STAND. COM. REP. NO. 243

Honolulu, Hawaii FE 913, 2009

RE: H.B. No. 398 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committee on Public Safety, to which was referred H.B. No. 398 entitled:

"A BILL FOR AN ACT RELATING TO FIREWORKS,"

begs leave to report as follows:

The purpose of this bill is to protect the health of communities throughout Hawaii by establishing a statewide ban on fireworks.

The American Lung Association of Hawaii and numerous concerned individuals supported this bill. The State Fire Council, Honolulu Fire Department, Department of the Prosecuting Attorney of the City and County of Honolulu, and the Kauai Fire Department supported the intent of this measure. Legislative Information Services of Hawaii and Pinky's 5 Eight opposed this bill. A concerned individual submitted comments.

Upon further consideration, your Committee has amended this measure by deleting its contents and inserting the substance of House Bill No. 966 which allows counties to enact ordinances or adopt rules regulating fireworks that are more restrictive than the state law regulating fireworks under Chapter 132D, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No.

HB398 HD1 HSCR PBS HMS 2009-2145.doc

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398, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 398, H.D. 1, and be referred to the Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Public Safety,

FAYE

HB398 HD1 HSCR PBS HMS 2009-2145.doc

State of Hawaii House of Representatives The Twenty-fifth Legislature



Record of Votes of the Committee on Public Safety

Bill/Resolution No.:	Committee Referral:			Date:		
НВ 398	PBS,TCI,JUD			2/5/09		
The committee is reconsidering its previous decision on the measure.						
The recommendation is to: D Pass, unamended (as is) D Pass, with amendments (HD) D Hold						
Pass short form bill with HD to recommit for future public hearing (recommit)						
PBS Members		Ayes	Ayes (WR	R) Na	ys	Excused
1. HANOHANO, Faye P. (C)						
		1				
2. AQUINO, Henry J.C. (VC)						
		- /			and and and	
3. AWANA, Karen Leinani		V				
		./				
4. KEITH-AGARAN, Gilbert S.C.		V		a a construction of the second se		
5. LEE, Marilyn B.						
5. EEE, Marinyn D.						
6. NAKASHIMA, Mark M.						
			1. The State of State			
7. RHOADS, Karl						
		j -				
8. SAIKI, Scott K.		/				
9. SOUKI, Joseph M.			-			~
10. TAKUMI, Roy M.		~				
11 VAMACHITA Kale T						/
11. YAMASHITA, Kyle T.						
12. PINE, Kymberly Marcos						
			-			
TOTAL (12)		8	5			2
The recommendation is: Adopted 🖸 Not Adopted						
If joint referral, did not support recommendation.						
Vice Chair's or designee's signature:						
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO						