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## A BILL FOR AN ACT

RELATING TO FIREWORKS.

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

1 SECTION 1. Section 132D-3, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "**§132D-3 Permissible uses of non-aerial common fireworks.**

4 Non-aerial common fireworks may be set off, ignited, discharged,  
5 or otherwise caused to explode within the State only:

6 (1) From 9:00 p.m. on New Year's Eve to 1:00 a.m. on New  
7 Year's Day[+] and from 7:00 a.m. to 7:00 p.m. on  
8 Chinese New Year's Day[; ~~and from 1:00 p.m. to 9:00~~  
9 ~~p.m. on the Fourth of July~~]; or

10 (2) From 9:00 a.m. to 9:00 p.m. as allowed by permit  
11 pursuant to section 132D-10 if the proposed cultural  
12 use is to occur at any time other than during the  
13 periods prescribed in paragraph (1);

14 provided that the purchase of not more than 5,000 individual  
15 non-aerial common fireworks commonly known as firecrackers shall  
16 be allowed under each permit."

17 SECTION 2. Section 132D-17, Hawaii Revised Statutes, is  
18 amended to read as follows:



1           "§132D-17 [~~Inconsistent county~~] County ordinances, rules.  
2 Notwithstanding any other law to the contrary, [~~no~~] a county  
3 [~~shall~~] may enact ordinances or adopt [~~any~~] rules regulating  
4 fireworks[~~, except as required in this chapter,~~] that [~~is~~  
5 ~~inconsistent with or~~] are more restrictive than[~~7~~] the  
6 provisions of this chapter. [~~Any ordinances and rules regulating~~  
7 ~~fireworks that were enacted or adopted by a county before March~~  
8 ~~31, 1995, except those provisions which are not inconsistent~~  
9 ~~with, or more restrictive than those of this chapter, are~~  
10 ~~declared void.]"~~

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 Statutory material to be repealed is bracketed  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

13           SECTION 4. This Act shall take effect upon its approval.  
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INTRODUCED BY:

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JAN 25 2006

HB3083

**Report Title:**

Fireworks; Counties

**Description:**

Allows the counties to pass ordinances and adopt rules relating to fireworks that are more restrictive than applicable state laws. Bans the use of fireworks on July 4th.

