

**Report Title:**

Leaf Blowers; Noise Pollution; Emissions; Violations

**Description:**

Prohibits the use of leaf blowers on certain days and during certain hours; restricts the use of leaf blowers for certain durations of time and near operable doors, windows, and air ducts of buildings. (SD1)

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# A BILL FOR AN ACT

RELATING TO POLLUTION.

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

1           SECTION 1. Chapter 342F, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§342F-    Leaf blower; restrictions. (a) It shall be  
5 unlawful for any person to operate a leaf blower within a  
6 residential zone or within one hundred feet of a residential  
7 zone in the State, except between the hours of 8:00 A.M. and  
8 8:00 P.M. on any day except Sunday or a federal holiday, and  
9 between the hours of 9:00 A.M. and 6:00 P.M. on Sunday or a  
10 federal holiday; provided that:

11           (1) No leaf blower shall be operated within a horizontal  
12           distance of ten feet of any operable window, door, or  
13           mechanical air intake opening or duct of a building;

14           (2) Leaf blowers shall not be operated for more than  
15           thirty minutes per day on parcels of one-half acre or  
16           less, or for more than one hour per day on parcels

1           between one-half and one acre; or for more than two  
2           hours per day on parcels of one acre or more;

3           (3) No more than one leaf blower may be operated  
4           simultaneously per half acre per parcel; and

5           (4) The maximum decibel level of 70 dba shall not be  
6           exceeded.

7           (b) Violators shall be fined \$50 for the first violation,  
8           \$100 for the second violation, \$200 for the third violation, and  
9           \$500 for each subsequent violation.

10           For the purposes of this section:

11           "Leaf blower" means any machine, however powered, used to  
12           blow leaves, dirt, or other debris off sidewalks, driveways,  
13           lawns, and other surfaces.

14           "Parcel" means an area of real property with a separate or  
15           distinct number or other designation shown on a plat recorded in  
16           the bureau of conveyances for the State. Contiguous parcels  
17           owned by the same individual or entity shall be considered one  
18           parcel for purposes of this section."

19           SECTION 2. Chapter 342H, Hawaii Revised Statutes, is  
20           amended by adding a new section to be appropriately designated  
21           and to read as follows:

1        "§342H- Leaf blower debris. (a) It shall be unlawful  
2 for any person to use or operate a leaf blower in such a manner  
3 as to blow, dispel, or make airborne, dust, leaves, grass  
4 cuttings, paper, trash, or any other type of unattached debris  
5 or material, beyond the boundaries of the parcel of property  
6 being cleaned, unless the consent of the adjoining owner or  
7 person in possession of the adjoining property is obtained.

8        (b) It shall be unlawful for any person to use or operate  
9 a leaf blower within the State in such a way as to blow leaves,  
10 dirt, and other debris onto the public rights-of-way or onto  
11 private property not owned, leased, or controlled by the leaf  
12 blower operator or the employer or contractor of the leaf blower  
13 operator and to allow the debris to remain there in excess of  
14 thirty minutes."

15        SECTION 3. New statutory material is underscored.

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