

ACT 53

S.B. NO. 2772

A Bill for an Act Relating to the Distribution of Cigarettes in Packages Containing Less than Twenty Cigarettes.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 712, Hawaii Revised Statutes, is amended by adding a new section to part IV to be appropriately designated and to read as follows:

“§712- Prohibited cigarette sales of less than twenty. (1) It shall be unlawful to sell single cigarettes or packs of cigarettes containing less than twenty cigarettes. It further shall be unlawful to sell cigarettes other than in sealed packages originating with the manufacturer and bearing the health warning required by law.

(2) As used in this section, “to sell” include: to solicit and receive an order for; to have, or keep, or offer, or expose for sale; to deliver for value or in any other way than purely gratuitously; to peddle; to keep with intent to sell; and to traffic in.

(3) “Sale” includes every act of selling as defined in this subsection.

(4) Any person who violates subsection (1), shall be fined not more than \$2,500 for the first offense. Any subsequent offense shall subject the person to a fine of not less than \$100 and not more than \$5,000.”

SECTION 2. New statutory material is underscored.¹

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

(Approved April 24, 1996.)

Note

1. Edited pursuant to HRS §23G-16.5.