
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- Private entity enforcement. (a) By December 1,
5 2010, every private entity shall adopt rules imposing fines for
6 any fireworks violation by a homeowner or tenant of a homeowner
7 occurring within the property of the private entity. The rules
8 shall establish fines in amounts deemed reasonable by the
9 private entity and include procedures providing the homeowner or
10 tenant notice and an opportunity to be heard prior to the
11 imposition of fines under this section.
12 (b) No fine shall be imposed under this section unless a
13 witness to the alleged fireworks violation has submitted a
14 signed written statement to:
15 (1) The appropriate county police department;
16 (2) The private entity; and
17 (3) The property manager of the private entity, where
18 applicable;



1 describing and attesting to the circumstances of the alleged
2 fireworks violation.

3 (c) Any fine imposed under this section shall constitute a
4 lien against the property assessed, which lien shall remain
5 until satisfied or discharged.

6 (d) For the purposes of this section:


7 "Fireworks violation" means any act prohibited under
8 sections 132D-5(a)(2), 132D-5(a)(3), or 132D-14(a)(2).

9 "Private entity" means any association of homeowners,
10 community association, condominium association, cooperative, or
11 any other non-governmental entity consisting of single-family
12 residential dwellings and with covenants, bylaws, and
13 administrative provisions requiring the homeowner's compliance."

14 SECTION 2. New statutory material is underscored.

15 SECTION 3. This Act shall take effect upon its approval.

16

INTRODUCED BY: 
BY REQUEST

JAN 26 2010



Report Title:

Fireworks; Enforcement; Common Interest Communities

Description:

Requires common interest communities consisting of single-family dwellings to adopt rules imposing fines for fireworks violations.

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

