

STAND. COM. REP. NO.

1269

Honolulu, Hawaii

, 2021

MAR 24

RE: H.R. No. 67

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Health, Human Services, & Homelessness, to which was referred H.R. No. 67 entitled:

"HOUSE RESOLUTION REQUESTING THE UNITED STATES FOOD AND DRUG ADMINISTRATION TO PROMOTE TRANSPARENCY AND ENFORCEMENT BY IMMEDIATELY PUBLISHING PREMARKET TOBACCO PRODUCT APPLICATIONS,"

begs leave to report as follows:

The purpose of this measure is to request the United States Food and Drug Administration promote transparency and enforcement by immediately publishing Premarket Tobacco Product Applications.

Your Committee received testimony in support of this measure from Hawaii COPD Coalition, Coalition for a Tobacco-Free Hawai'i, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that e-cigarettes and electronic nicotine delivery systems are aggressively marketed to vulnerable youth users. Your Committee further finds that the Food and Drug Administration required all sellers and manufacturers of new tobacco products, including e-cigarettes and electronic nicotine delivery systems, to submit a Premarket Tobacco Product Application by September 9, 2020. However, your Committee finds that, to date, only three separate entities have successfully received marketing orders since 2015, leaving a gap between

2021-2717 HR67 HSCR HMSO



current federally approved e-cigarette sellers and non-compliant sellers or non-applicants. Furthermore, to date, no e-cigarette or electronic nicotine delivery system product has been approved by the Food and Drug Administration through its six-stage process of Premarket Tobacco Product Marketing Application review.

As affirmed by the record of votes of the members of your Committee on Health, Human Services, & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 67 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on
behalf of the members of the
Committee on Health, Human
Services, & Homelessness,



RYAN I. YAMANE, Chair



