

Honolulu, Hawaii

**MAR 23** , 2018

RE: S.B. No. 134  
S.D. 1  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sir:

Your Committees on Health & Human Services and Higher Education, to which was referred S.B. No. 134, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,"

beg leave to report as follows:

The purpose of this measure is to promote positive health practices and protect University of Hawaii students, employees, and visitors from exposure to secondhand smoke and other potentially harmful substances by prohibiting smoking, including the use of electronic smoking devices, and tobacco use on all University of Hawaii premises. This measure also provides that these smoking and tobacco use prohibitions are not subject to collective bargaining.

The Department of Health, American Heart Association, University of Hawaii Student Health Advisory Council, Hawai'i Public Health Institute Coalition for a Tobacco-Free Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Breathe Aloha Club at the University of Hawaii at Manoa, American Cancer Society Cancer Action Network, Keiki Injury Prevention Coalition, and numerous concerned individuals supported this measure. The University of Hawaii and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments.



Your Committees have amended this measure by:

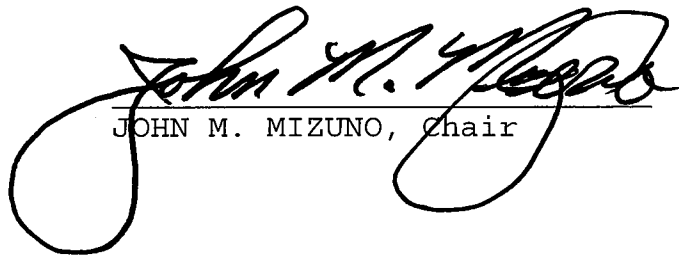
- (1) Deleting the provisions that prohibited the subject of smoking and tobacco use on the premises of University of Hawaii facilities from collective bargaining negotiations;
- (2) Making it effective upon its approval; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 134, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 134, S.D. 1, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Respectfully submitted on  
behalf of the members of the  
Committees on Health & Human  
Services and Higher Education,



ANGUS L.K. MCKELVEY, Chair



JOHN M. MIZUNO, Chair





State of Hawaii  
House of Representatives  
The Twenty-ninth Legislature

HSCR 1408-18

**Record of Votes of the Committee on Higher Education**

Bill/Resolution No.: <b>SB134 SDI</b>	Committee Referral: <b>HHS/HED, LAB</b>	Date: <b>3/21/18</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HED Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. HASHEM, Mark J. (VC)	✓			
3. CREAGAN, Richard P.				✓
4. ING, Kaniela				✓
5. KONG, Sam Satoru	✓			
6. LEARMONT, Lei R.	✓			
7. OHNO, Takashi	✓			
8. ONISHI, Richard H.K.	✓			
9. QUINLAN, Sean				✓
10. WOODSON, Justin H.	✓			
11. MATSUMOTO, Lauren Kealohilani				✓
<b>TOTAL (11)</b>	<b>7</b>			<b>4</b>
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small style="margin-left: 100px;">committee acronym(s)</small>				
<b>Vice Chair's or designee's signature:</b> <u>Mark J. Hash</u>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				