

ACT 186

H.B. NO. 501

A Bill for an Act Relating to Fireworks.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The legislature finds it reasonable to allow the use of fireworks for movie, television, and theatrical productions upon the issuance of a valid permit and to authorize law enforcement agencies to take necessary steps to test, dispose of, or destroy seized or impounded illegal fireworks.

The purpose of this Act is to amend current state fireworks law by clarifying that the use of fireworks by permit for movie, television, or theatrical productions and the removal of pyrotechnic material from or ignition, setting off, discharge, or explosion of fireworks by law enforcement to test, dispose of, or destroy illegal fireworks do not violate state prohibitions.

SECTION 2. Section 132D-6, Hawaii Revised Statutes, is amended to read as follows:

“~~§~~**§132D-6** **Exceptions.** The prohibitions in section 132D-5 do not apply to:

- (1) The use of flares, noisemakers, or signals for warning, pest control, or illumination purposes by police and fire departments, utility companies, transportation agencies, and other governmental or private agencies or persons, including agricultural operations, in connection with emergencies, their duties, or business; ~~and~~
- (2) The sale or use of blank cartridges for a show or theater, or for signal, commercial, or institutional purposes in athletics or sports~~[-]~~;
- (3) The purchase and use of consumer fireworks, aerial devices, display fireworks, or articles pyrotechnic:
 - (A) In a movie, television production, or theatrical production for which valid permits have been issued by a county pursuant to section 132D-10; and
 - (B) In a movie or television production for which valid permits have been issued by the department of business, economic development, and tourism pursuant to section 201-14, or for which permits have been approved by the authority having jurisdiction; and
- (4) The testing, disposal, or destruction of illegal fireworks by an agency with authority to enforce this chapter.”

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved July 2, 2019.)