CDPH acknowledged that supplementary testing of e-cigarettes is required to gain a more specific and comprehensive understanding of the long-term detriments of e-cigarettes, the potentially harmful effects of e-cigarettes and nicotine vapor cannot presently be ignored. As such, HHSC must additionally oppose the use of e-cigarettes on the premises of its facilities.

In short, given HHSC's mission of providing and promoting quality healthcare for the people of Hawaii, HHSC is unequivocally in support of HB 586 HD2. If enacted, patients, employees and visitors to HHSC's facilities would be free to enjoy clean, tobacco-free air on all of HHSC's properties. Additionally, employees would be given the opportunity to participate in tobacco cessation programs offered by HHSC to help them overcome their reliance on tobacco products. It is our sincere hope that patients, visitors and other employees would likewise be encouraged to quit tobacco use which, in the long run, would result in a healthier population, diminished health care costs and improved productivity.

Thank you for the opportunity to express my support of this important measure. I appreciate the Committee's commitment to improving the health of our island communities.

**From:** [Patty Bray](#)  
**To:** [HTHTestimony](#)  
**Subject:** In support of HB586 HD 2  
**Date:** Monday, March 16, 2015 3:37:04 PM  
**Attachments:** [image001.png](#)

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## **SENATE COMMITTEE ON HEALTH**

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### Members

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Senator Russell E. Ruderman  
Senator Mike Gabbard  
Senator Sam Slom  
Senator Gil Riviere

### **NOTICE OF HEARING**

Wednesday, March 18, 2015 at 1:30 pm  
Conference Room 414  
State Capitol  
415 South Beretania Street

### **TESTIMONY IN SUPPORT OF HB 586 HD2**

RELATING TO USE OF TOBACCO PRODUCTS AND E-CIGARETTES ON HAWAII  
HEALTH SYSTEMS CORPORATION PREMISES.

Thank you for the opportunity to present testimony in support of HB 586 HD2. I, Patty Bray, Bookkeeper/Administrative Assistant of the East Hawaii Region of Hawaii Health Systems Corporation, am in support of this bill to prohibit the use of tobacco products and e-cigarettes on premises of the facilities operated by HHSC and require the corporation to offer tobacco cessation programs to employees.

The vast body of scientific evidence in recent history indisputably establishes the hazardous health effects of direct and second-hand exposure to tobacco products. In a 2005 study conducted by the Center for Disease Control and Prevention (hereinafter, "CDC"), the CDC surveyed mortality rates connected with tobacco use in a four year period and concluded that tobacco use is the foremost preventable cause of death in the United States. In particular, during the survey period, tobacco use was determined to be responsible for an estimated 438,000 deaths per year, or about one out of every five deaths. Other data provided by the CDC estimates that approximately 8.6 million people in the United States are currently afflicted with serious illnesses attributable to tobacco use.

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Thank you for the opportunity to express my support of this important measure. I appreciate the Committee's commitment to improving the health of our island communities.



Thank you,

*Patty Bray*

Bookkeeper/Administrative Assistant to Lisa Rantz

1190 Waianuenue Avenue  
Hilo, HI 96720  
Ph#:808-935-2957  
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Please visit our website at [www.hilomedicalcenterfoundation.org](http://www.hilomedicalcenterfoundation.org)

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**HB586**

Submitted on: 3/16/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Carol Q. Galper, EdD	Individual	Comments Only	No

Comments: Please support the notion of tobacco free HHSC. It is incumbant upon health professionals to model heath promoting behaviors. It's simply gross to see staff outside smoking right across the street from the hospital....in their scrubs and ID badges so it's clear they are employees.

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**Subject:** \*Submitted testimony for HB586 on Mar 18, 2015 13:30PM\*  
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**HB586**

Submitted on: 3/13/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
April Pacheco	Individual	Oppose	No

Comments:

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**HB586**

Submitted on: 3/13/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

Comments: E-vapor doesn't harm others.

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**HB586**

Submitted on: 3/13/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Joy Marshall	Individual	Support	No

Comments:

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**HB586**

Submitted on: 3/14/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

Comments:

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**HB586**

Submitted on: 3/14/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

Comments:

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**Subject:** \*Submitted testimony for HB586 on Mar 18, 2015 13:30PM\*  
**Date:** Sunday, March 15, 2015 9:33:16 AM

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**HB586**

Submitted on: 3/15/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

Comments:

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**HB586**

Submitted on: 3/15/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Jeff Stevens	Individual	Oppose	No

Comments:

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**Subject:** \*Submitted testimony for HB586 on Mar 18, 2015 13:30PM\*  
**Date:** Sunday, March 15, 2015 2:00:51 PM

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**HB586**

Submitted on: 3/15/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

Comments:

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**HB586**

Submitted on: 3/15/2015

Testimony for HTH on Mar 18, 2015 13:30PM in Conference Room 414

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

Comments:

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