

---

# A BILL FOR AN ACT

RELATING TO FIREWORKS.

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

1 PART I

2 SECTION 1. Section 132D-20, Hawaii Revised Statutes, is  
3 amended to read as follows:

4 **"§132D-20 Enforcement; probable cause for arrest. (a)**

5 This chapter shall be enforced by the department of law  
6 enforcement or each county. The department of law enforcement  
7 and counties, or both, are authorized to enforce and administer  
8 the provisions of this chapter.

9 (b) Arrests for offenses under this chapter or under a  
10 county fireworks ordinance shall be made in compliance with  
11 chapter 803. The facts and circumstances to establish probable  
12 cause for an arrest may include but are not limited to:

13 (1) Statements from individuals who witnessed the offense,  
14 even if those individuals are not law enforcement  
15 officers; and

16 (2) Photographs, video recordings, or other recordings  
17 that show the commission of the offense and can be



1 authenticated by one or more witnesses; provided that  
2 a recording made using an unmanned aerial vehicle  
3 shall be exempt from the requirement of authentication  
4 by one or more witnesses.

5 (c) Video recordings or other recordings made by a law  
6 enforcement agency using, controlling, or operating an unmanned  
7 aerial vehicle shall establish probable cause for an arrest if:

8 (1) The unmanned aerial vehicle is recording directly  
9 above a public park, street, sidewalk, or easement, or  
10 any public property; and

11 (2) The act leading to the arrest is committed on a public  
12 park, street, sidewalk, or easement, or any public  
13 property.

14 (d) For the purposes of this [subsection:] section:

15 "Other recording" includes any photograph or a video made  
16 using an unmanned aerial vehicle.

17 "Unmanned aerial vehicle" means any aerial vehicle that is  
18 operated without the possibility of direct human intervention  
19 within or on the aerial vehicle. ~~[The term "unmanned]~~ "Unmanned  
20 aerial vehicle" does not include a remote-controlled airplane."

21 PART II



1       SECTION 2. There is appropriated out of the general  
2 revenues of the State of Hawaii the sum of \$1,000,000 or so much  
3 thereof as may be necessary for fiscal year 2025-2026 and the  
4 same sum or so much thereof as may be necessary for fiscal year  
5 2026-2027 for the purchase of unmanned aerial vehicles to  
6 monitor the use of illegal fireworks.

7       The sums appropriated shall be expended by the department  
8 of law enforcement for the purposes of this Act.

9                               PART III

10       SECTION 3. Statutory material to be repealed is bracketed  
11 and stricken. New statutory material is underscored.

12       SECTION 4. This Act shall take effect on July 1, 3000.



**Report Title:**

DLE; Fireworks; Unmanned Aerial Vehicles; Recordings; Probable Cause; Appropriation

**Description:**

PART I: Allows recordings made by law enforcement agencies who are using, controlling, or operating unmanned aerial vehicles to establish probable cause for arrests under the Fireworks Control Law if the unmanned aerial vehicle is recording directly above public property and the act leading to the arrest is committed on public property. PART II: Appropriates funds to the Department of Law Enforcement for the purchase of unmanned aerial vehicles to monitor the use of illegal fireworks. Effective 7/1/3000. (HD1)

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

