
A BILL FOR AN ACT

RELATING TO PUBLIC SAFETY.

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

1 SECTION 1. Chapter 132C, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§132C- Reduced ignition propensity cigarette program

5 special fund. (a) There is established a reduced ignition
6 propensity cigarette program special fund into which shall be
7 deposited the moneys collected pursuant to section 132C-4.

8 All interest earned or accrued on moneys deposited in the fund
9 shall become part of the fund. The fund shall be administered
10 by the state fire council.

11 (b) Subject to legislative authorization, the state fire
12 council may expend moneys from the fund to defray the actual
13 cost of activities and requirements provided in subsections 132-
14 16(c) and 132C-4(a); provided that all unencumbered and
15 unexpended moneys in excess of \$ remaining on balance
16 in the reduced ignition propensity cigarette program special
17 fund at the close of June 30 of each year shall lapse to the
18 credit of the state general fund."



1 SECTION 2. Section 132-16, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending its title to read:

4 "§132-16 State fire council; composition; administrative
5 staff; budget; functions."

6 2. By amending subsection (c) to read:

7 "(c) The state fire council may also:

- 8 (1) Appoint advisory committees [~~comprised~~] composed of
9 representatives from each county fire department to
10 assist in drafting the state fire code and
11 coordinating statewide training, data collection, and
12 contingency planning needs for firefighters; [~~and~~]
- 13 (2) Advise and assist the county fire departments where
14 appropriate, may prescribe standard procedures and
15 forms relating to inspections, investigations, and
16 reporting of fires, may approve plans for cooperation
17 among the county fire departments, and may advise the
18 governor and the legislature with respect to fire
19 prevention and protection, life safety, and any other
20 functions or activities for which the various county
21 fire departments are generally responsible[~~-~~]; and



1 (3) Employ an administrator and administrative assistant,
2 without regard to chapters 76 and 89, at the
3 discretion of the state fire council. The
4 administrator shall have full power to administer the
5 affairs of the state fire council, subject to the
6 direction and approval of the state fire council. The
7 state fire council shall determine the compensation
8 for the administrator and the administrative
9 assistant. The administrator shall be responsible
10 for:

- 11 (A) Daily operations of the state fire council;
- 12 (B) Administering the adoption of the state fire
13 code;
- 14 (C) Applying for and expending federal grant and
15 assistance for fire-related projects;
- 16 (D) Administering the reduced ignition propensity
17 cigarette program under chapter 132C;
- 18 (E) Coordinating statewide fire and life safety
19 training, education, and data collection; and
- 20 (F) Other related duties as directed by the council;

21 provided that the budgetary requirements for conducting meetings
22 and other related functions of the state fire council, including



1 the salaries of the administrator and administrative assistant,
2 shall be included in the budget of the department of labor and
3 industrial relations."

4 SECTION 3. Section 132C-4, Hawaii Revised Statutes, is
5 amended as follows:

6 1. By amending its title to read:

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

8 2. By amending subsection (a) to read:

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

- 14 (1) The brand or trade name on the package;
- 15 (2) Style, such as light or ultra light;
- 16 (3) Length in millimeters;
- 17 (4) Circumference in millimeters;
- 18 (5) Flavor, such as menthol, if applicable;
- 19 (6) Filter or nonfilter;
- 20 (7) Package description, such as a soft pack or box;
- 21 (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. The state fire council is authorized to
9 annually adjust this fee to ensure it defrays the actual costs
10 of the administration, processing, testing, enforcement,
11 inspection, staffing requirements, and oversight activities
12 required by this chapter.

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

15 SECTION 4. There is appropriated out of the general
16 revenues of the State of Hawaii the sum of \$ or so
17 much thereof as may be necessary for fiscal year 2010-2011 to be
18 deposited into the reduced ignition propensity cigarette program
19 special fund created in section 1 of this Act.

20 SECTION 5. There is appropriated out of the reduced
21 ignition propensity cigarette program special fund the sum of



1 \$ or so much thereof as may be necessary for fiscal
2 year 2010-2011 for:

- 3 (1) The establishment of one full-time equivalent (1.00
- 4 FTE) permanent administrator and one full-time
- 5 equivalent (1.00 FTE) permanent administrative
- 6 assistant for the state fire council; and
- 7 (2) Any other requirement deemed necessary to carry out
- 8 the purposes of the fund.

9 The sum appropriated shall be expended by the state fire
10 council for the purposes of this Act.

11 SECTION 6. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 7. This Act shall take effect on July 1, 2010.

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INTRODUCED BY:

~~BAO~~

~~Shane E. De~~

~~Ray Anderson~~

~~Ray Anderson~~

~~Shane E. De~~

~~Maury B. Lee~~

~~J. T. C. Lee~~

~~Ray Anderson~~

~~Ray Anderson~~

~~Ray Anderson~~

Report Title:

State Fire Council; Reduced Ignition Propensity Cigarettes

Description:

Establishes the Reduced Ignition Propensity Cigarettes Program Special Fund and authorizes the establishment of staff positions for the state fire council to accomplish its duties and responsibilities.

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

