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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. The purpose of this Act is to correct a  
2 definition, correct language under general prohibitions, and  
3 clarify the minimum age to sell fireworks.

4           SECTION 2. Section 132D-2, Hawaii Revised Statutes, is  
5 amended by amending the definition of "display fireworks" to  
6 read as follows:

7           "Display fireworks" means any fireworks designed primarily  
8 for exhibition display by producing visible or audible effects  
9 and classified as display fireworks or contained in the  
10 regulations of the United States Department of Transportation  
11 and designated as UN0333, UN0334, or UN0335, and includes  
12 salutes containing more than two grains (one hundred and thirty  
13 milligrams) of explosive materials, aerial shells containing  
14 more than forty grams of pyrotechnic compositions, and other  
15 display pieces which exceed the limits of explosive materials  
16 for classification as "consumer fireworks". This term also  
17 includes fused setpieces containing components, which together  
18 exceed fifty milligrams of salute power. The use of display



1 fireworks shall be prohibited for use by any person who does not  
2 have a display permit issued by a county."

3 SECTION 3. Section 132D-5, Hawaii Revised Statutes, is  
4 amended by amending subsection (a) to read as follows:

5 "(a) It shall be unlawful for any person without a permit  
6 to:

7 (1) Remove or extract the pyrotechnic contents from any  
8 fireworks;

9 (2) Throw any ignited fireworks from or at a moving  
10 vehicle or at a person or animal; or

11 (3) Set off, ignite, discharge, or otherwise cause to  
12 explode any fireworks:

13 (A) At any time not within the periods for use  
14 prescribed in section 132D-3, unless permitted  
15 pursuant to section 132D-10;

16 (B) Within one thousand feet from any operating  
17 hospital, convalescent home, home for the  
18 elderly, or animal hospital;

19 (C) In any school building, or on any school grounds  
20 and yards without first obtaining authorization  
21 from appropriate school officials;



1 (D) On any highway, alley, street, sidewalk, or other  
2 public way; in any park; within fifty feet from a  
3 canefield; or within one thousand feet from any  
4 building used for public worship during the  
5 periods when services are held; except as may be  
6 permitted pursuant to section 132D-10; and

7 (E) Within five hundred feet from any hotel[-],  
8 unless permitted pursuant to section 132D-10."

9 SECTION 4. Section 132D-12, Hawaii Revised Statutes, is  
10 amended to read as follows:

11 **"§132D-12 Sale to minors.** It shall be unlawful for any  
12 person to offer for sale, sell, or give any fireworks or  
13 articles pyrotechnic to minors, and for any minor to possess,  
14 purchase, sell, or set off, ignite, or otherwise cause to  
15 explode any fireworks or articles pyrotechnic, except as  
16 provided in section 132D-13."

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

19 SECTION 6. This Act shall take effect upon its approval.



**Report Title:**

Fireworks

**Description:**

Clarifies what firework activities require a permit to be lawful, the distance that fireworks can be ignited from certain structures, and that minors are prohibited from selling fireworks; amends the definition of "display fireworks". (SD1)

