

Honolulu, Hawaii

FEB 15 2019

RE: S.B. No. 1305

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

Sir:

Your Committee on Public Safety, Intergovernmental, and  
Military Affairs, to which was referred S.B. No. 1305 entitled:

"A BILL FOR AN ACT RELATING TO FIREWORKS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Allow law enforcement agencies to safely dispose of  
confiscated fireworks except for a sample that is to be  
retained for evidentiary purposes;
- (2) Authorize the court to establish a step-up fine based on  
the amount of fireworks confiscated and to impose a  
disposal fine to reimburse law enforcement agencies for  
the costs of safely disposing of confiscated fireworks;
- (3) Establish that each type of fireworks unlawfully  
imported, purchased, possessed, ignited, or discharged  
constitutes a separate offense; and
- (4) Appropriate funds to the Honolulu Police Department for  
a secure container in which to store confiscated  
fireworks.

Your Committee received testimony in support of this measure  
from the Hawaii State Fire Council, Honolulu Fire Department,  
Honolulu Police Department, Hawai'i Fire Department of the County



of Hawai'i, Maui Fire Department, Kaua'i Fire Department, Poi Dogs and Popoki, and five individuals.

Your Committee finds that the use of unlawful fireworks outside of appropriate times and contexts is a widespread public health and safety hazard. Your Committee further finds that existing restrictions on illegal fireworks are not sufficient to control the improper use of these devices. Your Committee additionally finds that the storage of confiscated fireworks is extremely dangerous and must be done under strict protocols. This measure will strengthen the penalties for the unlawful use of fireworks and provide law enforcement with the resources to safely store and dispose of confiscated fireworks.

As affirmed by the record of votes of the members of your Committee on Public Safety, Intergovernmental, and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1305 and recommends that it pass Second Reading and be referred to your Committees on Judiciary and Ways and Means.

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

*Clarence K. Nishihara*

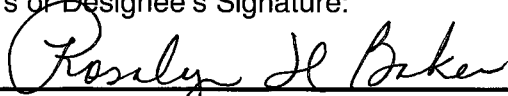
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CLARENCE K. NISHIHARA, Chair



The Senate  
Thirtieth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Public Safety, Intergovernmental, and Military Affairs**  
**PSM**

Bill / Resolution No.:* <b>SB 1305</b>	Committee Referral: <b>PSM, JDC/WAM</b>	Date: <b>2-12-2019</b>		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
NISHIHARA, Clarence K. (C)	✓			
WAKAI, Glenn (VC)				✓
BAKER, Rosalyn H.	✓			
HARIMOTO, Breene	✓			
FEVELLA, Kurt				✓
<b>TOTAL</b>	<b>3</b>	<b>-</b>	<b>-</b>	<b>2</b>
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