H.B. NO. 1956

### A BILL FOR AN ACT

RELATING TO TOBACCO.

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

SECTION 1. Section 302A-102, Hawaii Revised Statutes, is amended to read as follows:

3 "§302A-102 [Smoking] Tobacco use prohibited. (a) All
4 public schools within the State, from kindergarten through grade
5 twelve, shall prohibit the use of tobacco at public schools or
6 at public school functions.

7 (b) Any person under the age of eighteen who uses tobacco 8 at a public school or public school function shall be required 9 to attend a tobacco education course, accompanied by the 10 person's parent or guardian. The parent or guardian shall pay 11 \$25 to offset the cost of the course, which may include the costs of an instructor, materials, and facility. 12 13 (c) Any person eighteen years and older but under twenty-14 one years of age who uses tobacco at a public school or public 15 school function shall be required to attend a tobacco education 16 course and pay \$25 to offset the cost of the course, which may

17 include the costs of an instructor, materials, and facility.



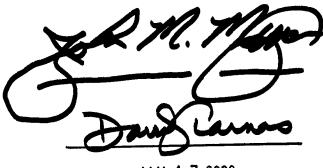
1

# H.B. NO. 1956

| 1        | (d) The tobacco education course and \$25 fee shall not be  |
|----------|---|
| 2        | suspended or waived and shall be in lieu of any other penalties                                     |
| 3        | for the unlawful use of tobacco by persons under the age of   |
| 4        | twenty-one imposed by law.  |
| 5        | (e) As used in this section:  |
| 6        | "Tobacco" has the same meaning as "tobacco product" in  |
| 7        | section 328J-1.   |
| 8        | "Tobacco education course" means a course approved by the   |
| 9        | department of health that integrates a best practices curriculum                                    |
| 10       | to promote tobacco cessation."  |
| 11       | SECTION 2. This Act does not affect rights and duties that  |
| 12       | matured, penalties that were incurred, and proceedings that were                                    |
| 13       | begun before its effective date.  |
| 14       | SECTION 3. Statutory material to be repealed is bracketed   |
| 15       | and stricken. New statutory material is underscored.  |
| 16       | SECTION 4. This Act shall take effect upon its approval.  |
| 17       |   |
| <u>S</u> | INTRODUCED BY: <u>Madinie K. Multurn</u><br>M. M. M. M. M. Multurn<br>Minle E. Journ<br>Del Het DAZ |



2



JAN 1 7 2020



## H.B. NO. 1956

Report Title: Smoking; Public Schools; Tobacco Education Course; Fee

#### Description:

Establishes a requirement that persons under 21 years of age who use tobacco at a public school or public school function attend a tobacco education course. Persons under 18 years of age shall be accompanied to the course by their parent or guardian. Establishes a related fee.

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

