
A BILL FOR AN ACT

RELATING TO FIREWORKS.

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

1 SECTION 1. Section 132D-2, Hawaii Revised Statutes, is
2 amended by amending the definition of "license" to read as
3 follows:

4 ""License" means a nontransferable, formal authorization,
5 valid for a period not to exceed one calendar year from the date
6 of issuance and [~~which~~] that the appropriate county fire
7 department is hereby authorized to issue under this chapter, to
8 engage in the act or acts specifically designated herein."

9 SECTION 2. Section 132D-7, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "§132D-7 License or permit required. A person shall not:

12 (1) Import, store, offer to sell, or sell, at wholesale or
13 retail, aerial devices, display fireworks, articles
14 pyrotechnic, or consumer fireworks unless the person
15 has a valid license issued by the county; or

16 (2) Possess aerial devices, display fireworks, or articles
17 pyrotechnic without a valid license to import, store,



1 or sell aerial devices, display fireworks, or articles
2 pyrotechnic, or a valid display permit as provided for
3 in this chapter.

4 The counties shall share information gathered pursuant to
5 this section with the harbors division of the department of
6 transportation."

7 SECTION 3. Section 132D-8, Hawaii Revised Statutes, is
8 amended by amending subsection (a) to read as follows:

9 "(a) All licenses required under section 132D-7 shall be
10 issued by the county and shall be nontransferable. Licenses to
11 import shall specify the date of issuance or effect and the date
12 of expiration, which shall be March 31 of each year. The
13 application shall be made on a form setting forth the date upon
14 which the importations are to begin, the address of the location
15 of the importer, and the name of the proprietor or, if a
16 partnership, the name of the partnership and the names of all
17 partners or, if a corporation, the name of the corporation and
18 the names of its officers. The application for a license to
19 import display fireworks, articles pyrotechnic, or aerial
20 devices shall include written documentation of the proposed
21 display event and related contact information in a form



1 prescribed by the applicable county. If the state fire council
 2 or county discovers at a later date that a licensee has been
 3 convicted of a felony under this chapter, the licensee's license
 4 shall be revoked and no new license shall be issued to the
 5 licensee for two years. The counties shall share information
 6 gathered pursuant to this subsection with the harbors division
 7 of the department of transportation."

8 SECTION 4 Section 132D-8.5, Hawaii Revised Statutes, is
 9 amended to read as follows:

10 "§132D-8.5 Importation of aerial devices, display
 11 fireworks, or articles pyrotechnic for display. Aerial devices,
 12 display fireworks, or articles pyrotechnic shall only be
 13 imported and stored, if necessary, in an amount sufficient for
 14 an anticipated three-month inventory; provided that if a
 15 licensee under section 132D-7 provides aerial devices, display
 16 fireworks, or articles pyrotechnic for displays as allowed under
 17 section 132D-16 more than once a month, the licensee may import
 18 or store, if necessary, sufficient aerial devices, display
 19 fireworks, or articles pyrotechnic for a six-month inventory.
 20 The counties shall share information gathered pursuant to this



1 section with the harbors division of the department of
2 transportation."

3 SECTION 5. Section 132D-8.6, Hawaii Revised Statutes, is
4 amended by amending subsection (a) to read as follows:

5 "(a) Any person who has obtained a license under section
6 132D-7 and ships fireworks or articles pyrotechnic into the
7 State shall:

8 (1) Clearly designate the types of fireworks or articles
9 pyrotechnic in each shipment on the bill of lading or
10 shipping manifest with specificity;

11 (2) Declare on the bill of lading or shipping manifest the
12 gross weight of consumer fireworks, display fireworks,
13 articles pyrotechnic, and aerial devices to be
14 imported in each shipment and the location of the
15 storage facility, if applicable, in which the
16 fireworks or articles pyrotechnic are to be stored;

17 (3) [~~Prior to~~] Before shipment and when booking each
18 shipment of fireworks, display fireworks, articles
19 pyrotechnic, or aerial devices notify the appropriate
20 county official as determined by the county regarding
21 whether the shipment will be distributed from:



- 1 (A) Pier to pier;
- 2 (B) Pier to warehouse or storage facility; or
- 3 (C) Pier to redistribution;
- 4 (4) [~~Prior to~~] Before booking the shipment, provide to the
- 5 applicable county fire chief:
 - 6 (A) Written documentation regarding the proposed
 - 7 display event or events and related contact
 - 8 information to allow the fire chief to validate
 - 9 the importation of a three-month or six-month
 - 10 inventory under section 132D-8.5; and
 - 11 (B) An inventory breakdown for each proposed display;
 - 12 and
 - 13 (5) At the time shipping is booked, the importer or
 - 14 consignee shall notify the appropriate county official
 - 15 as determined by the county in writing of the expected
 - 16 shipment's landing date.

17 The counties shall share information gathered pursuant to
 18 this section with the harbors division of the department of
 19 transportation."

20 SECTION 6. Each county fire department shall submit a
 21 report of its enforcement activities concerning fireworks,



1 including any proposed legislation, to the legislature no later
2 than twenty days prior to the convening of the regular session
3 of 2023.

4 SECTION 7. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 8. This Act shall take effect on January 1, 2050.



Report Title:

Fireworks; Counties; Information; Harbors Division; Department of Transportation; Report to Legislature

Description:

Requires the counties to share certain information concerning fireworks with the Harbors Division of the Department of Transportation. Requires each county to submit a report to the Legislature. Effective date 1/1/2050. (SD2)

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

