
A BILL FOR AN ACT

RELATING TO PUBLIC SAFETY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that a special fund needs
2 to be established for the state fire council for administration
3 of the reduced ignition propensity cigarette program. Money for
4 the fund should come from the fees collected by the state fire
5 council under the program as provided for in section 132C-4,
6 Hawaii Revised Statutes. Since the program's implementation on
7 September 30, 2009, approximately \$390,000 has been collected.
8 The special fund will be used to fund staff positions within the
9 state fire council for an administrator and an assistant to
10 execute the statutory duties of the program.

11 SECTION 2. Chapter 132C, Hawaii Revised Statutes, is
12 amended by adding a new section to be appropriately designated
13 and to read as follows:

14 "§132C- Reduced ignition propensity cigarette program
15 special fund. (a) There is established in the state treasury a
16 reduced ignition propensity cigarette program special fund, into
17 which shall be deposited all moneys collected by the state fire
18 council from the reduced ignition propensity cigarette program



1 pursuant to section 132C-4. All interest earned or accrued on
2 moneys deposited in the fund shall become part of the fund.

3 (b) Moneys in the reduced ignition propensity cigarette
4 program special fund shall be administered and expended by the
5 state fire council to defray the actual cost of activities and
6 requirements of section 132C-4 by employing one full-time
7 administrator and one full-time assistant whose duties include:

- 8 (1) Adopting administrative rules for program
9 implementation, establishing compliance inspections,
10 and approving forms and enforcement procedures and
11 guidelines;
- 12 (2) Receiving, verifying, and approving certifications for
13 different brands and styles of cigarettes from the
14 manufacturers;
- 15 (3) Compiling a list of approved brands of cigarettes,
16 verifying tax stamp compliance with the department of
17 the attorney general, and posting the list on a state
18 website;
- 19 (4) Reviewing and approving, as needed, any alternative
20 test methods or fire standard compliance markings
21 submitted by the manufacturer; and



1 (5) Submitting compliance tests to an accredited lab to
2 verify that performance standards have been met, if
3 needed."

4 SECTION 3. Section 132C-4, Hawaii Revised Statutes, is
5 amended by amending its title and subsection (a) to read as
6 follows:

7 "[+] §132C-4 [+] Certification; marking[-]; administration.

8 (a) Each manufacturer shall submit to the state fire council
9 written certification attesting that each cigarette has been
10 tested in accordance with, and has met the performance standard
11 required under section 132C-3. The description of each
12 cigarette listed in the certification shall include:

- 13 (1) The brand or trade name on the package;
- 14 (2) Style, such as light or ultra light;
- 15 (3) Length in millimeters;
- 16 (4) Circumference in millimeters;
- 17 (5) Flavor, such as menthol, if applicable;
- 18 (6) Filter or nonfilter;
- 19 (7) Package description, such as a soft pack or box;
- 20 (8) The mark approved pursuant to subsection (b);



1 (9) The name, address, and telephone number of the
2 laboratory, if different than the manufacturer that
3 conducted the test; and

4 (10) The date that the testing occurred.

5 Each cigarette certified under this subsection shall be
6 recertified every three years. For each cigarette listed in a
7 certification, a manufacturer shall pay to the state fire
8 council a \$375 fee[-] to be deposited into the reduced ignition
9 propensity cigarette program special fund under section 132C- .
10 The state fire council is authorized to annually adjust this fee
11 to ensure it defrays the actual costs of the administration and
12 staffing requirements and processing, testing, enforcement,
13 inspection, and oversight activities required by this chapter.

14 The certifications shall be made available to the attorney
15 general for purposes consistent with this chapter."

16 SECTION 4. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

18 SECTION 5. This Act shall take effect on July 1, 2011.



Report Title:

Fire Protection; Reduced Ignition Propensity Cigarette Program
Special Fund

Description:

Establishes a reduced ignition propensity cigarette program special fund for the state fire council to administer and provide staff for the reduced ignition propensity cigarette program. Effective 07/01/2011. (SD2)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

