



GOV. MSG. NO 1436

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

July 10, 2012

The Honorable Shan Tsutsui, President
and Members of the Senate
Twenty-Sixth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Calvin Say, Speaker
and Members of the House
Twenty-Sixth State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on July 10, 2012, the following bill was signed into law:

HB2113 HD1 SD1

RELATING TO FIRE PROTECTION.
Act 319 (12)

Aloha
Signed
Neil Abercrombie

NEIL ABERCROMBIE
Governor, State of Hawaii

A BILL FOR AN ACT

RELATING TO FIRE PROTECTION.

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

1 SECTION 1. The purpose of this Act is to impose a total
2 ban on aerial luminaries, also known as sky lanterns. The
3 legislature finds that aerial luminaries pose a potential hazard
4 to our community. These devices are paper lanterns containing a
5 small candle or other fuel that heats air inside the lantern
6 causing the lantern to rise for several hundred feet and remain
7 airborne until the candle extinguishes, at which time the
8 lantern descends. This uncontrolled open flame device can land
9 on combustible vegetation, buildings, or power lines, and
10 interfere with aircraft flight patterns. Death or serious
11 injury to livestock has been reported in many countries when the
12 sky lantern remains are consumed.

13 SECTION 2. Chapter 132D, Hawaii Revised Statutes, is
14 amended by adding a new section to be appropriately designated
15 and to read as follows:

16 "§132D- Aerial luminaries; prohibited. (a) It shall be
17 unlawful to sell, offer for sale, distribute, possess, ignite,



1 or otherwise use aerial luminaries, commonly known as sky
2 lanterns, Hawaii lanterns, and flying luminaries.

3 (b) Any person who violates this section shall be guilty
4 of a misdemeanor and shall be imprisoned for not more than one
5 year or fined not more than \$1,000, or both, for each violation.

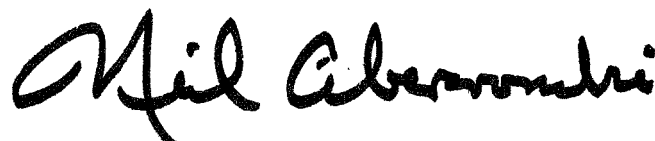
6 (c) As used in this section, "aerial luminary" means an
7 airborne paper lantern containing a small candle, or other
8 device for fuel, that heats air from inside the lantern causing
9 the lantern to rise into the air and remain airborne until the
10 candle or other device extinguishes."

11 SECTION 3. This Act does not affect rights and duties that
12 matured, penalties that were incurred, and proceedings that were
13 begun before its effective date.

14 SECTION 4. New statutory material is underscored.

15 SECTION 5. This Act shall take effect upon its approval.

APPROVED this 10 day of JUL, 2012



GOVERNOR OF THE STATE OF HAWAII

