
A BILL FOR AN ACT

RELATING TO UNLAWFUL SHIPMENT OF TOBACCO PRODUCTS.

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

1 SECTION 1. Section 245-1, Hawaii Revised Statutes, is
2 amended by adding a new definition to be appropriately inserted
3 and to read as follows:

4 "Pipe tobacco" means any tobacco which, because of its
5 appearance, type, packaging, or labeling, is suitable for use
6 and likely to be offered to, or purchased by, consumers as
7 tobacco to be smoked in a pipe."

8 SECTION 2. Section 245-16.5, Hawaii Revised Statutes, is
9 amended by amending subsection (b) to read as follows:

10 "(b) This section shall not apply to the shipment of
11 tobacco products if any of the following conditions are met:

12 (1) The tobacco products are exempt from taxes as provided
13 by section 245-3(b); [~~or~~]

14 (2) All applicable state taxes on the tobacco products are
15 paid in accordance with the requirements of this
16 chapter[~~-~~]; or



1 (3) Until June 30, 2025, the person or entity is engaged
2 in the business of selling large cigars or pipe
3 tobacco through the Internet and sells and ships the
4 products to a consumer in the State; provided that all
5 applicable state taxes on the products are paid."

6 SECTION 3. This Act does not affect rights and duties that
7 matured, penalties that were incurred, and proceedings that were
8 begun before its effective date.

9 SECTION 4. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 5. This Act shall take effect on July 1, 2040.



Report Title:

Unlawful Shipment of Tobacco Products; Exemption; Large Cigars;
Pipe Tobacco; Online Orders

Description:

Until 6/30/2025, exempts from the offense of unlawful shipment of tobacco products the shipments of large cigars and pipe tobacco sold to a consumer in the State through the Internet under certain circumstances. Defines "pipe tobacco". Takes effect 7/1/2040. (SD1)

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