

STAND. COM. REP. NO.

747

Honolulu, Hawaii

FEB 14 , 2025

RE: H.B. No. 380
H.D. 1

Honorable Nadine K. Nakamura
Speaker, House of Representatives
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Madame:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 380, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE REGULATION OF TOBACCO PRODUCTS,"

begs leave to report as follows:

The purpose of this measure is to repeal existing laws that:

- (1) Declare the sale of cigarettes, tobacco products, and electronic smoking devices a statewide concern; and
- (2) Preempt all local ordinances and regulations that regulate the sale of cigarettes, tobacco products, and electronic smoking devices.

Your Committee received testimony in support of this measure from the Department of the Attorney General; Department of Health; two members of the Kaua'i County Council; one member of the Hawai'i County Council; Hawai'i State Association of Counties; Hawaii COPD Coalition; Hawai'i Primary Care Association; Hawaii Substance Abuse Coalition; Hawai'i Public Health Association; American Cancer Society Cancer Action Network; Friends of Kamalani & Lydgate Park; Lokahi Treatment Centers; Mala Hanai Pua LLC; Coalition for a Tobacco-Free Hawai'i; Hawaii Association of Independent Schools; Hamakua Health Center Inc.; Tobacco-Free Kids Action Fund; Hawaii

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Dental Association; Hawai'i Public Health Institute; AlohaCare; Hawai'i Health & Harm Reduction Center; and numerous individuals. Your Committee received testimony in opposition to this measure from Retail Merchants of Hawaii; BMA Mart; Discount Smoke Shop Hawaii; Bionic Petroleum; No. 1 Store; China Town Liquor; Wawa Market; R&K Liquor; Marukin Market; Cigarettes & Things; Hawaii Smokers Alliance; Cigar Association of America, Inc.; Americans for Tax Reform; S&K Wholesale; Kilani Market; and six individuals. Your Committee received comments on this measure from Tax Foundation and ABC Stores.

Your Committee finds that innovative, community-based solutions are needed to address tobacco-related disparities across the State. Your Committee further finds that Hawaii's local communities have been historically successful in adopting strong, innovative public health and tobacco control policies that changed social norms across the State.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 380, H.D. 1, and recommends that it be referred to your Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,



DAVID A. TARNAS, Chair



