

JAN 22 2021

A BILL FOR AN ACT

RELATING TO THE REDUCED IGNITION PROPENSITY CIGARETTE PROGRAM.

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

1 SECTION 1. The legislature finds that Hawaii enacted a
2 reduced ignition propensity cigarette law effective on September
3 30, 2009, and the state fire council is responsible for
4 administering this program. As stated in section 132C-1, Hawaii
5 Revised Statutes, the intent of this law is "to require that
6 only reduced ignition propensity cigarette be sold in the
7 State." The current statute allows moneys in the reduced
8 ignition propensity cigarette special fund to employ a full-time
9 administrator and an assistant. However, the job classification
10 for the current reduced ignition propensity cigarette employee
11 is a part-time program specialist. The current statute also
12 does not allow this employee to be exempt from chapters 76 and
13 89, Hawaii Revised Statutes, which is contrary to statutory
14 provisions provided in section 132-18, Hawaii Revised Statutes,
15 for other state fire council staff employees.

16 Accordingly, the purpose of this Act is to revise the
17 reduced ignition propensity cigarette statute to allow more



1 flexibility in job classifications, including full- or part-time
2 personnel, and to make the positions exempt from chapters 76 and
3 89, Hawaii Revised Statutes.

4 SECTION 2. Section 132C-9, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "~~[§]§132C-9[§]~~ **Reduced ignition propensity cigarette**
7 **program special fund.** (a) There is established in the state
8 treasury a reduced ignition propensity cigarette program special
9 fund, into which shall be deposited ~~[all moneys]~~ moneys
10 collected by the state fire council from the reduced ignition
11 propensity cigarette program pursuant to section 132C-4. ~~[All~~
12 ~~interest]~~ Interest earned or accrued on moneys deposited in the
13 fund shall become part of the fund.

14 (b) ~~[Moneys]~~ Money in the reduced ignition propensity
15 cigarette program special fund shall be administered and
16 expended by the state fire council to defray the actual cost of
17 activities and requirements of section 132C-4, including
18 employing ~~[one full-time]~~ a full- or part-time administrator
19 ~~[and],~~ one [full-time] full- or part-time administrative
20 assistant, or other full- or part-time staff personnel without
21 regard to chapters 76 and 89. The administrator's,



1 administrative assistant's, or other personnel's ~~[whose]~~ duties
2 shall include:

- 3 (1) Adopting administrative rules for program
4 implementation, establishing compliance inspections,
5 and approving forms and enforcement procedures and
6 guidelines;
- 7 (2) Receiving certifications for approximately six hundred
8 different brands and styles of cigarettes from the
9 manufacturers;
- 10 (3) Compiling a list of the cigarette brands and styles
11 for which manufacturers have submitted certifications,
12 verifying tax stamp compliance with the department of
13 the attorney general, and posting the list of
14 certified brands and styles on a state website for
15 informational purposes only;
- 16 (4) Reviewing and approving, as needed, any alternative
17 test methods or fire standard compliance markings
18 submitted by the manufacturer; and
- 19 (5) If needed, submitting certified cigarettes to an
20 accredited laboratory for testing to verify that
21 performance standards have been met."



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

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

4

INTRODUCED BY: 
By Request



S.B. NO. 450

Report Title:

State Fire Council Package; Reduced Ignition Propensity
Cigarette Program

Description:

Provides flexibility in employing personnel to administer the
reduced ignition propensity cigarette program.

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