

JAN 19 2022

A BILL FOR AN ACT

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, and
3 that the state fire council is responsible for administering
4 this program. As stated in section 132C-1, Hawaii Revised
5 Statutes, the intent of this law is "to require that only
6 reduced ignition propensity cigarettes be sold in the State."
7 The current statute allows moneys in the reduced ignition
8 propensity cigarette special fund to be expended to employ a
9 full-time administrator and an assistant. However, the job
10 classification for the current reduced ignition propensity
11 cigarette employee is a part-time program specialist. The
12 statute also does not allow this employee to be exempt from
13 chapters 76 and 89, Hawaii Revised Statutes, which is contrary
14 to statute provisions provided in section 132-18, Hawaii Revised
15 Statutes, for other state fire council staff employees.

16 Accordingly, the purpose of this Act is to revise the
17 reduced ignition propensity cigarette law to allow more



1 flexibility in job classifications, including the flexibility to
2 hire full- or part-time personnel, and be exempt from chapters
3 76 and 89, Hawaii Revised Statutes.

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

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

14 (b) Moneys in the reduced ignition propensity cigarette
15 program special fund shall be administered and expended by the
16 state fire council to defray the actual cost of activities and
17 requirements of section 132C-4, including employing ~~[one full-~~
18 ~~time]~~ a full- or part-time administrator ~~[and]~~, one [full-time]
19 full- or part-time administrative assistant ~~[whose]~~, and other
20 full- or part-time staff personnel without regard to chapters 76



1 and 89. The administrator's, administrative assistant's, or
2 other personnel's duties shall include:

- 3 (1) Adopting administrative rules for program
4 implementation, establishing compliance inspections,
5 and approving forms and enforcement procedures and
6 guidelines;
- 7 (2) Receiving certifications for approximately six hundred
8 different brands and styles of cigarettes from the
9 manufacturers;
- 10 (3) Compiling a list of the cigarette brands and styles
11 for which manufacturers have submitted certifications,
12 verifying tax stamp compliance with the department of
13 the attorney general, and posting the list of
14 certified brands and styles on a state website for
15 informational purposes only;
- 16 (4) Reviewing and approving, as needed, any alternative
17 test methods or fire standard compliance markings
18 submitted by the manufacturer; and
- 19 (5) If needed, submitting certified cigarettes to an
20 accredited laboratory for testing to verify that
21 performance standards have been met."



S.B. NO. 2012

Report Title:

State Fire Council Package; Fire Protection; Reduced Ignition Propensity Cigarette Program; Special Fund; Staff

Description:

Provides the State Fire Council additional flexibility in employing personnel to administer the reduced ignition propensity cigarette program.

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