

ACT 123

H.B. NO. 525

A Bill for an Act Relating to State Parks.

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

SECTION 1. Chapter 184, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§184- Smoking or use of tobacco products prohibited. (a) Within the state park system, it shall be unlawful for any person to engage in:

- (1) Smoking; or
- (2) The use of tobacco products;

provided that the department may designate exclusive use areas that shall not be subject to this section.

(b) Clearly legible signs shall be conspicuously posted at each park; provided that any signs posted by the department pursuant to this section shall use letters of not less than one inch in height.

(c) For purposes of this section:

“Cigar” means any roll for smoking made wholly or in part of tobacco if the product is wrapped in any substance containing tobacco.

“Cigarette” means any roll for smoking that:

- (1) Is made wholly or in part of tobacco, irrespective of size or shape or whether the tobacco is flavored, adulterated, or mixed with any other ingredient; and
- (2) Has a wrapper or cover that is made of paper or any other substance or material other than tobacco.

“Electronic smoking device” means any electronic product that can be used to simulate smoking in the delivery of nicotine or other substances to the person inhaling from the device, including but not limited to an electronic cigarette, electronic cigar, electronic cigarillo, or electronic pipe, and any cartridge or other component of the device or related product.

“Smoking” means inhaling or exhaling upon, burning, or carrying any lit cigarette, cigar, or pipe or the use of an electronic smoking device.

“Tobacco products” means tobacco in any form, other than cigarettes, that is prepared or intended for consumption or for personal use by humans,

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including cigars and any substitutes thereof other than cigarettes that bear the semblance thereof, snuff, chewing or smokeless tobacco, and smoking or pipe tobacco.”

SECTION 2. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

SECTION 3. New statutory material is underscored.¹

SECTION 4. This Act shall take effect on July 1, 2015.

(Approved June 19, 2015.)

Note

1. Edited pursuant to HRS §23G-16.5.