

GOV. MSG. NO. 641

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

April 17, 2008

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fourth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on April 17, 2008, the following bill was signed into law:

HB2467 HD2

A BILL FOR AN ACT RELATING TO FIRE
PROTECTION.
(ACT 18)

Sincerely,

JAMES R. AIONA, JR.
Acting Governor

JAMES R. AIONA JR.

A BILL FOR AN ACT

RELATING TO FIRE PROTECTION.

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

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

3 "**§132-3 Adoption of state fire code.** The state fire
4 council shall, after public hearings pursuant to chapter 91,
5 adopt [~~prior to July 1, 1979,~~] a state fire code setting forth
6 minimum requirements relative to the protection of persons and
7 property from fire loss including without limitation: (1) the
8 storage, handling and use of hazardous substances, materials and
9 devices; and (2) the control of conditions hazardous to life or
10 property in the design, use or occupancy of buildings and
11 premises. The state fire code [~~, insofar as is practicable,~~
12 ~~shall complement, augment and be consistent in form and language~~
13 ~~with the building and other codes of the respective counties.~~
14 ~~Upon adoption by the state fire council, the state fire code~~
15 ~~shall be transmitted to the respective county councils which~~
16 ~~may, by ordinance, either enact its provisions or enact more~~
17 ~~stringent provisions relating to protection of persons and~~
18 ~~property against fire loss; provided that the county councils~~



1 ~~may enact less stringent provisions with the prior written~~
2 ~~approval of the state fire council.] shall become part of the~~
3 ~~state building code as provided in section 107-25.~~ The state
4 fire council shall meet annually to review and amend the state
5 fire code."

6 SECTION 2. Section 261-4, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "**§261-4 Airports, general.** (a) Establishment, operation,
9 maintenance. The department of transportation may, on behalf of
10 and in the name of the State, out of appropriations and other
11 moneys available or made available for such purposes, plan,
12 acquire, establish, construct, enlarge, improve, maintain,
13 equip, install, operate, regulate, and protect, airports, air
14 navigation facilities, buildings, and other facilities to
15 provide for the servicing of aircraft; to provide for the
16 comfort, accommodation, and convenience of air travelers; and to
17 protect against airport hazards.

18 (b) Acquisition of property. By purchase, gift, devise,
19 lease, or condemnation in accordance with chapter 101, the
20 department may acquire property, real or personal, or any
21 interest therein, including the property rights, estates, and
22 interests mentioned in section 262-11. The department may



1 acquire rights and interests in airports owned or controlled by
2 others, for the purpose of meeting a civilian need which is
3 within the scope of its functions, even though it does not have
4 the exclusive control and operation of such airports. The
5 department may also acquire excess federal lands as permitted by
6 federal law.

7 (c) Structures and improvements. All structures and
8 improvements to land, to be used for airport purposes, may be
9 planned, designed, and constructed by the department..

10 (d) Use of state and municipal facilities and services.
11 In carrying out this chapter, the department may use the
12 facilities and services of other agencies of the State and of
13 the municipalities of the State and the agencies and
14 municipalities shall make available their facilities and
15 services.

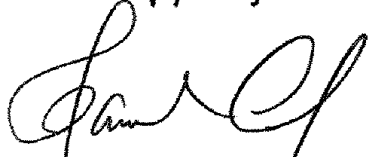
16 (e) Fire and safety inspection. The State shall conduct
17 fire and safety inspections at all state-owned airport
18 facilities at least once a year, as provided in section 132-
19 6(b)."

20 SECTION 3. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.

22 SECTION 4. This Act shall take effect upon its approval.



APPROVED this 17 day of APR, 2008



JAMES R. AIONA JR.

ACTING

GOVERNOR OF THE STATE OF HAWAII