
A BILL FOR AN ACT

RELATING TO FIREWORKS.

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

1 SECTION 1. Chapter 132D, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§132D- County ordinances. (a) Nothing in this chapter
5 shall be construed to supersede or in any manner affect a county
6 fireworks ordinance; provided that the ordinance is at least as
7 stringent in the control or prohibition of fireworks as the law
8 under this chapter.

9 (b) Nothing in this chapter shall prohibit a county from
10 enacting ordinances that are more stringent in the control or
11 prohibition of fireworks than this chapter."

12 SECTION 2. Section 132D-17, Hawaii Revised Statutes, is
13 repealed.

14 [~~"§132D-17 **Inconsistent county ordinances, rules.**~~
15 ~~Notwithstanding any other law to the contrary, no county shall~~
16 ~~enact ordinances or adopt any rules regulating fireworks or~~
17 ~~articles pyrotechnic, except as required in this chapter, that~~



1 ~~is inconsistent with or more restrictive than, the provisions of~~
2 ~~this chapter. Any ordinances and rules regulating fireworks or~~
3 ~~articles pyrotechnic that were enacted or adopted by a county~~
4 ~~before March 31, 1995, except those provisions which are not~~
5 ~~inconsistent with, or more restrictive than those of this~~
6 ~~chapter, are declared void."]~~

7 SECTION 3. (a) There shall be established within the
8 legislative reference bureau for administrative purposes an
9 illegal fireworks task force. The task force shall develop a
10 plan and make recommendations to stop the importation of illegal
11 fireworks and explosives into Hawaii and develop a strategy to
12 ensure the safety and security of the airports, harbors, and
13 other facilities and institutions in this State against the
14 discharge of illegal fireworks and explosives.

15 (b) The illegal fireworks task force shall meet a minimum
16 of five times between June 1, 2010, and December 31, 2010. The
17 task force may continue to meet beyond December 31, 2010, if
18 necessary. The task force shall be dissolved on June 30, 2011.

19 (c) The legislative reference bureau shall provide
20 administrative support to the illegal fireworks task force.

21 (d) The interim chair of the illegal fireworks task force
22 shall be the director of the legislative reference bureau. Upon



1 the appointment of the last member to the task force, the
2 members of the task force shall select a new chair from among
3 their membership. The task force may include representatives
4 from the following organizations:

- 5 (1) Federal Bureau of Investigation;
- 6 (2) United States Drug Enforcement Agency;
- 7 (3) United States Coast Guard;
- 8 (4) Department of Homeland Security;
- 9 (5) Department of public safety;
- 10 (6) Department of transportation;
- 11 (7) Department of agriculture;
- 12 (8) Department of transportation - harbors division;
- 13 (9) Department of transportation - airports division;
- 14 (10) Department of defense;
- 15 (11) Department of the attorney general;
- 16 (12) Police departments of the city and county of Honolulu,
17 county of Maui, county of Hawaii, and county of Kauai;
- 18 (13) Office of the prosecuting attorney of the city and
19 county of Honolulu, county of Maui, county of Hawaii,
20 and county of Kauai;
- 21 (14) State fire council;
- 22 (15) Consumer Product Safety Commission;



1 (16) Federal Aviation Administration;

2 (17) Federal Bureau of Alcohol, Tobacco, Firearms, and

3 Explosives; and

4 (18) United States Customs and Border Protection;

5 provided that the governor, the president of the senate, and

6 the speaker of the house of representatives shall each appoint

7 one member in addition to those specified in paragraphs (1)

8 through (18); provided further that two additional members of

9 the task force shall be representatives of the shipping and

10 trucking industries; and provided further that two additional

11 members of the task force shall be representatives of the

12 fireworks industry.

13 (e) The illegal fireworks task force shall submit a

14 preliminary plan and strategy report to the legislature no later

15 than January 10, 2011.

16 SECTION 4. Statutory material to be repealed is bracketed

17 and stricken. New statutory material is underscored.

18 SECTION 5. This Act shall take effect on July 1, 2015.



Report Title:

Illegal Fireworks Task Force; County Fireworks Ordinances

Description:

Establishes an illegal fireworks task force to stop the importation of illegal fireworks and explosives. Requires the task force to report a preliminary plan to the legislature no later than January 10, 2011. Allows counties to enact ordinances regulating fireworks that are more stringent than state law regulating fireworks. Effective July 1, 2015.
(SB1059 HD3)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

