

Attention:

Hawai'i Tobacco Retailers & Distributors

New Hawai'i Laws Regarding Electronic Smoking Devices & E-Liquids

Recent changes to Hawai'i law affect the sale of electronic smoking devices (ESDs) and e-liquids. Please review these new laws and ensure your business is in compliance.



Act 190: Starting January 1, 2027, the Department of the Attorney General (ATG) will publish the *Hawai'i Electronic Smoking Device and E-Liquid Directory* of certified products. Under this legislation, only products on this list may be legally sold. Manufacturers must register products with the ATG's Tobacco Enforcement Unit by October 1, 2026, and annually thereafter, demonstrating FDA authorization and compliance with all state and federal laws.

Act 189: Bans the sale of disposable ESDs in Hawai'i beginning January 1, 2027. A "disposable electronic smoking device" is defined as one that is non-refillable, has a non-rechargeable battery, and is intended to be disposed of after use.



Act 229: Takes effect September 1, 2026 and gives the ATG and Department of Taxation the power to inspect stores and seize tobacco products, including ESDs and e-liquids. Untaxed tobacco products, including ESDs and e-liquids, are illegal contraband subject to seizure, just like untaxed cigarettes.

If you have any questions regarding this matter or if you have any information regarding persons or businesses that may be selling unauthorized and illegal ESDs and e-liquid products, contact the Tobacco Enforcement Unit at atg.tobacco@hawaii.gov or 808-586-1203. You may also visit: <https://ag.hawaii.gov/cjd/tobacco-enforcement-unit/>



ag.hawaii.gov/cjd/tobacco-enforcement-unit

State of Hawai'i
Department of the Attorney General
Tobacco Enforcement Unit

