

Honolulu, Hawaii

FEB 13 2018

RE: S.B. No. 2056
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,
to which was referred S.B. No. 2056 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

begs leave to report as follows:

The purpose and intent of this measure is to limit obesity
and improve healthy options for children and parents by requiring
restaurants to offer a healthy option as the default beverage for
any children's meal combination.

Your Committee received testimony in support of this measure
from the Department of Health, Department of Commerce and Consumer
Affairs Insurance Division, Oahu County Committee on Legislative
Priorities of the Democratic Party of Hawaii, Hawaii Public Health
Association, Hawaii Primary Care Association, Hawaii Public Health
Institute, American Cancer Society Cancer Action Network, Tiki's
Grill & Bar, American Heart Association, a petition with ninety-
seven signatures, and twenty-seven individuals. Your Committee
received comments on this measure from the Hawaii Restaurant
Association.

Your Committee finds that sugar-sweetened beverages alone
make up to nine percent of the calories that children consume
daily, and that medical evidence suggests that consumption of
sugar sweetened beverages is linked to obesity. Your Committee
finds that making a healthier beverage the default option will



reduce consumption of sugar-sweetened beverages without restricting consumer freedom or significantly impacting the restaurant industry.

Your Committee has heard concerns from the Department of Health and Hawaii Primary Care Association that the enforcement provision in this measure is superfluous given existing departmental enforcement authority, and may serve only to worsen ties between the Department of Health and the restaurant industry.

Your Committee has also heard the request from the Hawaii Restaurant Association to add an option for a small amount of fruit juice as another default beverage choice. Your Committee finds that this change is in accord with the intent and purpose of this measure, and will improve the rate of and reduce the costs of compliance.

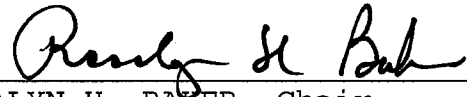
Your Committee has amended this measure by:

- (1) Adding a six ounce or smaller serving of one hundred percent fruit juice as an additional option for a default beverage;
- (2) Deleting the proposed section 321-C, Hawaii Revised Statutes, which provided for enforcement; and
- (3) 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 Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2056, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2056, S.D. 1, and be referred to your Committee on Ways and Means.



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



ROSALYN H. BAKER, Chair



The Senate
Twenty-Ninth 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;">SB 2056</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">CPH, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2/8/18</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-end;"> <div> <input type="checkbox"/> Pass, unamended 2312 </div> <div> <input checked="" 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)	—			
TOKUDA, Jill N. (VC)	—			
CHANG, Stanley	—			
ESPERO, Will				—
IHARA, Jr., Les				—
NISHIHARA, Clarence K.				—
RUDERMAN, Russell E.	—			
TOTAL	4			3
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: center;">Jim</div>				
Distribution: <div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <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