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## A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. Section 709-908, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "§709-908 Tobacco; [minors.—(1)—It] persons under  
4 twenty-one years of age.

5 (1) (a) From July 1, 2015 to June 30, 2018, it shall be  
6 unlawful to sell or furnish tobacco in any shape or  
7 form, including chewing tobacco and snuff, to a person  
8 born after June 30, 1997; and

9 (b) After June 30, 2018, it shall be unlawful to sell or  
10 furnish tobacco in any shape or form, including  
11 chewing tobacco and snuff, to a [minor] person under  
12 [eighteen] twenty-one years of age.

13 (2) (a) From July 1, 2015, to June 30, 2018, signs using the  
14 statement, "The sale of tobacco products to persons  
15 born after June 30, 1997, is prohibited"; and

16 (b) After June 30, 2018, signs using the statement, "The  
17 sale of tobacco products to persons under [eighteen]  
18 twenty-one is prohibited";



1 shall be posted on or near any vending machine in letters at  
2 least one-half inch high and at or near the point of sale of any  
3 other location where tobacco products are sold in letters at  
4 least one-half inch high.

5 (3) It shall be unlawful for a [~~minor~~] person under  
6 [~~eighteen~~] twenty-one years of age to purchase any tobacco  
7 product, as described under subsection (1). This provision does  
8 not apply if a person [~~under~~]:

9 (a) Under the age of [~~eighteen,~~] twenty-one, with parental  
10 authorization, is participating in a controlled  
11 purchase as part of a law enforcement activity or a  
12 study authorized by the department of health under the  
13 supervision of law enforcement to determine the level  
14 of incidence of tobacco sales to minors[~~-~~]; or

15 (b) Was eighteen years of age or older on or before June  
16 30, 2015.

17 (4) Any person who violates subsection (1) or (2), or  
18 both, shall be fined \$500 for the first offense. Any subsequent  
19 offenses shall subject the person to a fine not less than \$500  
20 nor more than \$2,000. Any [~~minor under eighteen years of age~~]  
21 person who violates subsection (3) shall be fined \$10 for the  
22 first offense. Any subsequent offense shall subject the



1 violator to a fine of \$50, no part of which shall be suspended,  
 2 or the person shall be required to perform not less than forty-  
 3 eight hours nor more than seventy-two hours of community service  
 4 during hours when the person is not employed and is not  
 5 attending school."

6 SECTION 2. Statutory material to be repealed is bracketed  
 7 and stricken. New statutory material is underscored.

8 SECTION 3. This Act shall take effect on July 1, 2015.  
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INTRODUCED BY:

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# H.B. NO. 2133

**Report Title:**

Tobacco; Cigarettes; Minors

**Description:**

Increases age to purchase tobacco products to twenty-one years of age. Creates exceptions for those currently eighteen to twenty years of age.

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

