

STAND. COM. REP. NO.

488

Honolulu, Hawaii

FEB 15 2019

RE: S.B. No. 154
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committees on Public Safety, Intergovernmental, and Military Affairs and Energy, Economic Development, and Tourism, to which was referred S.B. No. 154 entitled:

"A BILL FOR AN ACT RELATING TO FIREWORKS,"

beg leave to report as follows:

The purpose and intent of this measure is to amend the existing state fireworks law by authorizing the use of fireworks by permit for film and theatrical productions and authorizing law enforcement to test, dispose of, or destroy illegal or unwanted fireworks.

Your Committees received testimony in support of this measure from the Department of Labor and Industrial Relations, County of Hawai'i Fire Department, and the County of Maui Department of Fire and Public Safety. Your Committees received comments on this measure from the Department of Business, Economic Development, and Tourism and Honolulu Police Department.

Your Committees find that the illegal use of fireworks is a significant public health threat and causes a host of problems including undue stress and discomfort due to noise pollution, numerous fires, and injuries ranging from minor to life-threatening. Your Committees further find that allowing law enforcement agencies to test, dispose, or destroy confiscated



fireworks without a permit enhances public safety and property protection.

Your Committees further find that Hawaii is a popular filming location for various feature films and television series. The film industry often uses pyrotechnics as part of special effects and stunts, and permits are already available for the use of aerial devices, display fireworks, and articles pyrotechnic for display activities, which include movie and television productions. However, an exemption for film and theatrical productions with a valid fireworks permit from certain general prohibited uses of fireworks, found in section 132D-5, Hawaii Revised Statutes, such as throwing ignited fireworks at a vehicle and exploding fireworks from above the first floor of a building, would give film and theatrical productions greater creative freedom to use pyrotechnics in their craft.

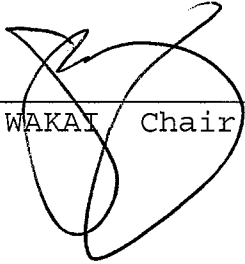
Your Committees note that since the terms "movie" and "television production" are already defined in the state fireworks law, use of those terms instead of "film" may be more appropriate throughout this measure.

Your Committees have amended this measure accordingly by replacing references to "film" with "movie" and "television".

As affirmed by the records of votes of the members of your Committees on Public Safety, Intergovernmental, and Military Affairs and Energy, Economic Development, and Tourism that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 154, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 154, S.D. 1, and be referred to your Committee on Judiciary.



Respectfully submitted on
behalf of the members of the
Committees on Public Safety,
Intergovernmental, and Military
Affairs and Energy, Economic
Development, and Tourism,



GLENN WAKAI Chair




CLARENCE K. NISHIHARA, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Energy, Economic Development, and Tourism
EET

Bill / Resolution No.:* SB 154	Committee Referral: PSM/EET, JDC	Date: 2/6/19		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
WAKAI, Glenn (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
INOUE, Lorraine R.				✓
KEOHOKALOLE, Jarrett	✓			
FEVELLA, Kurt	✓			
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes