

Honolulu, Hawaii

Feb 12, 2008

RE: H.B. No. 2436
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Sir:

Your Committee on Tourism & Culture, to which was referred
H.B. No. 2436 entitled:

"A BILL FOR AN ACT RELATING TO FIREWORKS,"

begs leave to report as follows:

The purpose of this bill is to assist in the regulation and
enforcement of fireworks by:

- (1) Clarifying the definition of "display fireworks";
- (2) Repealing the provision allowing certain prohibited acts
if permitted, with the exception of fireworks set off,
discharged, or ignited within 500 feet from any hotel;
and
- (3) Clarifying that it shall be unlawful for minors to sell
fireworks or articles pyrotechnic.

The State Fire Council and Honolulu Fire Department supported
this bill. The Legislative Information Services of Hawaii
submitted comments.

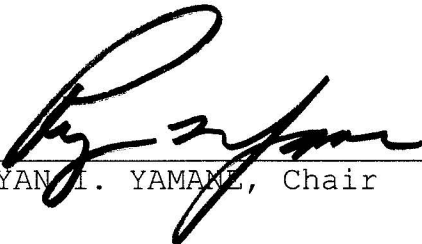
Upon further consideration and in light of verbal testimony
provided at the public hearing, your Committee has amended this
measure by:



- (1) Restoring the provision allowing certain prohibited acts if permitted;
- (2) Clarifying that it shall be unlawful, without a permit, to throw any ignited fireworks from, or at, a moving vehicle or at a person or an animal;
- (3) Clarifying that the prohibition, without a permit, against setting off, igniting, or discharging fireworks within 1,000 feet of any home for the elderly is for permitted homes for the elderly; and
- (4) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Tourism & Culture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2436, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2436, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Tourism & Culture,



RYAN L. YAMANE, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCR 313-08

Record of Votes of the Committee on Tourism & Culture

Bill/Resolution No.: HB 2436	Committee Referral: TAC , FIN	Date: 02/04/08		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
TAC Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)	✓			
2. MANAHAN, Joey (VC)	✓			
3. BERG, Lyla B., Ph.D.	✓			
4. BROWER, Tom	✓			
5. CHANG, Jerry L.	✓			
6. HANOHANO, Faye P.	✓			
7. HERKES, Robert N.				✓
8. TSUJI, Clift	✓			
9. WAKAI, Glenn	✓			
10. YAMASHITA, Kyle T.	✓			
11. CHING, Corinne W.L.				✓
12. MARUMOTO, Barbara C.	✓			
TOTAL (12)	10			2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office				