

HB1968 HD1

Measure Title: RELATING TO CIGARETTES.
 Report Title: Reduced Ignition Propensity Cigarette Special Fund
 Description: Appropriates funds for two full-time positions and costs to administer the Reduced Ignition Propensity Cigarettes Law. Effective July 1, 2030. (HB1968 HD1)
 Companion: SB2149
 Package: None
 Current Referral: CPN, WAM
 Introducer(s): YAMANE, AQUINO, CULLEN, MANAHAN, SAY

<u>Sort by Date</u>		Status Text
1/17/2012	H	Prefiled
1/18/2012	H	Introduced and Pass First Reading.
1/19/2012	H	Referred to PBM, FIN, referral sheet 2
2/7/2012	H	Bill scheduled to be heard by PBM on Thursday, 02-09-12 9:00AM in House conference room 309.
2/9/2012	H	The committees on PBM recommend that the measure be PASSED, UNAMENDED. The votes were as follows: 9 Ayes: Representative(s) Aquino, Cullen, Ichiyama, Luke, Saiki, Takumi, Yamashita, Fontaine, Johanson; Ayes with reservations: none; Noes: none; and 3 Excused: Representative(s) M. Lee, Souki, Takai.
2/14/2012	H	Reported from PBM (Stand. Com. Rep. No. 337-12), recommending passage on Second Reading and referral to FIN.
2/14/2012	H	Passed Second Reading and referred to the committee(s) on FIN with none voting aye with reservations; none voting no (0) and C. Lee, M. Lee excused (2).
2/21/2012	H	Bill scheduled to be heard by FIN on Thursday, 02-23-12 10:00AM in House conference room 308.
2/21/2012	H	Broadcast of hearing/briefing available. See: www.capitoltv.org
2/23/2012	H	The committee(s) on FIN recommend(s) that the measure be deferred.
2/26/2012	H	Bill scheduled for decision making on Tuesday, 02-28-12 5:00PM in conference

		room 308.
2/27/2012	H	This measure has been deleted from the meeting scheduled on Tuesday 02-28-12 5:00PM in conference room 308.
2/27/2012	H	Bill scheduled for decision making on Wednesday, 02-29-12 4:30PM in conference room 308.
2/28/2012	H	Broadcast of hearing/briefing available. See: www.capitoltv.org
3/1/2012	H	The committees on FIN recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 17 Ayes: Representative(s) Oshiro, M. Lee, Choy, Cullen, Giugni, Har, Hashem, Ichiyama, Jordan, Kawakami, C. Lee, Morikawa, Tokioka, Yamashita, Marumoto, Riviere, Ward; Ayes with reservations: none; Noes: none; and Excused: none.
3/2/2012	H	Reported from FIN (Stand. Com. Rep. No. 927-12) as amended in HD 1, recommending passage on Third Reading.
3/2/2012	H	Forty-eight (48) hours notice Tuesday, 03-06-12.
3/6/2012	H	Passed Third Reading as amended in HD 1 with none voting aye with reservations; none voting no (0) and none excused (0). Transmitted to Senate.
3/8/2012	S	Received from House (Hse. Com. No. 107).
3/8/2012	S	Passed First Reading.
3/8/2012	S	Referred to CPN, WAM.
3/9/2012	S	The committee(s) on CPN has scheduled a public hearing on 03-16-12 9:00AM in conference room 229.

NEIL ABERCROMBIE
GOVERNOR



DWIGHT TAKAMINE
DIRECTOR

AUDREY HIDANO
DEPUTY DIRECTOR

**STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS**

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March 12, 2012

The Honorable Rosalyn Baker, Chair
Committee on Commerce and Consumer Protection
The State Senate
State Capitol, Room 230
Honolulu, Hawaii 96813

Dear Chair Baker:

Subject: H.B. 1968, H.D. 1 Relating to Cigarettes

I am Kenneth G. Silva, Chair of the State Fire Council (SFC) and Fire Chief of the Honolulu Fire Department (HFD). The SFC and the HFD support H.B. 1968, H.D. 1, which proposes to appropriate funds to implement the Reduced Ignition Propensity Cigarette (RIPC) Program, with the following recommended revisions:

"SECTION 2. There is appropriated out of the ~~reduced ignition propensity cigarette program special fund~~ Temporary Deposits Account in the Trust Fund of the Department of Labor and Industrial Relations the sum of \$400,000, or so much thereof as may be necessary, for fiscal year 2012-2013 for the purpose of funding one full-time administrator, one full-time assistant, and other costs of fulfilling the requirements of section 132C-4, Hawaii Revised Statutes. The appropriation will be deposited into the reduced ignition propensity cigarette program special fund."

Since September 30, 2009, approximately \$444,000 was collected and intended as a regulatory fee for the SFC to implement, administer, and enforce the RIPC Program. The appropriation will be used to hire two full-time personnel to effectively accomplish the following:

1. Adopt administrative rules for program implementation, establish compliance inspections, and approve forms and enforcement procedures and guidelines.
2. Receive, verify, and approve certifications for approximately 600 different brands of cigarettes from various manufacturers. Verify and approve cigarette brands every three years.

The Honorable Rosalyn Baker, Chair
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3. Compile a list of approved brands, verify it with the Department of the Attorney General for state tax stamp compliance, and post it on a state website.
4. Review and approve, as needed, alternative test methods or fire standard compliance markings submitted by a manufacturer.
5. Submit compliance tests to an accredited laboratory to verify that performance standards have been met, if needed.

The SFC, which is comprised of the four county Fire Chiefs, was created in 1979 to replace the State Fire Marshal's Office, which was a fully-funded state agency. Under the present organization, the SFC primarily uses county fire department personnel to accomplish its duties, thus depriving the county fire departments of the time and services of its members. These duties include amending and adopting the state fire code, applying for and administering federal fire-related grants, and implementing and administering a statewide RIPC Program.


The SFC staff consists of only one part-time person and is funded by the Department of Labor and Industrial Relations, to which the SFC is administratively attached. The SFC is a member of the State Building Code Council and participates in the state building code adoption process. The SFC also coordinates statewide training, data collection, and education and corresponds with national organizations on statewide fire issues. In addition, the SFC advises the Governor and the legislature on fire- and life-safety matters.

The purpose of the RIPC Program is to reduce the number of fires caused by cigarettes in the state. Fees are renewable by the cigarette manufacturers every three years and will help sustain the program.

The SFC and the HFD urge your committee's support on the passage of H.B. 1968, H.D. 1.

Should you have any questions, please contact SFC Administrator Socrates Bratakos at 723-7151 or sbratakos@honolulu.gov.

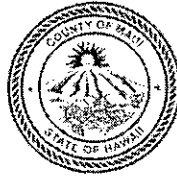
Sincerely,



KENNETH G. SILVA
Chair

KGS/LR:cn

ALAN M. ARAKAWA
MAYOR



JEFFREY A. MURRAY
CHIEF

ROBERT M. SHIMADA
DEPUTY CHIEF

COUNTY OF MAUI
DEPARTMENT OF FIRE AND PUBLIC SAFETY

200 DAIRY ROAD
KAHULUI, MAUI, HAWAII 96732
(808) 270-7561
FAX (808) 270-7919
EMAIL: fire.dept@mauicounty.gov

March 12, 2012

The Honorable Rosalyn Baker, Chair
Committee on Commerce and Consumer Affairs
State Senate
State Capitol, Room 230
Honolulu, Hawaii 96813

Dear Chair Baker:

Subject: H.B. 1968, H.D. 1 Relating to Cigarettes

I am Jeffrey A. Murray, Fire Chief of the County of Maui, Department of Fire & Public Safety (MFD) and a member of the State Fire Council (SFC). The MFD and the SFC support H.B. 1968, which proposes to appropriate funds to implement the Reduced Ignition Propensity Cigarette (RIPC) Program with the following recommended revisions:

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Should you have any questions, please contact SFC Administrator Socrates Bratakos at 723-7151 or sbratakos@honolulu.gov.

Sincerely,



JEFFREY A. MURRAY
Fire Chief