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## A BILL FOR AN ACT

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RELATING TO THE REDUCED IGNITION PROPENSITY CIGARETTE PROGRAM.

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

1       SECTION 1. The legislature finds that the reduced ignition  
2 propensity cigarette law took effect on September 30, 2009. As  
3 stated in section 132C-1, Hawaii Revised Statutes, the intent of  
4 this law is "to require that only reduced ignition propensity  
5 cigarettes be sold in the State." Certifications for cigarettes  
6 must be renewed every three years at a fee of \$375 per cigarette  
7 brand/style, which must be paid to the state fire council.  
8 These fees are deposited into the reduced ignition propensity  
9 cigarette special fund. Moneys in the special fund are used to  
10 pay for an administrator, random testing, and other  
11 administrative and enforcement costs.

12       In 1979, the legislature abolished the state fire marshal's  
13 office and created the state fire council, which comprises the  
14 four county fire chiefs and is administratively attached to the  
15 department of labor and industrial relations. The goal of the  
16 state fire council is to develop and maintain a comprehensive  
17 fire service emergency management network for the protection of



1 life, property, and the environment throughout the State. The  
2 state fire council is tasked with reviewing and adopting the  
3 state fire code, providing administrative oversight of the  
4 reduced ignition propensity cigarette program, providing  
5 assistance with the application and administration of federal  
6 grants for the fire service, assisting and coordinating with the  
7 statewide delivery of fire training programs, coordinating the  
8 collection of fire data, and supporting contingency planning  
9 needs for firefighters. The council may establish statewide  
10 qualifications for testing, certifying, and credentialing  
11 individuals who perform maintenance and testing of portable fire  
12 extinguishers, fire protection systems, and fire alarm systems.  
13 The council may also advise the governor and the legislature on  
14 matters related to fire prevention, fire protection, and life  
15 safety. The state fire council is a voting member of the state  
16 building code council, whose responsibilities are delineated in  
17 section 107-24, Hawaii Revised Statutes.

18 From its inception until 2001, the state fire council had  
19 no funding for staff to fulfill its responsibilities. The  
20 council relied upon county personnel to perform its duties along  
21 with their normal functions within their fire departments. In



1 2001, the governor directed the department of labor and  
2 industrial relations to allocate \$35,000 in its budget to fund  
3 the first part-time employee. In 2011, an additional \$71,000  
4 was appropriated by the legislature to hire two additional  
5 personnel. With money from the reduced ignition propensity  
6 cigarette special fund, the state fire council would be able to  
7 fund statewide educational and training efforts for the  
8 protection of life, property, and the environment, such as the  
9 statewide firefighter's safety guide program for Hawaii's youth  
10 and the residential smoke alarm installation program for  
11 Hawaii's at-risk senior population. The state fire council  
12 could also hire additional personnel to oversee the coordination  
13 of statewide fire data collection and analysis and administer  
14 federal fire-related grants.

15 Accordingly, the purpose of this Act is to authorize the  
16 use of the reduced ignition propensity cigarette program special  
17 fund to support the duties and responsibilities of the state  
18 fire council in addition to administering and enforcing the  
19 reduced ignition propensity cigarette program.

20 SECTION 2. Section 132C-9, Hawaii Revised Statutes, is  
21 amended to read as follows:



1       " ~~[f]~~§132C-9~~[f]~~ **Reduced ignition propensity cigarette**  
2 **program special fund.** (a) There is established in the state  
3 treasury a reduced ignition propensity cigarette program special  
4 fund, into which shall be deposited ~~[all]~~ moneys collected by  
5 the state fire council from the reduced ignition propensity  
6 cigarette program pursuant to section 132C-4. ~~[All interest]~~  
7 Interest earned or accrued on moneys deposited in the fund shall  
8 become part of the fund.

9       (b) Moneys in the reduced ignition propensity cigarette  
10 program special fund shall be administered and expended by the  
11 state fire council to defray the actual cost of activities and  
12 requirements of section 132C-4, including employing one full-  
13 time administrator and one full-time assistant whose duties  
14 include:

- 15       (1) Adopting administrative rules for program  
16           implementation, establishing compliance inspections,  
17           and approving forms and enforcement procedures and  
18           guidelines;  
19       (2) Receiving certifications for approximately six hundred  
20           different brands and styles of cigarettes from the  
21           manufacturers;



(3) Compiling a list of the cigarette brands and styles for which manufacturers have submitted certifications, verifying tax stamp compliance with the department of the attorney general, and posting the list of certified brands and styles on a state website for informational purposes only;

(4) Reviewing and approving, as needed, any alternative test methods or fire standard compliance markings submitted by the manufacturer; and

(5) If needed, submitting certified cigarettes to an accredited laboratory for testing to verify that performance standards have been met.

(c) Moneys in the special fund may also be administered and expended by the state fire council to defray the cost of statewide fire prevention, education, life safety, and preparedness programs, especially as they relate to youth, seniors, and persons with disabilities, including the hiring of administrative personnel."

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.



H.B. NO. 1480

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

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INTRODUCED BY: \_\_\_\_\_



By Request

JAN 18 2022



# H.B. NO. 1480

**Report Title:**

State Fire Council Package; Fire Protection; Reduced Ignition  
Propensity Cigarette Program; Operating Expenses

**Description:**

Authorizes additional uses of moneys in the reduced ignition  
propensity cigarette program special fund to support the State  
Fire Council and its programs and activities.

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

