

## STATE OF HAWAII DEPARTMENT OF HEALTH

P. O. Box 3378 Honolulu, HI 96801-3378 doh.testimony@doh.hawaii.gov

#### Testimony in SUPPORT of S.B. 0134 SD1 RELATING TO THE UNIVERSITY OF HAWAII

# REPRESENTATIVE JOHN M. MIZUNO, CHAIR HOUSE COMMITTEE ON HEALTH AND HUMAN SERVICES

# REPRESENTATIVE ANGUS L.K. MCKELVEY, CHAIR HOUSE COMMITTEE ON HIGHER EDUCATION

Hearing Date: March 21, 2018 Room Number: 329

- 1 **Fiscal Implications:** None to the Department of Health.
- 2 **Department Testimony:** The Department of Health (DOH) supports Senate Bill 0134 Senate
- 3 Draft 1 (S.B. 0134 SD1) as a public health measure to establish tobacco-free policies, including
- 4 electronic smoking devices (ESD), on all University of Hawaii (UH) System premises. The
- 5 purpose of this measure is to promote positive health practices and to protect UH students,
- 6 employees, and visitors from exposure to secondhand smoke by prohibiting smoking, including
- 7 the use of ESDs and other tobacco products. The DOH defers to the UH regarding
- 8 implementation.
- 9 Tobacco use continues to be the leading preventable cause of death and disability in the
- 10 United States and Hawaii. Each year smoking alone is responsible for more deaths than
- 11 HIV/AIDS, alcohol, motor vehicle crashes, illegal drugs, and fires combined.<sup>2</sup> In an effort to
- protect youth and young adults against this epidemic, the U.S. Department of Health and Human
- Services (DHHS) partnered with leading policy and educational experts to launch the Tobacco-
- 14 Free College Campus Initiative (TFCCI) in the fall of 2012.<sup>3</sup> Former U.S. Assistant Secretary

<sup>&</sup>lt;sup>1</sup> U.S. Centers for Disease Control and Prevention. (December 28, 2016). Burden of Tobacco Use in the U.S.

https://www.cdc.gov/tobacco/campaign/tips/resources/data/cigarette-smoking-in-united-states.html

<sup>&</sup>lt;sup>2</sup> Centers for Disease Control and Prevention. Smoking and Tobacco Use: Health Effects of Cigarette Smoking (Fact Sheet). https://www.cdc.gov/tobacco/data\_statistics/fact\_sheets/health\_effects/effects\_cig\_smoking/index.htm retrieved February 2, 2018.

<sup>&</sup>lt;sup>3</sup> U.S. Department of Health and Human Services. (2012). *About the TFCCI.* http://tobaccofreecampus.org/aboutpage

- for Health, Dr. Howard Koh, one of the founders of this initiative, stated that having tobacco-free
- 2 college campuses is an important opportunity to protect over 20 million people on college and
- 3 university campuses across the nation.<sup>4</sup> Tobacco and smoke-free college campuses initiatives
- 4 are steadily increasing in number. The American Nonsmokers' Rights Foundation (ANR)
- 5 reported as of January 2018, nearly 1,800 campuses are 100% tobacco-free, up from nearly 1,500
- 6 colleges and universities across the country last year.

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Although the prevalence of adult smokers has declined, due to either cessation or premature death, youth and young adults remain the sole source of "replacement smokers" by the tobacco industry. According to the U.S. Surgeon General's Report, nearly 9 out of 10 smokers started using cigarettes by age 18, and 99% start by age 26. Data show that if young people do not start using tobacco by age 26, they almost certainly will never start. For these reasons, colleges and universities have an important role in tobacco use prevention and cessation efforts.

Since the UH System is the largest provider of higher education in the state, implementation of tobacco-free campuses has the potential to reduce the health and economic burdens placed upon our state related to smoking. In 2016, 12% of adults aged 18-24 years of age reported being current smokers. Intervening during a critical age juncture by creating a tobacco-free UH System would positively impact over 50,000 students across all ten campuses. According to the Centers for Disease Control and Prevention and the American Cancer Society, the benefits of smoke-free worksites include increased productivity and decreased use of sick time, decreased risk of fire, and possible decreased maintenance expense for facilities and grounds in managing related litter. 9

Thank you for the opportunity to provide testimony.

<sup>&</sup>lt;sup>4</sup> U.S. Department of Health and Human Services. (2012). Official Launch- September 12, 2012. http://tobaccofreecampus.org/symposium

<sup>&</sup>lt;sup>5</sup> U.S. Department of Health & Human Services. Surgeon General's Reports. Preventing Tobacco Use Among Youth and Young Adults, Fact sheet. https://www.surgeongeneral.gov/library/reports/preventing-youth-tobacco-use/factsheet.html Retrieved February 2, 2018.

<sup>&</sup>lt;sup>6</sup> Hawaii State Department of Health, Behavioral Risk Factor Surveillance System 2016

<sup>&</sup>lt;sup>7</sup> University of Hawaii. About our 10 Campuses. http://www.hawaii.edu/about-uh/ retrieved February 2, 2018

<sup>&</sup>lt;sup>8</sup> Centers for Disease Control and Prevention. Smoking and Tobacco Use: Workplace Health & Productivity.

https://www.cdc.gov/tobacco/basic information/secondhand smoke/business/index.htm Retrieved February 2, 2018.

<sup>&</sup>lt;sup>9</sup> American Cancer Society. Tobacco Use in the Workplace: A Model Policy. https://www.cancer.org/healthy/stay-away-from-tobacco/smoke-free-communities/create-smoke-free-workplace/smoking-in-the-workplace-a-model-policy.html Retrieved February 2, 2018.

Testimony Presented Before the
House Committee on Health & Human Services and
House Committee on Higher Education
March 21, 2018 at 10:00 a.m.
By
Jan Gouveia
Vice President for Administration

University of Hawai'i

SB 134 SD1 - RELATING TO THE UNIVERSTIY OF HAWAII

Chairs Mizuno and McKelvey, Vice Chairs Kobayashi and Hashem, and members of the committees:

I am respectfully submitting written testimony on behalf of the University of Hawai'i regarding Senate Bill 134 SD1 – Relating to the University of Hawai'i – which proposes to amend HRS, Chapter 304A, University of Hawai'i System, by adding a new section prohibiting smoking (including the use of electronic smoking devices, and tobacco use) on all University of Hawai'i premises within the State.

In addition, this bill proposes to also amend HRS, Chapter 89, Collective Bargaining in Public Employment, by adding a new section specifying that the above-referenced smoking and tobacco use prohibitions shall not be subject to collective bargaining.

The University fully supports the goal of this bill to promote positive health practices and protect University of Hawai'i students, employees, and visitors from exposure to smoke and other potentially harmful substances caused by tobacco use. The bill would be aligned with similar programs at universities and colleges across the nation implementing campus-wide bans including electronic smoking devices in order to provide healthy learning and work environments for campus communities.

Studies have been conducted showing that a smoke-free campus is an effective intervention for reducing smoking and tobacco use among college students. Studies have also shown that college students are at risk for initiating social smoking practices which later progress to regular smoking, as well as exposure to secondhand smoke in outdoor areas, student residence halls, campus events, and other sporting and social settings. Prohibitions have been shown to reduce both smoking prevalence and second hand smoke, and increase smoke-free social norms.

Lastly, this bill is consonant with the legislature's smoke-free efforts over the years to reduce health problems by implementing smoking restrictions in and near state facilities including complete ban at K-12 public schools and associated events.

Thank you for the opportunity to provide testimony on this measure.

# HGEA

#### HAWAII GOVERNMENT EMPLOYEES ASSOCIATION

AFSCME Local 152, AFL-CIO

RANDY PERREIRA, Executive Director • Tel: 808.543.0011 • Fax: 808.528.0922

The Twenty-Ninth Legislature, State of Hawaii
House of Representatives
Committee on Health and Human Services
Committee on Higher Education

Testimony by Hawaii Government Employees Association

March 21, 2018

#### S.B. 134, S.D. 1 – RELATING TO UNIVERSITY OF HAWAII

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO does not object to the concept of prohibiting smoking at the University of Hawaii, but raises strong concerns specifically over Section 3 of S.B. 134, S.D. 1. Broadly, this measure prohibits smoking and tobacco use, including the use of electronic smoking devices, at all facilities owned or operated by the University of Hawaii by adding a new section to Chapter 304A, Hawaii Revised Statutes and amending Chapter 89-9, Hawaii Revised Statutes.

We support creating positive practices and a healthy working environment for students and employees at the University of Hawaii, however, we find it inappropriate to achieve this goal by amending a specific section within public sector collective bargaining law. The purpose of Ch. 89-9(d), HRS, is to delineate the excluded subjects of negotiations that affect Employees and Employers across all jurisdictions. When comparing the proposed smoking ban at UH campuses to the existing list of Employer's rights and obligations – directing employees, determining qualifications, hiring, promoting, and transferring, maintaining efficiency and productivity, and determining methods and means to conduct operations, among others – it is indisputable that the narrow scope of a ban does not comport to the broad applicability and intent of management's rights.

Additionally, the University of Hawaii's current Executive Policy 10.102 outlines a system wide smoking prohibition. The issues being raised in S.B. 134, S.D. 1 would be more appropriately addressed through the modification of existing University policy, versus statutory amendments to law. We have and will continue to work in conjunction with the University to benefit students and employees.

Thank you for the opportunity to raise strong concerns over the impact of S.B. 134, S.D. 1.

Respectfully submitted,

Randy Perreira
Executive Director





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# Testimony in SUPPORT of SB 134, SD1 "Relating to The University of Hawaii"

The American Heart Association STRONGLY SUPPORTS SB 134, SD1.

Supporting universities and colleges 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 Department of Health reported last week that over the last 20 years, similar cumulative tobacco control efforts have resulted in approximately \$1 billion in healthcare cost savings to the state.

The University of Hawaii's desire to eliminate tobacco use on its campuses make them healthier, safer places for student learning, and will further send the clear message to the community that tobacco use is no longer encouraged in our society It will also help support those who continue to use tobacco, but want to quit, to achieve the goal of cessation.

Please support SB 134, SD1.

Respectfully submitted,

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Donald B. Weisman

Hawaii Government Relations/Communications Director









Date: March 19, 2018

To: The Honorable John M. Mizuno, Chair

The Honorable Bertrand Kobayashi, Vice Chair

Members of the House Committee on Health & Human Services

The Honorable Angus L. K. McKelvey, Chair The Honorable Mark J. Hashem, Vice Chair

Members of the House Committee on Higher Education

From: Members of the University of Hawaii Student Health Advisory Council

Re: Strong Support for SB 134, SD1, Relating to the University of Hawai'i

Hrg: Wednesday, March 21, 2018 at 10:00am at Conference Room 309

Thank you for the opportunity to submit testimony in **SUPPORT** of SB 134, SD1, which prohibits smoking and tobacco use, including the use of electronic smoking devices, by any person on University of Hawai'i premises.

The Student Health Advisory Council has played a pivotal role in the development and implementation of health policies and tobacco education on the UH System campuses. In 2015, the Student Health Advisory Council actively supported the passing of Legislative Act 122, which prohibits the sale of all tobacco products to anyone under the age of 21. We remain deeply committed to the mission of improving the public health environment and reducing the use of tobacco products, including electronic smoking devices, among adolescents and young adults.

As of January 2, 2018, there are at least 2,106 100% smoke-free campus sites in the US. Of these, 1,771 are also 100% tobacco-free. Hawai'i has always been a leader in protecting the public and its visitors from the dangers of secondhand smoke, and now we have the opportunity to protect everyone on the University of Hawai'i campuses — students, employees, and visitors — from the harmful effects of secondhand smoke. It is imperative that we join these fellow institutions of higher education and pass this law.

UH Mānoa launched a smoke-free campus policy in January 2016. This policy has significantly decreased the exposure to secondhand smoke on the Mānoa campus, but because students often attend classes on multiple campuses, we need to move from campus policy to state law in order to create a seamless tobacco-free environment across all ten University of Hawai'i campuses.

We need this law to protect the fundamental right for everyone to breathe clean air throughout the University of Hawai'i system. No student should have to be exposed to the dangers of secondhand smoke in a place of learning.

Aloha on behalf of the Student Health Advisory Council,

Stormy Dodge, Ku'ulei Salzer, and Raychelle Valiente Graduate Chairs



Date: March 19, 2018

To: The Honorable John Mizuno, Chair

The Honorable Bertrand Kobayashi, Vice Chair

Members of the House Committee on Health and Human Services

The Honorable Angus McKelvey, Chair The Honorable Mark Hashem, Vice Chair

Members of the House Committee on Higher Education

From: Trish La Chica, Policy and Advocacy Director, Hawai'i Public Health Institute

Re: Support for SB134 SD1, Relating to the University of Hawaii

Hrg: March 21, 2018 at 10:00 AM at Conference Room 329

Thank you for the opportunity to submit testimony in <u>SUPPORT</u> of SB134 SD1 which urges the State of Hawai'i to prohibit smoking and tobacco use, including the use of electronic smoking devices, by any person on the premises of the University of Hawai'i.

The Coalition for a Tobacco-Free Hawai'i (Coalition) is a program of the Hawai'i Public Health Institute (HIPHI) that is dedicated to reducing tobacco use through education, policy, and advocacy. With two decades of history in Hawai'i, the Coalition has led several campaigns on enacting smoke-free environments, including being the first state in the nation to prohibit the sale of tobacco and electronic smoking devices to purchasers under 21 years of age.

Tobacco use and exposure to secondhand smoke in any form causes serious health risks such as cancer, heart disease, and respiratory illness. Restricting tobacco and e-cigarette use throughout a campus reduces these risks and promotes the health and well-being of members of the entire campus community. Having a campus-wide policy also helps to reduce the youth initiation to tobacco products, including electronic smoking devices. In addition, smoke-free policies economically benefit the University of Hawai'i by contributing to reduced health care costs and employee absenteeism, as well as increased productivity and cost savings associated clean-up of cigarette litter.

#### There is no safe level of exposure to secondhand smoke.

The level of air pollution from a cigarette is so severe that breathing it is dangerous for anyone, but especially for children. Secondhand smoke has more than 7,000 chemicals, at least 70 of which are known to cause cancer. Further, the 2016 U.S. Surgeon General Report has determined that emissions from e-cigarettes are not harmless. "It can contain harmful and potentially harmful chemicals, including nicotine; ultrafine particles that can be inhaled deep into the lungs; flavoring such diacetyl, a chemical linked to a serious lung disease; volatile organic compounds such as benzene, which is found in car exhaust; and heavy metals, such as nickel, tin, and lead."

#### This measure aims to protect all students in Hawai'i.

Currently all students attending grades K-12 in Hawai'i are able to attend school on tobacco-free campuses. However because only the University of Hawai'i Manoa is smoke-free, thousands of our students, faculty, and school visitors are no longer protected from the harmful effects of secondhand smoke. Smoking and the use of electronic cigarettes are not conducive to a healthy learning environment and can seriously compromise anyone's health.

As of January 2, 2018 there are now 2,106 smoke-free campuses in the United States<sup>ii</sup>. Hawai'i has been a leader, protecting the public and its visitors from the dangers of secondhand smoke, and now, the State Legislature has the opportunity to protect everyone on the University of Hawai'i campuses from the harmful effects of secondhand smoke.

Thank you and we respectfully ask that you pass SB134 SD1 out of committee.

Mahalo,

Trish La Chica

Policy and Advocacy Director

i Know The Risks, E-Cigarettes and Young People, from: https://e-cigarettes.surgeongeneral.gov/knowtherisks.html

<sup>#</sup> Americans for Nonsmokers' Rights, College and Universities, from: http://no-smoke.org/goingsmokefree.php?id=447

#### SB-134-SD-1

Submitted on: 3/20/2018 8:45:45 AM

Testimony for HHS on 3/21/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Melodie Aduja	Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i	Support	No

#### Comments:

To the Honorable John M. Mizuno, Chair; the Honorable Bertrand Kobayashi, Vice Chair and the Members of the House Committee on Health & Human Services:

To the Honorable Angus L.K. McKelvey, Chair; the Honorable Mark J. Hashem, Vice Chair and the Members of the House Committee on Higher Education:

Good morning. My name is Melodie Aduja. I serve as Chair of the Oahu County Committee ("OCC") on Legislative Priorities of the Democratic Party of Hawaii. Thank you for the opportunity to provide written testimony on **SB134 SD1** relating to the University of Hawaii; Smoking; Tobacco; Electronic Smoking Devices; and a prohibition.

The OCC Legislative Priorities Committee is in favor of **SB134 SD1** and supports its passage.

**SB134 SD1** is in accord with the Platform of the Democratic Party of Hawai'i ("DPH"), 2016, as it prohibits smoking and tobacco use, including the use of electronic smoking devices, by any person on the premises of the University of Hawaii, effective 1/7/2059.

The DPH Platform provides that "[w]e support community health initiatives that provide opportunities for the overall health of communities through strategic projects and programs focusing on increased interaction and physical activities among all age groups, as well as on better nutrition." (Platform of the DPH, P.7, Lines 378-380 (2016)).

Given that **SB134 SD1** prohibits smoking and tobacco use, including the use of electronic smoking devices, by any person on the premises of the University of Hawaii, effective 1/7/2059, it is the position of the OCC Legislative Priorities Committee to support this measure.

Thank you very much for your kind consideration.

Sincerely yours,

/s/ Melodie Aduja

Melodie Aduja, Chair, OCC Legislative Priorities Committee

Email: legislativepriorities@gmail.com, Text/Tel.: (808) 258-8889

Date: March 19th, 2018

To: Members of the House Committee on Higher Education Members of the House Committee on Health & Human Services

From: Members of the Breathe Aloha Club at University of Hawaii at Manoa

Hrg: March 21, 2018 at 10:00am at House Conference room 329

Thank you for the opportunity to submit testimony in SUPPORT of Senate Bill 134 which would prohibit smoking on ALL UH Campuses systemwide.

The Breathe Aloha is a registeres student organization that has played a great part in adopting and spreading awareness related to tobacco use and policies on campus and Statewide. We have held and participated in events like campus cigarette butt clean ups in efforts to promote better living to our community at UH Manoa. We are very passionate about inspiring the present and emerging generations to put an end to smoking.

Tobacco use continues to be the leading preventable cause of death and disability in the United States and Hawaii. Every year, tobacco is responsible for more deaths than HIV/AIDS, alcohol, illegal drugs, car accidents, murders and suicides combined. Data shows that 9 out 10 smokers will start smoking before the age of 18 years old, and nearly all smokers have started before the age 26. Given this population, youth and young adults are at most risk for becoming addicted to tobacco and nicotine.

Because the UH System is the largest provider of higher education in the state, this push to enforce tobacco-free campuses has such a great potential to reduce health burdens and smoking-caused productivity and monetary losses in Hawaii, while increasing the overall quality of all ten campuses. This opportunity would impact not only the 51,000 students campus-wide, but the hundreds of thousands of keiki, kapuna and everyone inbetween that visit our campuses every day.

Second hand smoke is a major public health concern, even the CDC states that "there is no risk-free levels of exposure to second hand smoke." All people have fundamental right to breathe clean air and thats why the Breathe Aloha Club strongly supports and urges the passing of SB134.

Mahalo,

Chelsea Gonzales Members of the Breathe Aloha Club at UH Manoa



American Cancer Society Cancer Action Network 2370 Nu`uanu Avenue Honolulu, Hawai`i 96817 808.432.9149 www.acscan.org

House Committee on Health and Human Services Representative John Mizuno, Chair Representative Bert Kobayashi, Vice Chair

House Committee on Higher Education Representative Angus McKelvey, Chair Representative Mark Hashem, Vice Chair

#### SB 134, SD 1 – RELATING TO THE UNIVERSITY OF HAWAII

Cory Chun, Government Relations Director – Hawaii Pacific American Cancer Society Cancer Action Network

Thank you for the opportunity to provide written testimony in support of SB 134, SD1, which prohibits smoking and tobacco use on University of Hawaii premises. The American Cancer Society Cancer Action Network (ACS CAN) is the nation's leading cancer advocacy organization. ACS CAN works with federal, state, and local government bodies to support evidence-based policy and legislative solutions designed to eliminate cancer as a major health problem.

Despite significant progress since the first Surgeon General's report, issued over 50 years ago, tobacco use remains the single largest cause of preventable death and disease and is responsible for about one third of cancer deaths. Of the roughly 20 million college and university students in the United States, more than 1 million are projected to die prematurely from cigarette smoking. While approximately 90% of smokers start by age 18, fully 99% start by age 26, underscoring the importance of supporting young adults with more effective prevention and cessation efforts while eliminating exposure to secondhand smoke and all tobacco use in their learning environments.

Electronic smoking devices, cigars, and other non-cigarette tobacco products are not a safe alternative to cigarettes. Unfortunately, both cigar and e-cigarette use by youth is on the rise. Because they simulate the behavior of smoking, use of these products in public places where smoking is otherwise prohibited complicates enforcement of the law and weakens its effectiveness. Many of these products resemble traditional cigarettes, and produce a visible cloud when exhaled which can confusion for the public and enforcement officials alike. In addition, the unacceptability of smoking in these

places could be compromised which could lead to new users or a reduction in current users who quit.

Thank you for the opportunity to provide written testimony on this important matter.

<u>SB-134-SD-1</u> Submitted on: 3/16/2018 8:27:46 PM

Testimony for HHS on 3/21/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Lisa Dau	Keiki Injury Prevention Coalition	Support	No

Comments:

Keiki Injury Prevention Coalition supports SB134 SD1

Thank you,

Lisa Dau, RN Injury Prevention Coordinator

#### Testimony of Professor Mark A. Levin in strong support for SB134 SD1

#### RELATING TO THE UNIVERSITY OF HAWAII

# House Committees on Health & Human Services and on Higher Education March 21, 2018

Chairs Mizuno and McKelvey, Vice-Chairs Kobayashi and Hashem, and members of the Committees:

Aloha. My name is Mark Levin. I am a Professor at the William S. Richardson School of Law. My testimony is based on twenty five years of engagement with tobacco control law and policy locally and globally. Among my activities in this field, I have published in leading journals and worked as a temporary advisor on tobacco control policy for the World Health Organization. Locally, I have served on the Hawai'i State Tobacco Prevention and Control Trust Fund Advisory Board and volunteered for many other tobacco control related roles.

I am also the principal author of the University of Hawai'i Executive Policy E10.102 on Tobacco Products, established by President Evan Dobelle in January 2003, which is essentially identical to the current policy established in April 2012.

When I drafted a proposed revision for Executive Policy E10.102 for President Dobelle in December 2002, the University's policy was woefully out of date. We made a significant step forward with the policy change then and I am proud to have been a part of that initiative, working closely then with many others in the administration, faculty, staff, and students.

Unfortunately, over fifteen years have passed since Executive Policy E10.102 was revised. While our current administration has tried to move the campuses forward, their efforts have been of only limited success. We have once again fallen behind the times.

In the past years, scientific understanding of harms from others' smoke or vaped aerosols have advanced substantially. *The science is clear that heart attacks can be triggered by exposure to second-hand smoke, even relatively minor amounts. There is no safe level of exposure to second-hand smoke.* As I advance in my years, this makes my exposures on the UH campuses, my workplace, a threat to my personal health.

And while new vaporized nicotine-laced liquids may have reduced impact on lung and other cancers, they do not appear to be any more safe in terms of the impacts on cardio-vascular systems. (This is an especially important point that does not appear to be well-understood.) Tobacco-free campus policies do not only benefit public health aims. They reduce fiscal burdens for the university administration and alleviate the campus' impacts on surrounding land and water environments. In this regard, a tobacco-free policy would further the mission of the University of Hawai'i system to "ensure the survival of present and future generations with improvement in the quality of life," support core values concerning malama 'aina sustainability, and represent sound financial resource stewardship.

Because the current policy at UH is out of date, unpopular, and unwise, the University community hopes for your action to make positive change happen. Numerous constituencies have expressed their support for tobacco-free campuses including the Associated Students of the University of Hawai'i at Mānoa and the Mānoa Faculty Senate. And it has been nearly five years since the Hawai'i State Senate as well, through SR118 in 2013, expressed its resolve to see these changes take place.

As the University of Hawai'i is an instrument of our State's Executive Branch ready for this action, please pass this bill and enable prompt policy revision and effective policy implementation that SB134 represents. *I and all our campus users have a right to be safe in the setting of public higher education in our state*.

Mahalo.

Professor Mark A. Levin The William S. Richardson School of Law The University of Hawai'i at Mānoa 2515 Dole St., Honolulu, HI 96822

Tel: 1-808-956-3302

Testimony Presented Before the House Committees on Health & Human Services and Higher Education Wednesday, March 21, 2018 at 10:00 am By May Rose I. Dela Cruz, DrPH

#### SB 134 - Relating to the University of Hawai'i

Chair Mizuno, Vice-Chair Kobayashi, and members of the Committee on Health & Human Services and Chair McKelvey, Vice-Chair Hashem, and members of the Committee on Higher Education:

I am writing to offer my testimony in <u>strong support of SB 134</u> which prohibits smoking and tobacco use, including the use of electronic smoking devices, by any person on the premises of the University of Hawai'i (UH).

I was a student and now I'm an employee at UH. I received my undergraduate degree and both graduate degrees from UH Mānoa. I am now faculty at UH with an office on campus. Through my years of attending and working at UH, walking around campus gave me a healthy dose of physical activity, but it was also a bit unhealthy. I have asthma and cigarette smoke is my main trigger for an asthma attack, so I often had to use my inhaler due to the smokers on campus.

Smokers have been smoking next to the intake vents at the UH building where my office is located. At this area, there are clear makeshift ashtrays placed by the smokers to house their cigarette butts. The cigarette smoke may not bother others in the building, but it has caused me numerous asthma attacks. I am in my office more than eight hours a day and have been constantly using my inhaler. My doctor has prescribed yet another inhaler on top of what I'm taking to minimize my breathing problems and she has also recommended an air purifier. UH's Public Safety and Environmental Health and Safety Departments have been called, but they have articulated that they do not handle smoking-related problems. It is frustrating that I work at a smoke-free campus, yet suffer because this policy is not enforced. Smokers are allowed to violate policy at the expense of the university's students, faculty, staff, and visitors.

SB 134 will change how tobacco and smoking use will be enforced on campus. It will assist individuals like me who are medically affected by smoke and will give us a chance to breathe easier at our university.

*Mahalo* for allowing me to submit testimony.

Testimony Presented Before the House Committees on Health & Human Services and Higher Education Wednesday, March 21, 2018 at 10:00 am By May Rose I. Dela Cruz, DrPH

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SB 134 will change how tobacco and smoking use will be enforced on campus. It will assist individuals like me who are medically affected by smoke and will give us a chance to breathe easier at our university.

*Mahalo* for allowing me to submit testimony.

<u>SB-134-SD-1</u> Submitted on: 3/19/2018 4:31:44 PM

Testimony for HHS on 3/21/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing	
Jennifer Keliikuli	Individual	Support	No	

Comments:

Date: February 3, 2017

To: The Honorable Rosalyn Baker, Chair

The Honorable Clarence Nishihara, Vice Chair

Members of the Senate Committee on Commerce, Consumer Protection and Health

The Honorable Kaiali'i Kahele, Chair
The Honorable Michelle Kidani, Vice Chair
Members of the Senate Committee on Higher Education

From: < YOUR NAME, UH Campus (If applicable)

Re: Strong Support for SB 134, Relating to the University of Hawaii

Hrg: February 7, 2017 at 2:00 pm at Conference Room 224

Thank you for the opportunity to submit testimony in **SUPPORT** of SB 134 which urges the State of Hawai'i to prohibit smoking and tobacco use, including the use of electronic smoking devices, by any person on the premises of the University of Hawai'i.

There is no safe level of exposure to secondhand smoke and even minimal exposure can increase risk for multiple health conditions. Currently all students in Hawaii in grades K-12 are able to attend school on tobacco-free campuses. However without tobacco-free college campuses, University of Hawai'i students are no longer protected from the harmful effects of secondhand smoke. Our learning and working environment extends outside the classroom, which can expose us to secondhand smoke. Smoking and the use of electronic cigarettes are not conducive to a healthy learning environment and they can seriously compromise our health.

I strongly support SB 134 <explain in your own words why you think the University of Hawai'i becoming smoke-free is important, and why it is something you want. Example: "I strongly support SB 134 because I deserve to breathe clean, healthy air when I walk to and from my classes every day.">

Hawai'i has been a leader, protecting the public and its visitors from the dangers of secondhand smoke, and now, the State Legislature has the opportunity to protect everyone on the University of Hawai'i campuses, students, employees, and visitors from the harmful effects of secondhand smoke. As a result, it is imperative that we protect the health of all thousands of individuals throughout all 10 campuses of the University of Hawai'i by passing SB 134.

I am writing in support of **SB134**, **SD1**, which prohibits smoking and tobacco use on University of Hawaii premises. Tobacco use remains the single largest cause of preventable death and disease and is responsible for about one third of cancer deaths. Of the roughly 20 million college and university students in the United States, more than 1 million are projected to die prematurely from cigarette smoking.

Currently in the US there are 2,064 college campuses that have become smoke-free, and of these 1,736 are tobacco-free, with 1,649 also prohibiting the use of electronic cigarettes. Four states and one US territory have also passed State Laws requiring college campuses to be smoke-free.

While approximately 90% of smokers start by age 18, fully 99% start by age 26, underscoring the importance of supporting young adults with more effective prevention and cessation efforts while eliminating exposure to secondhand smoke and all tobacco use in their learning environments.

Jenna Gerikaku	
Print Name	
kaneone , Hawaii	96744
City	Zip Code

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As a student in high school, I believe that we need to promote positive health practices and protect myself, university students, university employees, and visitors from exposure to secondhand smoke and other potentially harmful substances, I urge you to support SB134, SD1, which would prohibit smoking, including the use of electronic smoking devices, and tobacco use on University of Hawaii premises.

Andrew Ota
Print Name

Honolulu, Hawaii 96817
City Zip Code

I am writing in support of **SB134**, **SD1**, which prohibits smoking and tobacco use on University of Hawaii premises. Tobacco use remains the single largest cause of preventable death and disease and is responsible for about one third of cancer deaths. Of the roughly 20 million college and university students in the United States, more than 1 million are projected to die prematurely from cigarette smoking.

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Ridge ha	da	
Print Name		
Milvlani	, <u>Hawaii</u>	96789
City		Zip Code

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kebecca	Aberilla	
Print Name		
Honolulu	, <u>H</u> awai <u>i</u>	વહન્ના
City		Zip Code

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Almee-Louis	e lee	
Print Name		
Kaiiva	, Hawaii	96739
City		Zip Code

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Print Name

Hawaii

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Print 1		poctolero	
Sait City	Lak	٠, <u>Hawaii</u>	91918 Zip Code

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Racanne K	moto	
Print Name		
HONOIUIU	, <u>Hawaii</u>	a6822
City		Zip Code



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KATGE TAN	neto	
Print Name		
Mililani	, <u>Hawaii</u>	16789
City	, 110011	Zip Code

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Melissa A. Yadila Print Name

1111-1611

VVI I M Hawaii

Zip Code

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Daint Manna

Wourfany, Hawaii

Zip Code

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Lynne Cullen
Print Name

Warpahy, Hawaii 96797
Zip Code

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Estrellita A Padilla Print Name

Mililaul, Hawaii 96789
City Zip Code

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PATRICIA	ITSUNO	
Print Name		
KANEOHI	, Hawaii	96744
City		Zip Code

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Leanne Anguiano
Print Name

Honolulu, Hawaii 96816

City Zip Code

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Jerrene Clanc

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Honolulu, Hawaii 96813
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Junn Kanawahim

City Hawaii AU174
Zip Code

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NEMIA VAUGUO

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Print Name

Miliani, Hawaii

City

Print Name

26189

Zip Code

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Print Name

Hawaii

City

Print Name

2686

Zip Code

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Print Name

Kapolei, Hawaii 96707

Zip Code

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Kancohe, Hawaii 96744

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Rarissa louic
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HONOLULU, Hawaii 016814

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Hawaii Q6816

City Zip Code

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Ismael	Membrere	
Print Name		
<u>Phinolulu</u> City	, <u>Hawaii</u>	76817 Zip Code

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<u>Kláng Kageyawa</u>
Print Name

Honshelm, Hawaii Gly Zip Code

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Chalsea Jane Contales

Print Name

Honold , Hawaii 26822

City Zip Code

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Honoluly, Hawaii 96822
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Ashloy Lawh	N	
Print Name		
Honolulu	_, <u>Hawaii</u>	90021
City		Zip Code

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Print Name

Konua, Hawaii

City

Zip Code

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ASHLY CMOV
Print Name

Hovolulu, Hawaii auglb Zip Code

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Mathieu Higa

Honololo, Hawaii 9(822 Zip Code

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Print Name

Siu Fung Faing

Hawaii 96819

City Zip Code

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Manyama Treyn Manyama

Eva Beach, Hawaii 96706

City Zip Code

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Maile Pomano
Print Name

Hawaii 96825
Zip Code

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Sabrina Medina Print Name

Honolulu, Hawaii 06822 Zip Code

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Vichelle Smith
Print Name

Nillani, Hawaii 96789

City Zip Code

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Brookynn Price
Print Name

Hawaii 96822
Zip Code

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Honolulu, Hawaii

Zip Code

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Print Name		
	, <u>Hawaii</u>	
City	, <u>114 waai</u>	Zip Code

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Elizabeth Tam

Print Name

Hawaii

City

Zip Code

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Jennah Laka	Mana	
Print Name		
Waipanu	, Hawaii	96197
City		Zip Code

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Sheu Yun		
Print Name		
blorolul	, Hawaii	96863
City		Zip Code

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Facre kaneshiro	
Print Name	
Palla Hawaii	96734
City	Zip Code

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Print Name

Laveone, Hawaii 96744

City Zip Code

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Handluly, Hawaii
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Zip Code

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Print Name

Howay A. Hawaii 968 17

City Zip Code

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Much Child, Hawa

Zip Code

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Print Name

 $\frac{A1EA}{\text{City}}$ ,  $\frac{967c1}{\text{Zip Code}}$ 

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Almer Temshimm

Military Hawaii 7/489

City Zip Code

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Print Name

Vareone, Hawaii

Zip Code

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Nicole	Nakagawa	
Print Name		
Honolulu City	, <u>Hawaii</u>	96813 Zip Code

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Print Name

Honoluh, Hawaii 96814

City Zip Code

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Print Name

MINIANI, Hawaii

City

Table 2018

Table 2

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KELSEYDATS Print Name

KANEDHE, Hawaii 96744

City Zip Code

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TJ Hal	emano-Reed	
Print Name		
Kaneone	, Haw <u>aii</u>	a6744
City		Zip Code

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MUMNU GUNN Print Name		
HONDININ City	_, <u>Hawaii</u>	Zip Code

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Noah Hanohano Print Name

Kaheohe, Hawaii 96744
City Zip Code

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AINNIS MAGAILAN US
Print Name Kapolol , Hawaii Q6707
City Zip Code

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Valea haaikala
Print Name

EWA, Hawaii 96706
City Zip Code

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Taylov ( Print Name	)da	
Honolul U	, <u>Hawaii</u>	96829 Zip Code

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Javob Novin	690	
Print Name		
<u>Kumeohe</u> City	, <u>Hawaii</u>	96744 Zip Code



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Print Name Ryden Surni

Aîea , Hawaii G6701
City Zip Code

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Shane Hrano
Print Name

Honolul Hawaii 96816
Zip Code

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Ethan Lee		
Print Name		
Honolulu	, <u>Hawaii</u>	96821
City		Zip Code

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Print Name

Pear Cty, Hawaii 46782

Zip Code

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Reese	Kuni borka	
Print Na		
Kane	che , <u>Hawaii</u>	96794
City		Zip Code

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Print Name

Honoluly, Hawaii 96817

City

Zip Code

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Print Name

M V V V V, Hawai

Zip Code

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JUNIFOR Herandez Print Name

Howle July Hawaii 76814
Zip Code

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ABIGAIL	NuA	CLAVERIA	
Print Name			
Visnal		, Hawaii	96707
KAPOLE!		, <u>mawan</u>	Zip Code

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Print Name

WAIWAE, Hawaii 96792
Zip Code

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Samantha Sakihara Print Name

Honolulu, Hawaii 9672 City Zip Code

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SeiKo	idulega		
Print Na	me		
Hug		, Hawaii	a6720
City			Zip Code

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Mindy Higa
Print Name

Kaneone , Hawaii 96744
Zip Code

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HONOVV , Hawaii 768 7 Zip Code

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Caden Weaver
Print Name

Kaneohe, Hawaii 96744 City Zip Code

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Malia	SWartz	
Print Name		
Honolulu	, <u>Hawaii</u>	96825
City		Zip Code

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Emily Ma Print Name

 $\frac{\text{Honoly IV}}{\text{City}}$ ,  $\frac{\text{Hawaii}}{\text{Zip Code}}$ 

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Hawai

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ELENA SAKUGAWA

Print Name

MILILANI , Hawaii 76789

City Zin Code

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Teanete Koga Horen
Print Name

Hawaii 96822
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Kay Chin Print Name Honolulu, Hawaii 96825
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Hamaii 76846
City Zip Code

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Albert K. YAMANDACH - JA.
Print Name

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RENEE HIRANU

Honauy, Hawaii 96816
City Zip Code

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Edna Sondmura
Print Name

Warpaha, Hawaii 96797
Zip Code

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TRACY ANY SUNOMUNT
Print Name

\*\*Linclula\*\*, Hawaii | Part & Zip Code

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Scan Hiramo

Nordy M, Hawaii 2646
Zip Code

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Jay '	Maehara		
Print Nar	ne		
Hono	olulu	, Hawaii	96817
City			Zip Code

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Laide mo	Meda	
Print Name		
MICO	, Hawaii	9670)
City		Zip Code

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Print Name

KANUA, Hawaii 96734

City Zip Code

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ANGELA AMOROGO ABINALES
Print Name

HONOLULM, Hawaii 96822 City Zip Code

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Print Name

Honolyy, Aguada

Print Name

GG19

Zip Code

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Reito Sh	praishi	
Print Name		
Homolulu	, Hawaii	96818
City		Zip Code

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KYIIO Trang		
Print Name		
Hanoinin	, Hawaii	96826
City		Zip Code

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Tamryn Yamamoto
Print Name

Pearl City, Hawaii 96782

City Zip Code

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Hawa, Hawa

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Drint Name

huncone, Hawai

Zip Code

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Christian Burgess

Kancohel, Hawaii 96744

City Zip Code

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SeiKo	invierd		
Print Na	me		
HIN		, Hawaii	a6720
City			Zip Code

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HONOLUL, Hawaii 9181
Zip Co

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Samantha Sakihara Print Name

Honolulu, Hawaii 96822
Zip Code

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Print Name

WAINAE, Hawaii 96792
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ABIGAIL	ANN	CLAVERIA	
Print Nam	e		
KAPOLEI		, <u>Hawaii</u>	96707
City			Zip Code

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Print Name

TOANME MAITO

 $\frac{A18A}{\text{City}}$ ,  $\frac{967c1}{\text{Zip Code}}$ 

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Hawa

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Howard July , Hawaii 968 17

City Zip Code

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JhMfbr Hlmandez Print Name

Howali 76814
City Hawaii 76814
Zip Code

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City Zip Code

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Reese	Kuni don	ka	<u> </u>
Print Na	me	•	
Kame	eho	, <u>Hawaii</u>	96794
City			Zip Code

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Print Name

Pear City, Hawaii 46782

Zip Code

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Tererny Oyer

Print Name \( \)

Kancone , Hawaii \( \frac{96744}{\text{Zip Code}} \)

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Ethan Lee	,	
Print Name		
Honolulu	, <u>Hawaii</u>	96821
City		Zip Code

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Shane Hrano
Print Name

Hawaii 96816
Zip Code



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Print Name

Aîea , Hawaii 46701

City Zip Code

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Javoo	Novimo 70		<u> </u>
Print Nam	e		
Kuneol	ne	, Hawaii	96744
City			Zip Code

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Taylor Oda		
Print Name		
Honolul U	_, <u>Hawaii</u>	96829 Zip Code

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AIDXIS MOOK	allan os	
Print Name		
Kabolel	, Hawaii	96707
City		Zip Code

# 0

## TESTIMONY IN SUPPORT OF SB134, SD1 RELATING TO THE UNIVERSITY OF HAWAII

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Print Name Urato

Aila, Hawaii 9670

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Nalea haaikala

Ewa , Hawaii 96706 City Zip Code

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Melanie Gus	Mi	
Print Name		
HONDININ	, Haw <u>aii</u>	46819
City		Zip Code

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Noah Hanohano
Print Name

Kaheoke, Hawaii 96744
City Zip Code

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KELSEYDATI

KANEDHE, Hawaii 96744 City Zip Code

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TJ	Halema	no-Reed	
Print 1	Name		
Kan	eone	, Hawaii	a6-744
City			Zip Code

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Honoluh, Hawaii 96844

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MISSA Vaspor
Print Name

Miliani, Hawaii 76787

City Zip Code

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Almer Temshim

Militari , Hawaii OFF89
City Zip Code

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Sophie He	Pton	
Print Name		
Kareone	, Hawaii	96744
City		Zip Code

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Nicole	Nakagawa	
Print Name		
Honolulu	, <u>Hawaii</u>	96813
City		Zip Code

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Mindy High Print Name

Kaneohe , Hawaii 76744

Zip Code

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KIYA FERAV	SON	
Print Name		
Honolulu	, Ha <u>waii</u>	96817
City		Zip Code

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Caden Weaver
Print Name

Kaneohe , Hawaii 96744

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Malia s	Wartz	
Print Name		
Honolulu	, <u>Hawaii</u>	96825
City		Zip Code

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Emily Mu
Print Name

Honoly W, Hawaii 96821
Zip Code

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Print Name

MILILANI, Hawaii

City

Zip Code

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Teonette Koga Horen
Print Name

Handulu, Hawaii 96822 Zip Code

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Honolulu, Hawaii 96825

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JINJA WOOLLARD

Print Name

City, Hawaii 76846
Zip Code

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Horro, Hawaii

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Albert K. YANAWMING JA.
Print Name

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RENEE HIRANU

Honauy, Hawaii 968-16
City Zip Code

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Print Name

Dupola, Hawaii 96797

Zip Code

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TRACY AND SUNOMUNT Print Name

City, Hawaii 9616 Zip Code

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Sean Hirano

Nordy M, Hawaii 2646

City Zip Code

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Joy Maeha	ra	
Print Name		
Honolulu	, Hawaii	96817
City		Zip Code

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palge m	ayeda	
Print Name		
ALCO	, <u>Hawaii</u>	9670
City		Zip Code

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Print Name

KANNA

City

August 46734

Zip Code

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ANGELA AMOROSO ABINALES
Print Name

HONOLULM, Hawaii 96822

City Zip Code

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Abraham M. Fyilmoto
Print Name

<u>Hawaii</u> 96744 City , <u>Hawaii</u> 21p Code

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Print Name

Honoluly, Hawaii

City

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Reiko Shira	ishi
Print Name	
Homolulu	Hawaii 96818
City	Zip Code

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KYIJE Trang		
Print Name		
HONOININ	, <u>Hawaii</u>	96826
City		Zip Code

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Tamryn Yamamoto
Print Name

Pearl City, Hawaii 96782

City Zip Code

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Print Name

Kancone, Hawaii 26744

Zip Code

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Christian Burgess Print Name

Kancohel, Hawaii 96744

City Zip Code

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JOHANNA	BENG .	
Print Name		
HONOLULU	<u>, Hawaii</u>	96822
City		Zip Code

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Adia Ainsworth
Print Name

Range Kange Hawaii 96744

City Zip Code

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Colby Fuce	?	
Print Name		
Kaslua	, Hawaii	96734
City		Zip Code

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Christian Kuwaye

Kongohe, Hawaii O6744
Zip Code



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Tittony Leung		
Print Name		
Man alake		ALQ 1-1
Honolulu	<u>, Hawaii</u>	96817
City		Zip Code

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Stella	MM	
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HONOIUIU	, Hawai	96817
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Cole Galicina 3 Mark 2 hong Print Name

Millani, Hawaii 76789

Zip Code

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| Mea , Hawaii | Zip Code

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Kristin Mon	ÍZ	
Print Name		-
HONOIU]U	_, <u>Hawaii</u>	90810 Zip Code

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Timothy	Chang		
Print Name			***************************************
Honolulu	,	Hawaii	96816
City			Zip Code

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MAK

Honolulu, Hawaii

Zip Čode



Date: March 20, 2018

To: The Honorable John M. Mizuno, Chair

The Honorable Bertrand Kobayashi, Vice Chair

Members of the House Committee on Health & Human Services

The Honorable Angus L. K. McKelvey, Chair The Honorable Mark J. Hashem, Vice Chair

Members of the House Committee on Higher Education

From: Members of the EDEP 411 Class

Re: Strong Support for SB 134, SD1, Relating to the University of Hawai'i

Hrg: Wednesday, March 21, 2018 at 10:00am at Conference Room 309

Thank you for the opportunity to submit testimony in **SUPPORT** of SB 134, SD1, which prohibits smoking and tobacco use, including the use of electronic smoking devices, by any person on University of Hawai'i premises.

EDEP 411: Health and Wellness Issues in Higher Education is a class that focuses on theory and research related to adolescent/young adult development, particularly health issues of college students. Throughout our college careers, we have been learning how to incorporate this knowledge. Even though everyone in this class comes from different backgrounds, some of the main concerns we found were how secondhand smoke affects everyone on campus, and the consistency of tobacco policy throughout the UH system. Over the last couple years, we have noticed a decrease in the use of cigarettes, but we think that if a State law prohibits tobacco use on campus, the ban of tobacco on college campuses will be more powerful.

The University of Hawai'i at Manoa is a Division One school which means that we have a lot of student athletes. We should be able to protect our athletes and other students by preventing secondhand smoke on campus. Our University of Hawai'i system consists of ten campuses where the majority of students are under the age of 21. If we are able to ban tobacco use across all campuses, we are also helping to uphold the legal tobacco age.

Tobacco, regardless of who consumes it, can lead to serious illnesses including cancer, heart disease, stroke, lung disease, and emphysema. Tobacco use on campus not only affects the people smoking, but also the people who have to pass through the secondhand smoke. The smell is bothersome, but most importantly, tobacco smoke is carcinogenic. We don't want to have to walk through campus smelling smoke and neither do the thousands of other students, faculty, staff, and visitors that frequent UH campuses. Smoking is a choice, but having to walk through it shouldn't be.

Mahalo for supporting SB 134, SD1.

Aloha on behalf of the EDEP 411 class,

Femke Aan, Briahn Brown, Christian Labrack, Calvin Le, Kate Magno, Molin Mo, Nicole Perez Barraza, John Schoebel, Ashley Van Allen, and Janny Wu