
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 sections
14 132-16(c) and 132C-4(a); provided that all unencumbered and
15 unexpended moneys in excess of \$150,000 remaining on balance in
16 the reduced ignition propensity cigarette program special fund
17 shall lapse to the credit of the state general fund at the close



1 of June 30 of every third year, with the first lapse to occur on
2 June 30, 2013."

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

5 1. By amending its title to read:

6 "§132-16 State fire council; composition; administrative
7 staff; budget; functions."

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

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

10 (1) Appoint advisory committees [~~comprised~~] composed of
11 representatives from each county fire department to
12 assist in drafting the state fire code and
13 coordinating statewide training, data collection, and
14 contingency planning needs for firefighters; [and]

15 (2) Advise and assist the county fire departments where
16 appropriate, may prescribe standard procedures and
17 forms relating to inspections, investigations, and
18 reporting of fires, may approve plans for cooperation
19 among the county fire departments, and may advise the
20 governor and the legislature with respect to fire
21 prevention and protection, life safety, and any other



1 functions or activities for which the various county
2 fire departments are generally responsible[-]; and
3 (3) Employ an administrator and administrative assistant,
4 without regard to chapters 76 and 89, at the
5 discretion of the state fire council. The
6 administrator shall have full power to administer the
7 affairs of the state fire council, subject to the
8 direction and approval of the state fire council. The
9 state fire council shall determine the compensation
10 for the administrator and the administrative
11 assistant. The administrator shall be responsible
12 for:

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



1 provided that the budgetary requirements for conducting meetings
2 and other related functions of the state fire council, including
3 the salaries of the administrator and administrative assistant,
4 shall be included in the budget of the department of labor and
5 industrial relations."

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

8 1. By amending its title to read:

9 "[+]§132C-4[+] **Certification; marking[-]; administration.**"

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

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

16 (1) The brand or trade name on the package;

17 (2) Style, such as light or ultra light;

18 (3) Length in millimeters;

19 (4) Circumference in millimeters;

20 (5) Flavor, such as menthol, if applicable;

21 (6) Filter or nonfilter;

22 (7) Package description, such as a soft pack or box;



- 1 (8) The mark approved pursuant to subsection (b);
- 2 (9) The name, address, and telephone number of the
- 3 laboratory, if different than the manufacturer that
- 4 conducted the test; and
- 5 (10) The date that the testing occurred.

6 Each cigarette certified under this subsection shall be

7 recertified every three years. For each cigarette listed in a

8 certification, a manufacturer shall pay to the state fire

9 council a \$375 fee. The state fire council is authorized to

10 annually adjust this fee to ensure it defrays the actual costs

11 of [~~the~~] administration and staffing requirements and the

12 processing, testing, enforcement, inspection, and oversight

13 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. There is appropriated out of the general

17 revenues of the State of Hawaii the sum of \$150,000 or so much

18 thereof as may be necessary for fiscal year 2010-2011 to be

19 deposited into the reduced ignition propensity cigarette program

20 special fund created in section 1 of this Act.

21 SECTION 5. There is appropriated out of the reduced

22 ignition propensity cigarette program special fund the sum of



1 \$150,000 or so much thereof as may be necessary for fiscal year
2 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, 2020.
14



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. Effective July 1, 2020. (SD1)

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

