
A BILL FOR AN ACT

RELATING TO ELECTRONIC SMOKING DEVICES.

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

1 SECTION 1. Chapter 328J, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§328J- Electronic smoking device disposal program;
5 retail tobacco stores. (a) The department shall establish and
6 administer an electronic smoking device disposal program for the
7 collection and disposal of electronic smoking devices that
8 contain rechargeable lithium-ion batteries. The disposal
9 program shall include disposal procedures or processes that are
10 consistent with all applicable state and county statutes, rules,
11 or ordinances."

12 (b) Every retail tobacco store that sells electronic
13 smoking devices shall participate in the electronic smoking
14 device disposal program.

15 (c) A retail tobacco store that fails to collect and
16 dispose of electronic smoking devices pursuant to this section



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1 and rules adopted by the department shall be subject to a fine
2 of no more than \$ _____.

3 (d) The department shall adopt rules pursuant to chapter
4 91 to carry out the purposes of this section."

5 SECTION 2. This Act does not affect rights and duties that
6 matured, penalties that were incurred, and proceedings that were
7 begun before its effective date.

8 SECTION 3. New statutory material is underscored.

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

10

INTRODUCED BY: *Alex A. Deletti*
JAN 17 2024



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Report Title:

Electronic Smoking Devices; Department of Health; Retail Tobacco Stores; Lithium-ion Batteries; Disposal; Fine

Description:

Requires the Department of Health to establish and administer an electronic smoking device disposal program for the collection and disposal of electronic smoking devices that contain rechargeable lithium-ion batteries. Requires all retail tobacco stores that sell electronic smoking devices to participate in the program or be subjected to a fine.

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