

JAN 25 2006

A BILL FOR AN ACT

RELATING TO FIRE PROTECTION.

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

1 SECTION 1. The legislature finds that the State and the
2 county fire departments each conduct fire inspections of
3 state-owned airport facilities. This is an unnecessary
4 duplication of effort.

5 The purpose of this Act is to exclude state-owned airport
6 facilities from the fire inspection duties of the county fire
7 chiefs.

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

10 "**§132-5 Right of entry for inspection; unlawful to**
11 **obstruct.** The county fire chief or the chief's designees may at
12 all reasonable hours enter any buildings, structures, or
13 premises within the fire chief's jurisdiction, except the
14 interior of private dwellings, to make any inspection,
15 investigation, or examination which is authorized to be made
16 under this chapter. The county fire chief or the chief's
17 designees may enter any private dwelling whenever the fire chief
18 or the chief's designees have reason to believe that dangerous



1 conditions creating a fire hazard exist in the dwelling. The
2 county fire chief or the chief's designees may enter any private
3 dwelling when a fire has occurred in the dwelling. It shall be
4 unlawful to obstruct, hinder, or delay any person having the
5 right to make the inspection, investigation, or examination in
6 the performance of duty.

7 The county fire chief or the chief's designees shall make
8 an inspection of all state-owned or county-owned buildings and
9 facilities, except state-owned airport facilities, the frequency
10 of which shall be made in accordance with section 132-6, and
11 shall make a report to the authorities responsible for the
12 maintenance of any state-owned or county-owned building or
13 facility when it is found that a building or facility does not
14 meet minimum standards of fire and safety protection."

15 SECTION 3. Section 132-6, Hawaii Revised Statutes, is
16 amended by amending subsection (a) to read as follows:

17 "(a) Each county fire chief shall, in person or by
18 officers or members of the fire chief's fire department
19 designated by the fire chief for that purpose, inspect all
20 buildings, premises, and public thoroughfares, except the
21 interiors of private dwellings[7] and state-owned airport
22 facilities, for the purpose of ascertaining and causing to be



1 corrected any conditions liable to cause fire, or any violation
2 of any law, ordinance, rule, or order relating to fire hazard or
3 to the prevention of fires."

4 SECTION 4. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 5. This Act shall take effect upon its approval.
7

INTRODUCED BY: Francis X. Thompson

7/1/06: JGR

Assembly of Peck

D. Karno

Will Enyo



Report Title:
Fire Protection

SB. NO. 2665

Description:

Excludes state-owned airport facilities from inspection duties of the county fire chief.

