STAND. COM. REP. NO. 1058

Honolulu, Hawaii MAR 19 , 2021 RE: S.B. No. 513 S.D. 1 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 513, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF LAWS,"

begs leave to report as follows:

The purpose of this measure is to promote compliance with the Fireworks Control Law by:

- Increasing the permit and fine amounts and raising the grade of offense for certain violations of the Fireworks Control Law;
- (2) Specifying that certain violations with respect to each aerial device, display firework, and article pyrotechnic constitutes a separate violation;
- (3) Requiring the Attorney General to convene an Explosion Detection Technology Working Group to study the feasibility of purchasing and deploying explosion detection technology in certain counties;
- (4) Authorizing the Sheriff Division of the Department of Public Safety to enforce the Fireworks Control Law; and

2021-2451 SB513 HD1 HSCR HMSO

STAND. COM. REP. NO. 1058 Page 2

(5) Requiring the Department of Public Safety to develop and implement a statewide web-based fireworks reporting tool.

Your Committee received testimony in support of this measure from the Hawaii State Fire Council, Hawaiian Humane Society, and one individual.

Your Committee finds that the enforcement of the Fireworks Control Law is wanting. Your Committee further finds that enforcement is necessary to protect property from avoidable fire damage; protect persons from fire and explosion-related injuries; minimize respiratory distress caused by the air pollution; and avoid retraumatizing persons who may be adversely impacted by loud explosions.

To promote compliance with the Fireworks Control Law, your Committee finds that increasing the penalties under the Fireworks Control Law and facilitate reporting through web-based tools, as proposed by this measure, may help meet this objective.

Your Committee further finds that H.B. No. 1245, H.D. 2 (Regular Session of 2021), which was previously heard by your Committee and passed by the House, is another approach to promote compliance with the Fireworks Control Law by establishing an expeditious adjudication system, similar to the adjudication system for processing traffic infractions. Such a system would allow the Judiciary to expeditiously process violations of the Fireworks Control Law and reserve its resources for cases that require more attention.

Your Committee has amended this measure by:

- (1) Adding the contents of H.B. No. 1245, H.D. 2 to this measure; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 513, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B.

2021-2451 SB513 HD1 HSCR HMSO

STAND. COM. REP. NO. 1058 Page 3

No. 513, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

NSON, Chair

2021-2451 SB513 HD1 HSCR HMSO

State of Hawaii



## **Record of Votes of the Committee on Consumer Protection & Commerce**

Bill/Resolution No.: SB 51 ろ SD 1	Committee Referral: CPC, JHA, FIN			Date: 3/16/2021		
The committee is reconsidering its previous decision on the measure.						
The recommendation is to: <ul> <li>Pass, unamended (as is)</li> <li>Pass, with amendments (HD)</li> <li>Hold</li> <li>Pass short form bill with HD to recommit for future public hearing (recommit)</li> </ul>						
CPC Members		Ayes	Ayes (WR)	Nays	Excused	
1. JOHANSON, Aaron Ling (C)		$\checkmark$				
	n <u>i selatana na aliilaaanaanaa mi</u>					
2. KITAGAWA, Lisa (VC)						
3. AQUINO, Henry J.C.		$\overline{\mathbf{V}}$	an a			
4. HAR, Sharon E.		$\sim$	· · · · · · · · · · · · · · · · · · ·			
C TLACITEM Marile L						
5. HASHEM, Mark J.						
6. KONG, Sam Satoru		uuunkuluut aanatuun aa <sup>ba</sup> aka <sup>b</sup> aasa ahaa ahaa ahaa ahaa ahaa ah				
	and a subsection	<u> de la de la de la de</u>	<u></u>	an a		
7. MIZUNO, John M.	1	$\checkmark$				
9 MODIKAWA Dee						
8. MORIKAWA, Dee						
9. ONISHI, Richard H.K.	<u>, al culture solst all during f</u>	$\sim$	e <u>di paranana sa ana ana danan</u> dana ta ti di aliana 2 <b>a</b> ca di alia	i initii Minar, ardd wiltona chine aradiid	in a thuilt de that a tha an	
10. TARNAS, David A.		$\checkmark$				
11. MATSUMOTO, Lauren			Alabialdo a Albite of Alabama			
		V				
TOTAL (11)		10	0	0	1	
The recommendation is: 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						