

JAN 19 2007

A BILL FOR AN ACT

RELATING TO CIGARETTE TAX.

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

1 SECTION 1. The purpose of this Act is to clarify that the
2 moneys earmarked from the cigarette tax collected on each
3 cigarette sold pursuant to section 245-15, Hawaii Revised
4 Statutes, for deposit into the Hawaii cancer research special
5 fund, the trauma system special fund, the emergency medical
6 services special fund, and the community health centers special
7 fund shall be assessed on a per cigarette basis. In addition,
8 this Act ensures that moneys are earmarked for each special fund
9 through 2011 and beyond.

10 SECTION 2. Section 245-15, Hawaii Revised Statutes, is
11 amended to read as follows:

12 "§245-15 Disposition of revenues. All moneys collected
13 pursuant to this chapter shall be paid into the state treasury
14 as state realizations to be kept and accounted for as provided
15 by law; provided that, of the moneys collected under the tax
16 imposed pursuant to section 245-3(a) that represents the
17 difference between the 7.0 cents for each cigarette sold, used,



1 or possessed by a wholesaler or dealer under section [245-
2 ~~3(a)(1)~~] 245-3(a)(4) and the amount of tax imposed and collected
3 on each cigarette sold, used, or possessed by a wholesaler or
4 dealer under [~~section 245-3(a)(2), (3), (4), (5), (6), and (7)~~]
5 the following:

6 (1) [~~From~~] Section 245-3(a)(5), from September 30, 2006,
7 to September 29, 2007, 1.0 cent per cigarette shall be
8 deposited to the credit of the Hawaii cancer research
9 special fund, established pursuant to section [~~+~~]304A-
10 2168 [~~+~~], for research and operating expenses;

11 (2) [~~From~~] Section 245-3(a)(6), from September 30, 2007,
12 to September 29, 2008:

13 (A) 1.5 cents per cigarette shall be deposited to the
14 credit of the Hawaii cancer research special
15 fund, established pursuant to section
16 [~~+~~]304A-2168 [~~+~~], for research and operating
17 expenses; [~~and~~]

18 (B) 0.25 cents [~~of the moneys~~] per cigarette shall be
19 deposited to the credit of the trauma system
20 special fund established pursuant to section
21 321-22.5; and



1 (C) 0.25 cents [~~of the moneys~~] per cigarette shall be
2 deposited to the credit of the emergency medical
3 services special fund established pursuant to
4 section 321-234;

5 (3) [~~From~~] Section 245-3(a)(7), from September 30, 2008,
6 to September 29, 2009:

7 (A) 2.0 cents per cigarette shall be deposited to the
8 credit of the Hawaii cancer research special
9 fund, established pursuant to section
10 ~~[+]~~304A-2168~~[+]~~, for research and operating
11 expenses; ~~and~~

12 (B) 0.5 cents [~~of the moneys~~] per cigarette shall be
13 deposited to the credit of the trauma system
14 special fund established pursuant to section
15 321-22.5;

16 (C) 0.25 cents [~~of the moneys~~] per cigarette shall be
17 deposited to the credit of the community health
18 centers special fund; and

19 (D) 0.25 cents [~~of the moneys~~] per cigarette shall be
20 deposited to the credit of the emergency medical
21 services special fund established pursuant to
22 section 321-234;



1 (4) [~~From~~] Section 245-3(a)(8), from September 30, 2009,
2 to September 29, 2010:

3 (A) 2.0 cents per cigarette shall be deposited to the
4 credit of the Hawaii cancer research special
5 fund, established pursuant to section
6 [~~+~~]304A-2168[~~+~~], for research and operating
7 expenses; [~~and~~]

8 (B) 0.75 cents [~~of the moneys~~] per cigarette shall be
9 deposited to the credit of the trauma system
10 special fund established pursuant to section
11 321-22.5;

12 (C) 0.75 cents [~~of the moneys~~] per cigarette shall be
13 deposited to the credit of the community health
14 centers special fund; and

15 (D) 0.5 cents [~~of the moneys~~] per cigarette shall be
16 deposited to the credit of the emergency medical
17 services special fund established pursuant to
18 section 321-234;

19 (5) [~~From~~] Section 245-3(a)(9), from September 30, 2010,
20 to September 29, 2011:

21 (A) 2.0 cents per cigarette shall be deposited to the
22 credit of the Hawaii cancer research special



1 fund, established pursuant to section
2 [†]304A-2168[†], for research and operating
3 expenses; [and]

4 (B) 1.0 cent [~~of the moneys~~] per cigarette shall be
5 deposited to the credit of the trauma system
6 special fund established pursuant to section
7 321-22.5;

8 (C) 1.0 cent [~~of the moneys~~] per cigarette shall be
9 deposited to the credit of the community health
10 centers special fund; and

11 (D) 1.0 cent [~~of the moneys~~] per cigarette shall be
12 deposited to the credit of the emergency medical
13 services special fund established pursuant to
14 section 321-234; and

15 (6) [~~From~~] Section 245-3(a)(10), from September 30, 2011,
16 and thereafter:

17 (A) 2.0 cents per cigarette shall be deposited to the
18 credit of the Hawaii cancer research special
19 fund, established pursuant to section
20 [†]304A-2168[†], for research and operating
21 expenses; [and]



1 (B) 1.5 cents [~~of the moneys~~] per cigarette shall be
 2 deposited to the credit of the trauma system
 3 special fund established pursuant to section
 4 321-22.5;

5 (C) 1.25 cents [~~of the moneys~~] per cigarette shall be
 6 deposited to the credit of the community health
 7 centers special fund; and

8 (D) 1.25 cents [~~of the moneys~~] per cigarette shall be
 9 deposited to the credit of the emergency medical
 10 services special fund established pursuant to
 11 section 321-234.

12 The department shall provide an annual accounting of these
 13 dispositions to the legislature."

14 SECTION 3. Statutory material to be repealed is bracketed
 15 and stricken. New statutory material is underscored.

16 SECTION 4. This Act shall take effect upon its approval.

17

INTRODUCED BY:

Will Syer *Norman Sakamoto* *Randy de Bak*
Richard M. Spedden *J. Lee Gosh*
Russell Koff *St. L.*
Carol Zukerman *Shianne Chun Oakland*
Amiel Yoko *Jimm*
Kotman



Report Title:

Health Research; Cigarette Tax

Description:

Clarifies that the cigarette tax money earmarked to fund the cancer research center of Hawaii, emergency medical services, trauma care, and community health centers shall be calculated on a per cigarette basis.

