

JAN 17 2014

S.B. NO. 2572

A BILL FOR AN ACT

RELATING TO HEALTH.

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 "Electronic smoking device" has the same meaning as in
5 section 709-908."

6 SECTION 2. Section 245-3, Hawaii Revised Statutes, is
7 amended by amending subsection (a) to read as follows:

8 "(a) Every wholesaler or dealer, in addition to any other
9 taxes provided by law, shall pay for the privilege of conducting
10 business and other activities in the State:

11 (1) An excise tax equal to 5.00 cents for each cigarette
12 sold, used, or possessed by a wholesaler or dealer
13 after June 30, 1998, whether or not sold at wholesale,
14 or if not sold then at the same rate upon the use by
15 the wholesaler or dealer;

16 (2) An excise tax equal to 6.00 cents for each cigarette
17 sold, used, or possessed by a wholesaler or dealer
18 after September 30, 2002, whether or not sold at



1 wholesale, or if not sold then at the same rate upon
2 the use by the wholesaler or dealer;

3 (3) An excise tax equal to 6.50 cents for each cigarette
4 sold, used, or possessed by a wholesaler or dealer
5 after June 30, 2003, whether or not sold at wholesale,
6 or if not sold then at the same rate upon the use by
7 the wholesaler or dealer;

8 (4) An excise tax equal to 7.00 cents for each cigarette
9 sold, used, or possessed by a wholesaler or dealer
10 after June 30, 2004, whether or not sold at wholesale,
11 or if not sold then at the same rate upon the use by
12 the wholesaler or dealer;

13 (5) An excise tax equal to 8.00 cents for each cigarette
14 sold, used, or possessed by a wholesaler or dealer on
15 and after September 30, 2006, whether or not sold at
16 wholesale, or if not sold then at the same rate upon
17 the use by the wholesaler or dealer;

18 (6) An excise tax equal to 9.00 cents for each cigarette
19 sold, used, or possessed by a wholesaler or dealer on
20 and after September 30, 2007, whether or not sold at
21 wholesale, or if not sold then at the same rate upon
22 the use by the wholesaler or dealer;



1 (7) An excise tax equal to 10.00 cents for each cigarette
2 sold, used, or possessed by a wholesaler or dealer on
3 and after September 30, 2008, whether or not sold at
4 wholesale, or if not sold then at the same rate upon
5 the use by the wholesaler or dealer;

6 (8) An excise tax equal to 13.00 cents for each cigarette
7 sold, used, or possessed by a wholesaler or dealer on
8 and after July 1, 2009, whether or not sold at
9 wholesale, or if not sold then at the same rate upon
10 the use by the wholesaler or dealer;

11 (9) An excise tax equal to 11.00 cents for each little
12 cigar sold, used, or possessed by a wholesaler or
13 dealer on and after October 1, 2009, whether or not
14 sold at wholesale, or if not sold then at the same
15 rate upon the use by the wholesaler or dealer;

16 (10) An excise tax equal to 15.00 cents for each cigarette
17 or little cigar sold, used, or possessed by a
18 wholesaler or dealer on and after July 1, 2010,
19 whether or not sold at wholesale, or if not sold then
20 at the same rate upon the use by the wholesaler or
21 dealer;



1 (11) An excise tax equal to 16.00 cents for each cigarette
2 or little cigar sold, used, or possessed by a
3 wholesaler or dealer on and after July 1, 2011,
4 whether or not sold at wholesale, or if not sold then
5 at the same rate upon the use by the wholesaler or
6 dealer;

7 (12) An excise tax equal to seventy per cent of the
8 wholesale price of each article or item of tobacco
9 products, other than large cigars, sold by the
10 wholesaler or dealer on and after September 30, 2009,
11 whether or not sold at wholesale, or if not sold then
12 at the same rate upon the use by the wholesaler or
13 dealer; [and]

14 (13) An excise tax equal to fifty per cent of the wholesale
15 price of each large cigar of any length, sold, used,
16 or possessed by a wholesaler or dealer on and after
17 September 30, 2009, whether or not sold at wholesale,
18 or if not sold then at the same rate upon the use by
19 the wholesaler or dealer[-]; and

20 (14) An excise tax equal to of the wholesale price
21 of each electronic smoking device sold, used, or
22 possessed by a wholesaler or dealer on and after



Where the tax imposed has been paid on cigarettes, little cigars, [œ] tobacco products, or electronic smoking devices that thereafter become the subject of a casualty loss deduction allowable under chapter 235, the tax paid shall be refunded or credited to the account of the wholesaler or dealer. The tax shall be applied to cigarettes through the use of stamps."

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

9th Dec

Russell P. H.

Miller

Report Title:

Health; Electronic Smoking Devices; Tax; Excise Tax

Description:

Establishes an excise tax on electronic smoking devices.

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

