

STAND. COM. REP. NO. 3897

Honolulu, Hawaii

APR 08 2022

RE: H.B. No. 1570  
H.D. 1  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committees on Commerce and Consumer Protection and Ways and Means, to which was referred H.B. No. 1570, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE YOUTH VAPING EPIDEMIC,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Ban the sale of flavored tobacco products and mislabeled e-liquid products; and
- (2) Establish fines.

Your Committees received testimony in support of this measure from the Department of Education, University of Hawai'i Student Health Advisory Council, Hawai'i State Teachers Association, Hawai'i Association of Independent Schools, The Man Cave, Pediatric Therapies Hawai'i, Hawai'i Children's Action Network Speaks!, Kaho'omiki, Hawai'i COPD Coalition, Ala Moana-Kaka'ako Neighborhood Board No. 11, Keiki Injury Prevention Coalition, Hawai'i Interscholastic Athletic Directors Association, Hawai'i Dental Association, Opportunity Youth Action Hui, Hamakua Health Center, Hawai'i Public Health Institute, Pop Warner Hamakua Cougars Football Team, Save Medicaid Hawai'i, Coalition for a Tobacco-Free



Hawai'i Youth Council, seventy-one individuals, and a petition signed by one hundred fifty-eight principals and vice principals of various schools across the State within the Department of Education. Your Committees received testimony in opposition to this measure from the Department of Health; American Heart Association; American Cancer Society Cancer Action Network; Consumer Choice Center; Americans for Tax Reform; Cigar Association of America, Inc.; Cigarettes and Things; Marukin Market; Hawai'i Smokers Alliance; Retail Merchants of Hawai'i; and thirty-seven individuals. Your Committees received comments on this measure from the Department of the Attorney General, Hawai'i Substance Abuse Coalition, Hawai'i Petroleum Marketers Association, AlohaCare, Campaign for Tobacco-Free Kids, Hawai'i Food Industry Association, Hawai'i Youth Services Network, and five individuals.

Your Committees find that the pervasive use of flavored tobacco products among youth has been proven to be the entry point for youth to start smoking and is causing the addiction of entire generations to harmful nicotine products. The use of e-smoking products among youth, especially in Hawai'i, is at epidemic levels. Candy-flavored and menthol tobacco products mask the harsh flavor of tobacco and have been directly marketed by the tobacco companies to youth and people of color, which has resulted in significant health disparities and inequities in these communities across State. Studies have further shown that adolescence is a time of crucial brain development, and that nicotine exposure among young adults can cause significant harm. Your Committees therefore find that banning flavored tobacco products and synthetic nicotine products is imperative to protecting the health and well-being of the State's communities and youth.

As affirmed by the records of votes of the members of your Committees on Commerce and Consumer Protection and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1570, H.D. 1, S.D. 1, and recommend that it pass Third Reading.



Respectfully submitted on  
behalf of the members of the  
Committees on Commerce and  
Consumer Protection and Ways  
and Means,

  
DONOVAN M. DELA CRUZ, Chair

  
ROSALYN H. BAKER, Chair



The Senate  
Thirty-First Legislature  
State of Hawai'i

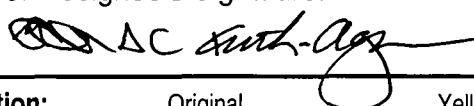
**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:	Committee Referral:	Date:		
HB 1570, HD 1, SD 1	HTH / EDU, CPN / WAM	04-07-2022		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310	<input type="checkbox"/> Recommit 2313	
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	/			
CHANG, Stanley (VC)	/			
DECOITE, Lynn	/			
NISHIHARA, Clarence K.	/			
RIVIERE, Gil				/
SAN BUENAVENTURA, Joy A.				/
FEVELLA, Kurt	/			
<b>TOTAL</b>	5	-	-	2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<i>Clarence K. Nishihara</i>				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

\*Only one measure per Record of Votes

The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <b>HB 1570, HD1, SD1</b>	Committee Referral: <b>HTH/EDU, CPN/WAM</b>	Date: <b>4/7/22</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MISALUCHA, Bennette E.	X			
MORIWAKI, Sharon Y.	X			
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
<b>TOTAL</b>	<b>11</b>			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

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