

Honolulu, Hawaii

FEB 17 , 2012

RE: H.B. No. 2642

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Public Safety & Military Affairs, to which was referred H.B. No. 2642 entitled:

"A BILL FOR AN ACT RELATING TO FIREWORKS,"

begs leave to report as follows:

The purpose of this measure is to make changes to Chapter 132D, Hawaii Revised Statutes, relating to fireworks, by:

- (1) Amending the "display fireworks" definition to specify that the term includes fused setpieces containing components that together exceed 50 milligrams of pyrotechnic composition;
- (2) Restricting the importation of display fireworks to amounts necessary for a permitted display, except for qualified importers of certain fireworks; and
- (3) Changing the fireworks shipment documentation requirements and the imported display fireworks labeling requirements.

Hawaii Explosives & Pyrotechnics, Inc. testified in support of this measure. The State Fire Council, Honolulu Fire Department, Kauai Fire Department, and the County of Maui Department of Fire and Public Safety testified in support of the intent of this measure.



Your Committee has amended this measure by:

- (1) Retaining existing statutory language whereby:
 - (A) Aerial devices, display fireworks, or articles pyrotechnic for display shall be imported and stored, if necessary, in an amount sufficient for an anticipated three-month inventory; and
 - (B) A licensee who provides such devices, fireworks, or articles more than once a month, may import or store the items for a six-month inventory; and
- (2) Specifying that section 132D-8.5, Hawaii Revised Statutes, relating to the importation of aerial devices, display fireworks, or articles pyrotechnic for display, shall not apply to licensees who provide proof of ownership of an approved fireworks storage facility, accurate recordkeeping and auditing procedures of fireworks, and the production of at least 12 displays within the last 12 calendar months.

As affirmed by the record of votes of the members of your Committee on Public Safety & Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2642, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2642, H.D. 1, and be referred to the Committee on Finance.

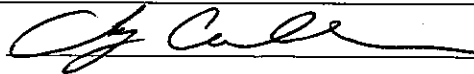
Respectfully submitted on
behalf of the members of the
Committee on Public Safety &
Military Affairs,


HENRY J.C. AQUINO, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

Record of Votes of the Committee on Public Safety & Military Affairs

Bill/Resolution No.: HB2042	Committee Referral: PBM, FIN	Date: 2/16/2012		
<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)				
PBM Members	Ayes	Ayes (WR)	Nays	Excused
1. AQUINO, Henry J.C. (C)	✓			
2. CULLEN, Ty (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. LEE, Marilyn B.				✓
5. LUKE, Sylvia	✓			
6. OKAMURA, Tom				
7. SAIKI, Scott K.				✓
8. SOUKI, Joseph M.				✓
9. TAKAI, K. Mark	✓			
10. TAKUMI, Roy M.				✓
11. YAMASHITA, Kyle T.	✓			
12. FONTAINE, George R.	✓			
13. JOHANSON, Aaron Ling	✓			
TOTAL (13)	13	0	0	4
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 Duplicate (Pink) – HMSO				