

Honolulu, Hawaii
February 28, 2014

RE: H.B. No. 2577
H.D. 2

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2577, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC HOUSING,"

begs leave to report as follows:

The purpose of this measure is to prohibit smoking anywhere in a public housing project, except in a designated smoking area not less than 20 feet from any building or common area, by:

- (1) Requiring any lease, rental agreement, permit, or license to have a provision that prohibits smoking by tenants and guests anywhere in the public housing project;
- (2) Making the violation of the smoking prohibition grounds for termination and eviction; and
- (3) Requiring the Authority to adopt rules for the administration of the prohibition on smoking.

The Department of Health, Coalition for a Tobacco-Free Hawaii, and several concerned individuals testified in support of this measure. The Hawaii Chapter of the Community Associations Institute testified in opposition to this measure. Hawaii Public Housing Authority provided comments on this measure.

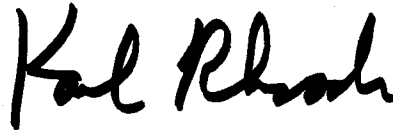


Your Committee has amended this measure by:

- (1) Requiring that the designated smoking areas, if any, be located no less than 25 feet from any building, instead of not less than 20 feet from any building or common area; and
- (2) Making the Hawaii Public Housing Authority's rulemaking authority permissive instead of mandatory.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2577, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2577, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



KARL RHOADS, Chair



Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 2577, HD 1	Committee Referral: HSG, JUD	Date: 2/25/14
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The committee is reconsidering its previous decision on the measure.

The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold
 Pass short form bill with HD to recommit for future public hearing (recommit)

JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	/			
2. HAR, Sharon E. (VC)				/
3. BELATTI, Della Au	/			
4. BROWER, Tom	/			
5. CREAGAN, Richard	/			
6. ITO, Ken				/
7. KAWAKAMI, Derek S.K.	/			
8. LEE, Chris				/
9. NAKASHIMA, Mark M.				/
10. TSUJI, Clift	/			
11. WOOLEY, Jessica				/
12. MCDERMOTT, Bob			/	
13. THIELEN, Cynthia	/			
TOTAL (13)	8		1	5

The recommendation is: Adopted Not Adopted
 If joint referral, _____ did not support recommendation.
 committee acronym(s)

Vice Chair's or designee's signature: _____