
A BILL FOR AN ACT

RELATING TO FIRE PROTECTION.

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

1 SECTION 1. The legislature finds that in the aftermath of
2 the August 2023 Lahaina wildfires, the department of the
3 attorney general initiated an investigation and retained the
4 independent, third-party Fire Safety Research Institute, part of
5 UL Research Institutes, to assess the performance of state and
6 county agencies in preparing for and responding to the August
7 2023 Lahaina wildfires. The investigation led to three reports
8 -- a "Phase 1" comprehensive timeline report, a "Phase 2"
9 incident analysis report, and a "Phase 3" forward-looking
10 report.

11 The "Phase 3" forward-looking report organized these
12 findings and provided a prioritized list of action items of
13 changes to be made to improve Hawaii's response to wildfires for
14 the State and all counties. The report calls for changes and
15 improvements to the office of the state fire marshal, which was
16 established by Act 209, Session Laws of Hawaii 2024 -- among
17 them, bolstering statutory authority of the office of the state



1 fire marshal to address the wide spectrum of fire safety issues,
2 delineating responsibilities and reporting structures between
3 the state fire marshal and the state fire council, and creating
4 an organizational structure to immediately address the State's
5 fire-safety priorities effectively.

6 Accordingly, the purpose of this Act is to effectuate the
7 recommendations of the "Phase 3" forward-looking report.

8 SECTION 2. Chapter 132, Hawaii Revised Statutes, is
9 amended by adding a new part to be appropriately designated and
10 to read as follows:

11 **"PART . OFFICE OF THE STATE FIRE MARSHAL**

12 **§132-A Definitions.** As used in this part, unless the
13 context otherwise requires:

14 "Defensible space" means a natural or human-made area in
15 which material capable of supporting the spread of fire has been
16 treated, cleared, or modified to slow the rate and intensity of
17 advancing wildfires and allowing space for fire suppression
18 operations to occur.

19 "Office" means the office of the state fire marshal.

20 **§132-B Office of the state fire marshal; established.** (a)

21 The office of the state fire marshal shall be temporarily



1 established within the office of the governor for administrative
2 purposes. The office shall be headed by the state fire marshal.

3 (b) The state fire marshal may organize and reorganize the
4 administrative structure of the office as the state fire marshal
5 considers appropriate to properly conduct the work of the
6 office.

7 (c) The state fire marshal may divide the functions of the
8 office into administrative divisions. The state fire marshal
9 may appoint an individual to administer each division. Each
10 individual appointed under this subsection shall be well-
11 qualified by technical training and experience in the functions
12 to be performed by the individual.

13 **§132-C Office of the state fire marshal; powers and duties**
14 **generally.** (a) The office shall:

- 15 (1) Review and assess the fire risk of the State;
16 (2) Coordinate fire protection efforts among local
17 agencies for the State;
18 (3) Review and propose amendments to the state fire code,
19 in consultation with and in consideration of
20 recommendations provided by the state fire council for



1 the state fire council's consideration in its adoption
2 of or amendments to the state fire code;

3 (4) Review the emergency resources that are available in
4 the State to be deployed to address fires;

5 (5) Work with state and county law enforcement agencies
6 for enforcement of the state fire code; provided that
7 law enforcement agencies shall have primary law
8 enforcement jurisdiction;

9 (6) Upon request of a county official having enforcement
10 responsibility and a showing of unusual fire hazard or
11 other special circumstances, investigate and make
12 appropriate recommendations. The state fire marshal
13 may investigate or cause an investigation to be made
14 to determine the probable cause, origin, and
15 circumstances of any fire and shall classify the
16 findings as the state fire marshal may find
17 appropriate to promote fire protection and prevention.

18 The state fire marshal shall coordinate and consult
19 with county authorities in the event that the state
20 fire marshal needs to summon witnesses related to a
21 fire investigation;



- 1 (7) Conduct inspections of state buildings and facilities
2 to ensure fire safety compliance;
- 3 (8) Oversee the training and certification of fire
4 inspectors and investigators in the State; and
- 5 (9) Maintain records of all fires in the State, including
6 the causes and circumstances.

7 (b) The office shall adopt rules pursuant to chapter 91
8 necessary to implement this part.

9 **§132-D Office of the state fire marshal; discretionary**
10 **powers.** The office may:

- 11 (1) Establish headquarters and county offices of the
12 office at places the office of the governor considers
13 advisable for the protection of the State;
- 14 (2) Allow the state fire marshal and deputy state fire
15 marshals to operate authorized emergency vehicles as
16 defined by section 291C-1;
- 17 (3) Use land and buildings for the accommodation of office
18 employees and office vehicles and equipment;
- 19 (4) Contract or otherwise cooperate with any person or
20 public agency for the procurement of necessary
21 services or property, subject to chapter 103D where



1 applicable, including by entering into lease
2 agreements and taking title to real property as
3 necessary for the performance of the duties of the
4 office;

5 (5) As an emergency services agency, control and regulate
6 the acquisition, operation, use, maintenance, and
7 disposal of, and access to, motor vehicles and
8 equipment for official state fire business;

9 (6) Accept and transfer gifts, grants, donations, and
10 funds from any source, including services and
11 property, to carry out the duties of the office;

12 (7) Provide training, or enter into contracts to obtain
13 training services, in fire suppression and fire safety
14 inspection, to departments and agencies that issue
15 licenses;

16 (8) Explore additional opportunities to reduce wildfire
17 risk, including engaging with:

18 (A) Insurance companies regarding insurance policy
19 coverage provisions, underwriting standards,
20 insurance rates, and any other topic relevant to



1 enhancing the protection of property from
2 wildfire at a reasonable cost;

3 (B) Electric utilities regarding further actions to
4 protect public safety, reduce risk to electric
5 company customers, and promote electrical system
6 resilience to wildfire damage; and

7 (C) Federal agencies to expand opportunities for
8 cost-share partnerships for wildfire mitigation
9 and develop strategies for improvements to
10 federal fire management policies applicable to
11 the State; and

12 (9) Perform any other duties necessary to discharge its
13 duties under this part.

14 **§132-E Preparation of statistical reports.** Every two
15 years, the state fire marshal shall prepare statistical reports
16 on the history and condition of state fire defenses and an
17 analysis of contributing factors of fire causes for the period
18 of the report. The reports shall be posted on the office's
19 website and publicly available upon request, subject to a fee
20 not to exceed the cost of printing and distribution. The
21 reports compiled under this section shall include a compilation



1 or summary of the county fire chiefs' records prepared pursuant
2 to section 132-1(a), in addition to any other sources the state
3 fire marshal deems appropriate.

4 **§132-F Powers and duties relating to wildfire readiness.**

5 The office shall increase the State's wildfire readiness
6 capacity to the extent that the office of the governor receives
7 funding for the increase, by means including:

- 8 (1) Increasing the number of fire prevention personnel and
9 fire administrative support personnel to address
10 planning, communications, training, deployment, and
11 safety;
- 12 (2) Implementing innovative technologies and modernizing
13 systems to expedite fire resource deployment in an
14 efficient and safe manner;
- 15 (3) Entering into contracts or agreements with federal or
16 state agencies, counties, other states, corporations,
17 and authorities, having jurisdiction for fire
18 prevention, suppression, coordination, and response;
19 and
- 20 (4) Coordinating with the Hawaii emergency management
21 agency.



1 **§132-G Preparation of emergency plans by the state fire**
2 **marshal.** The state fire marshal, in consultation with the
3 Hawaii emergency management agency, shall provide advice and
4 counsel to the governor on the most practical utilization of the
5 firefighting resources of the State.

6 **§132-H State fire marshal; terms of employment.** (a) The
7 state fire marshal shall be the administrator of the office and
8 shall be appointed by the governor from a list of three names
9 submitted by the state fire council. The state fire marshal
10 shall serve for a term of five years. The appointment of the
11 state fire marshal shall be made without regard to chapters 76
12 and 89, and shall not be subject to the advice and consent of
13 the senate. In the event of a vacancy, the state fire council
14 shall meet expeditiously to submit a list of three names to the
15 governor for a new state fire marshal to serve the remainder of
16 the unexpired term.

17 (b) The state fire marshal shall be qualified to direct
18 the technical and executive work of the office and shall have
19 education or training related to the programs of the office and
20 significant experience in managing fire protection or related
21 programs.



1 **§132-I Deputies and assistants.** The state fire marshal
2 shall appoint two deputy state fire marshals, exempt from
3 chapters 76 and 89, whose duties shall be to assist in
4 implementing this chapter. The office may also employ other
5 assistants and employees, subject to chapter 76, and incur other
6 expenses as the state fire marshal may deem necessary to
7 effectively administer the office. Each deputy state fire
8 marshal shall be well-qualified by technical training and
9 experience in the functions to be performed by the individual.
10 The state fire marshal may remove any deputy state fire marshal
11 for cause.

12 **§132-J Salaries and expenses.** Salaries and other expenses
13 of the office necessary in the performance of its duties and of
14 the state fire marshal shall be paid in the same manner as the
15 expenses of other offices of the office of the governor.

16 **§132-K Recordkeeping.** The office shall keep a record of
17 all fires occurring in the State and of all facts concerning the
18 same, including statistics as to the extent of the fires and the
19 damage caused, whether the losses were covered by insurance, and
20 if so, in what amount. All the records shall be public, except
21 information protected from disclosure pursuant to chapter 92F.



1 The records compiled under this section shall be a compilation
2 of the county fire chiefs' records prepared pursuant to section
3 132-1(a).

4 **§132-L Community risk reduction program.** (a) The office
5 shall develop and administer a community risk reduction program
6 that:

7 (1) Emphasizes education and methods for the prevention of
8 wildfire risk;

9 (2) Encourages cost-effective hardening and retrofitting
10 of structures that creates fire-resistant homes,
11 businesses, and public buildings; and

12 (3) Facilitates vegetation management, the creation and
13 maintenance of defensible space, and other fuel
14 modification activities that provide neighborhood or
15 community-wide benefits against wildfire.

16 (b) The counties may opt into the community risk reduction
17 program to provide resources and localized knowledge of the
18 community.

19 (c) The office or counties may contract with educational
20 or other nonprofit entities to assist with the administration of
21 the community risk reduction program.



1 **§132-M Community risk reduction special fund.** (a) There
2 shall be established within the state treasury the community
3 risk reduction special fund, separate and distinct from the
4 general fund.

5 (b) The special fund shall consist of all moneys
6 appropriated to the fund as provided by law and any gifts,
7 grants, donations, endowments, or bequests from any public or
8 private source, including individuals and private organizations.

9 (c) The moneys in the special fund shall be continuously
10 appropriated to the office to carry out community risk
11 reduction, including financial assistance for the hardening of
12 structures in zones designated as at high risk of wildfires on
13 the statewide wildfire hazard map, and the county financial
14 assistance identified in section 132-L(b).

15 **§132-N State fire marshal; biennial report; deadline;**
16 **contents.** (a) Beginning with the regular session of 2027, no
17 later than twenty days before the convening in each odd-numbered
18 year of a regular session, the office shall submit to the
19 legislature a report regarding the activities of the state fire
20 marshal and the counties in implementing this chapter.

21 (b) The report shall include, at a minimum:



- 1 (1) A status report concerning:
- 2 (A) Community risk reduction; and
- 3 (B) The establishment, administration, and
- 4 enforcement of defensible space requirements;
- 5 (2) The amount of moneys expended during the previous
- 6 fiscal biennium for:
- 7 (A) Community risk reduction;
- 8 (B) The establishment, administration, and
- 9 enforcement of defensible space requirements; and
- 10 (C) Fire suppression; and
- 11 (4) Any recommendations for the state fire marshal for
- 12 legislative action, including but not limited to
- 13 current or future resource and funding needs for:
- 14 (A) Community risk reduction; and
- 15 (B) The establishment, administration, and
- 16 enforcement of defensible space requirements.

17 **§132-O Provision of uniforms, response apparatus, motor**
 18 **vehicles, and all emergency supplies and equipment; uniform**
 19 **design.** (a) The office shall provide office employees with
 20 standard uniforms, response apparatus, motor vehicles, and all



1 other emergency supplies and equipment necessary to carry out
2 the duties of the office.

3 (b) The state fire marshal shall specify a pattern and
4 distinctive design for the uniforms described in subsection (a).

5 (c) The state fire marshal may enter into agreements with
6 other governmental agencies for the purpose of resource sharing
7 of response apparatus, motor vehicles, and all other emergency
8 supplies and equipment necessary to carry out the fire safety
9 and prevention laws of the State.

10 **§132-P Minimum defensible space requirements; duties of**
11 **the state fire marshal; enforcement powers of the counties;**
12 **assistance to the counties.** (a) With regard to minimum
13 defensible space requirements, the state fire marshal:

14 (1) Shall consult with the state fire council to establish
15 minimum defensible space requirements;

16 (2) Shall establish requirements that are consistent with
17 and do not exceed the standards pertaining to
18 defensible space in generally accepted evidence-based
19 codes and standards;



- 1 (3) May consider best practices specific to the State and
- 2 traditional and customary practices relating to
- 3 defensible space to establish the requirements;
- 4 (4) Shall periodically reexamine generally accepted
- 5 evidence-based codes and standards and update the
- 6 requirements to reflect the current best practices,
- 7 which may be conducted in consultation with the state
- 8 fire council;
- 9 (5) Shall enforce the requirements that are applicable to
- 10 state lands within the jurisdiction of a county;
- 11 (6) Shall adopt rules governing administration of the
- 12 requirements;
- 13 (7) May develop, in consultation with the state fire
- 14 council, a graduated fine structure for the counties'
- 15 use in assessing civil penalties on property owners
- 16 for noncompliance with the requirements;
- 17 (8) Shall consult with stakeholders, such as the counties,
- 18 on implementation of the requirements; and
- 19 (9) May adopt rules concerning requirements by the
- 20 counties as described in subsection (b).



1 (b) Each county fire chief may adopt and enforce local
2 requirements for defensible space that are greater than the
3 minimum defensible space requirements established by the state
4 fire marshal. Any local requirements that a county fire chief
5 adopts for defensible space shall be defensible space standards
6 selected from the framework set forth in generally accepted
7 evidence-based codes or standards or other best practices suited
8 to the State.

9 (c) The office may provide financial, administrative,
10 technical, or other assistance to a county to facilitate the
11 administration and enforcement of the minimum defensible space
12 requirements within the jurisdiction of the county. The county
13 shall expend financial assistance provided by the state fire
14 marshal under this subsection to give priority to the creation
15 of defensible space:

16 (1) On lands where members of socially and economically
17 vulnerable communities, persons with limited
18 proficiency in English, and persons of lower income
19 reside;

20 (2) For critical or emergency infrastructure; and

1 (3) For schools, hospitals, and facilities that serve
2 seniors.

3 **§132-Q Statewide wildfire hazard map.** (a) The office
4 shall oversee the development and maintenance of a comprehensive
5 statewide wildfire hazard map that displays the wildfire hazard
6 zones described in subsection (c).

7 (b) The purposes of the statewide wildfire hazard map
8 shall be to:

- 9 (1) Educate Hawaii residents and property owners about the
10 residents' and property owners' wildfire exposure by
11 providing transparent and science-based information;
- 12 (2) Assist in prioritizing fire adaptation and mitigation
13 resources for the most vulnerable locations; and
- 14 (3) Identify where defensible space standards and
15 structure hardening codes will apply.

16 (c) There shall be three statewide wildfire hazard zones:
17 low, moderate, and high, which shall be based on weather,
18 climate, topography, and vegetation. The state fire marshal
19 shall determine the hazard values for the low, moderate, and
20 high wildfire hazard zones and shall assign a numerical value
21 describing the likelihood and intensity of a wildfire, based on



1 specific factors or conditions of weather, climate, topography,
2 and vegetation, as modeled for a given pixel. The state fire
3 marshal's determination shall be determined using a
4 statistically objective methodology. The state fire marshal's
5 determination shall be publicly posted on the office's website
6 and provided on the statewide wildfire hazard map at the time of
7 its publication. The state fire marshal's determination shall
8 be re-evaluated on an annual basis.

9 (d) The office shall ensure that the statewide wildfire
10 hazard map is publicly available in electronic form on its
11 website and shall be available upon request in electronic form
12 at no cost.

13 (e) The statewide wildfire hazard map shall:

14 (1) Be based on the wildfire hazard zones;

15 (2) Be sufficiently detailed to allow the assessment of
16 wildfire hazard at the property-ownership level;

17 (3) Include a layer that geospatially displays the
18 locations of socially and economically vulnerable
19 communities;

20 (4) Be completed and released expeditiously, following the
21 collaboration described in subsection (g); and



- 1 (5) Be offered in the languages spoken throughout the
2 State, as practicable.
- 3 (f) The statewide wildfire hazard map shall be developed:
- 4 (1) Using current, peer-reviewed data sets when
5 calculating wildfire hazard;
- 6 (2) Calculating wildfire hazard as a combined hazard
7 rating value incorporating annual burn probability and
8 wildfire intensity;
- 9 (3) Utilizing the most representative fuel characteristics
10 practical; and
- 11 (4) To include a layer that geospatially displays the
12 locations of socially and economically vulnerable
13 communities.
- 14 (g) There shall be community engagement in the process of
15 developing the statewide wildfire hazard map that:
- 16 (1) May include the state fire council, other state
17 agencies, local governments, other public bodies, and
18 any other information sources that the state fire
19 marshal deems appropriate;
- 20 (2) Ensures, through the use of clear language, graphics,
21 visuals, and examples, that the underlying criteria



1 for assigning hazard zones are publicly available and
2 comprehensible to a public audience;

3 (3) Is interactive and does not consist solely of
4 delivering information in a top-down manner; and

5 (4) Is coordinated with local partners, including
6 counties, relevant state agencies, and the state fire
7 council.

8 (h) When the draft map is developed, it shall be released
9 but before final publication of the map occurs, the office shall
10 accept public comment on the map for a period not exceeding
11 sixty days.

12 (i) In maintaining the statewide wildfire hazard map, the
13 office shall make technical adjustments as needed and update the
14 map consistent with the results of appeals as described in
15 subsection (l).

16 (j) State agencies and the counties shall, as appropriate,
17 use the map layer described in subsection (e) (3) to direct
18 resources for wildfire hazard reduction and wildfire resiliency
19 to those most in need and assist with identifying communities
20 for extensive, targeted engagement and outreach related to
21 wildfire hazard reduction and wildfire resiliency.



1 (k) Using the statewide wildfire hazard map developed
2 pursuant to this section, the counties shall conduct outreach:

3 (1) In partnership with community leaders and community-
4 based organizations;

5 (2) By using different media;

6 (3) By disseminating information through local schools,
7 stores, faith-based organizations, and medical
8 offices; and

9 (4) By offering all information in the languages spoken in
10 the relevant community, as practicable.

11 (1) The office shall provide notice and information to a
12 property owner whose property is assigned to the high hazard
13 zone within the statewide wildfire hazard map about the fact
14 that the property has been assigned to the high hazard zone, the
15 effects of the assignment, and how the property owner may appeal
16 the assignment of the property owner's property to the high
17 hazard zone. The notice and information provided to a property
18 owner shall be on a standard form, as prepared by the office.

19 (m) The office shall adopt rules, pursuant to chapter 91,
20 that:



- 1 (1) Allow affected property owners and local governments
- 2 to appeal the assignment of properties to the wildfire
- 3 hazard zones after the map is developed, after any
- 4 updates to the map, and within a reasonable time after
- 5 delivery of the notice and information described in
- 6 subsection (k); and
- 7 (2) Provide that assignments of properties to the high
- 8 hazard zone may be appealed as a contested case, as
- 9 described in chapter 91.

10 **§132-R Office of the state marshal; advisory board. (a)**

11 There shall be established within the office an advisory board.

12 (b) The advisory board shall consist of the following

13 members:

- 14 (1) Each of the county fire chiefs, or their respective
- 15 designees;
- 16 (2) The chairperson of the board of agriculture, or the
- 17 chairperson's designee;
- 18 (3) The chairperson of the public utilities commission, or
- 19 the chairperson's designee;
- 20 (4) The insurance commissioner, or the commissioner's
- 21 designee;



- 1 (5) The deputy director of the airports division of the
2 department of transportation, or the deputy director's
3 designee;
- 4 (6) The director of the office of planning and sustainable
5 development, or the director's designee;
- 6 (7) The administrator of the Hawaii emergency management
7 agency, or the administrator's designee;
- 8 (8) The administrator of the division of forestry and
9 wildlife of the department of land and natural
10 resources, or the administrator's designee;
- 11 (9) A representative of the state building code council;
- 12 (10) A representative of a state agency whose primary focus
13 is serving elderly and other vulnerable populations;
- 14 (11) A representative of each of the county water supply
15 agencies;
- 16 (12) A representative of each of the State's electric
17 utilities, to be invited by the state fire marshal;
- 18 (13) A representative of each of the State's other private
19 utilities, to be invited by the state fire marshal;



- 1 (14) A representative of the private-sector building
- 2 industry in the State, to be invited by the state fire
- 3 marshal;
- 4 (15) A representative of the Hawaii Wildfire Management
- 5 Organization, to be invited by the state fire marshal;
- 6 (16) An individual with subject-matter expertise in serving
- 7 elderly and other vulnerable populations, to be
- 8 invited by the state fire marshal; and
- 9 (17) Any other member that the state fire marshal deems
- 10 appropriate.
- 11 (c) The advisory board shall:
- 12 (1) Guide the vision and strategic priorities of the
- 13 office;
- 14 (2) Collaborate with other state agencies and the counties
- 15 to define roles, avoid conflicts, and ensure seamless
- 16 implementation of this chapter; and
- 17 (3) Provide broad, systemwide considerations to ensure
- 18 that the office incorporates perspectives and
- 19 priorities from across sectors, industries, and
- 20 subject-matter experts and to equip the office with



1 the necessary contextual information to make informed,
2 well-balanced decisions."

3 SECTION 3. Section 76-16, Hawaii Revised Statutes, is
4 amended by amending subsection (b) to read as follows:

5 "(b) The civil service to which this chapter applies shall
6 comprise all positions in the State now existing or hereafter
7 established and embrace all personal services performed for the
8 State, except the following:

- 9 (1) Commissioned and enlisted personnel of the Hawaii
10 National Guard and positions in the Hawaii National
11 Guard that are required by state or federal laws or
12 regulations or orders of the National Guard to be
13 filled from those commissioned or enlisted personnel;
- 14 (2) Positions filled by persons employed by contract where
15 the director of human resources development has
16 certified that the service is special or unique or is
17 essential to the public interest and that, because of
18 circumstances surrounding its fulfillment, personnel
19 to perform the service cannot be obtained through
20 normal civil service recruitment procedures. Any
21 contract may be for any period not exceeding one year;



- 1 (3) Positions that must be filled without delay to comply
2 with a court order or decree if the director
3 determines that recruitment through normal recruitment
4 civil service procedures would result in delay or
5 noncompliance, such as the Felix-Cayetano consent
6 decree;
- 7 (4) Positions filled by the legislature or by either house
8 or any committee thereof;
- 9 (5) Employees in the office of the governor and office of
10 the lieutenant governor, and household employees at
11 Washington Place;
- 12 (6) Positions filled by popular vote;
- 13 (7) Department heads, officers, and members of any board,
14 commission, or other state agency whose appointments
15 are made by the governor or are required by law to be
16 confirmed by the senate;
- 17 (8) Judges, referees, receivers, masters, jurors, notaries
18 public, land court examiners, court commissioners, and
19 attorneys appointed by a state court for a special
20 temporary service;



1 (9) One bailiff for the chief justice of the supreme court
2 who shall have the powers and duties of a court
3 officer and bailiff under section 606-14; one
4 secretary or clerk for each justice of the supreme
5 court, each judge of the intermediate appellate court,
6 and each judge of the circuit court; one secretary for
7 the judicial council; one deputy administrative
8 director of the courts; three law clerks for the chief
9 justice of the supreme court, two law clerks for each
10 associate justice of the supreme court and each judge
11 of the intermediate appellate court, one law clerk for
12 each judge of the circuit court, two additional law
13 clerks for the civil administrative judge of the
14 circuit court of the first circuit, two additional law
15 clerks for the criminal administrative judge of the
16 circuit court of the first circuit, one additional law
17 clerk for the senior judge of the family court of the
18 first circuit, two additional law clerks for the civil
19 motions judge of the circuit court of the first
20 circuit, two additional law clerks for the criminal
21 motions judge of the circuit court of the first



1 circuit, and two law clerks for the administrative
2 judge of the district court of the first circuit; and
3 one private secretary for the administrative director
4 of the courts, the deputy administrative director of
5 the courts, each department head, each deputy or first
6 assistant, and each additional deputy, or assistant
7 deputy, or assistant defined in paragraph (16);
8 (10) First deputy and deputy attorneys general, the
9 administrative services manager of the department of
10 the attorney general, one secretary for the
11 administrative services manager, an administrator and
12 any support staff for the criminal and juvenile
13 justice resources coordination functions, and law
14 clerks;
15 (11) (A) Teachers, principals, vice-principals, complex
16 area superintendents, deputy and assistant
17 superintendents, other certificated personnel,
18 and no more than twenty noncertificated
19 administrative, professional, and technical
20 personnel not engaged in instructional work;



- 1 (B) Effective July 1, 2003, teaching assistants,
2 educational assistants, bilingual or bicultural
3 school-home assistants, school psychologists,
4 psychological examiners, speech pathologists,
5 athletic health care trainers, alternative school
6 work study assistants, alternative school
7 educational or supportive services specialists,
8 alternative school project coordinators, and
9 communications aides in the department of
10 education;
- 11 (C) The special assistant to the state librarian and
12 one secretary for the special assistant to the
13 state librarian; and
- 14 (D) Members of the faculty of the [~~University~~
15 university] of Hawaii, including research workers,
16 extension agents, personnel engaged in
17 instructional work, and administrative,
18 professional, and technical personnel of the
19 university;
- 20 (12) Employees engaged in special, research, or
21 demonstration projects approved by the governor;



1 their duties concurrently with their private business
2 or profession or other private employment and whose
3 duties require only a portion of their time, if it is
4 impracticable to ascertain or anticipate the portion
5 of time to be devoted to the service of the State;
6 (16) Positions of first deputies or first assistants of
7 each department head appointed under or in the manner
8 provided in section 6, article V, of the Hawaii State
9 Constitution; three additional deputies or assistants
10 either in charge of the highways, harbors, and
11 airports divisions or other functions within the
12 department of transportation as may be assigned by the
13 director of transportation, with the approval of the
14 governor; one additional deputy in the department of
15 human services either in charge of welfare or other
16 functions within the department as may be assigned by
17 the director of human services; four additional
18 deputies in the department of health, each in charge
19 of one of the following: behavioral health,
20 environmental health, hospitals, and health resources
21 administration, including other functions within the



1 department as may be assigned by the director of
2 health, with the approval of the governor; two
3 additional deputies in charge of the law enforcement
4 programs, administration, or other functions within
5 the department of law enforcement as may be assigned
6 by the director of law enforcement, with the approval
7 of the governor; three additional deputies each in
8 charge of the correctional institutions,
9 rehabilitation services and programs, and
10 administration or other functions within the
11 department of corrections and rehabilitation as may be
12 assigned by the director of corrections and
13 rehabilitation, with the approval of the governor; two
14 administrative assistants to the state librarian; and
15 an administrative assistant to the superintendent of
16 education;

17 (17) Positions specifically exempted from this part by any
18 other law; provided that:

19 (A) Any exemption created after July 1, 2014, shall
20 expire three years after its enactment unless



1 affirmatively extended by an act of the
2 legislature; and

3 (B) All of the positions defined by paragraph (9)
4 shall be included in the position classification
5 plan;

6 (18) Positions in the state foster grandparent program and
7 positions for temporary employment of senior citizens
8 in occupations in which there is a severe personnel
9 shortage or in special projects;

10 (19) Household employees at the official residence of the
11 president of the [~~University~~] university of Hawaii;

12 (20) Employees in the department of education engaged in
13 the supervision of students during meal periods in the
14 distribution, collection, and counting of meal
15 tickets, and in the cleaning of classrooms after
16 school hours on a less than half-time basis;

17 (21) Employees hired under the tenant hire program of the
18 Hawaii public housing authority; provided that no more
19 than twenty-six per cent of the authority's workforce
20 in any housing project maintained or operated by the



- 1 authority shall be hired under the tenant hire
2 program;
- 3 (22) Positions of the federally funded expanded food and
4 nutrition program of the [~~University~~] university of
5 Hawaii that require the hiring of nutrition program
6 assistants who live in the areas they serve;
- 7 (23) Positions filled by persons with severe disabilities
8 who are certified by the state vocational
9 rehabilitation office that they are able to perform
10 safely the duties of the positions;
- 11 (24) The sheriff;
- 12 (25) A gender and other fairness coordinator hired by the
13 judiciary;
- 14 (26) Positions in the Hawaii National Guard youth and adult
15 education programs;
- 16 (27) In the Hawaii state energy office in the department of
17 business, economic development, and tourism, all
18 energy program managers, energy program specialists,
19 energy program assistants, and energy analysts;
- 20 (28) Administrative appeals hearing officers in the
21 department of human services;



- 1 (29) In the Med-QUEST division of the department of human
2 services, the division administrator, finance officer,
3 health care services branch administrator, medical
4 director, and clinical standards administrator;
- 5 (30) In the director's office of the department of human
6 services, the enterprise officer, information security
7 and privacy compliance officer, security and privacy
8 compliance engineer, security and privacy compliance
9 analyst, information technology implementation
10 manager, assistant information technology
11 implementation manager, resource manager, community or
12 project development director, policy director, special
13 assistant to the director, and limited English
14 proficiency project manager or coordinator;
- 15 (31) The Alzheimer's disease and related dementia services
16 coordinator in the executive office on aging;
- 17 (32) In the Hawaii emergency management agency, the
18 executive officer, public information officer, civil
19 defense administrative officer, branch chiefs, and
20 emergency operations center state warning point
21 personnel; provided that for state warning point



1 personnel, the director shall determine that
2 recruitment through normal civil service recruitment
3 procedures would result in delay or noncompliance;

4 (33) The executive director and seven full-time
5 administrative positions of the school facilities
6 authority;

7 (34) Positions in the Mauna Kea stewardship and oversight
8 authority;

9 (35) In the office of homeland security of the department
10 of law enforcement, the statewide interoperable
11 communications coordinator;

12 (36) In the social services division of the department of
13 human services, the business technology analyst;

14 [+](37)[+] The executive director and staff of the 911
15 board;

16 [+](38)[+] Senior software developers in the department of
17 taxation;

18 [+](39)[+] In the department of law enforcement, five
19 Commission on Accreditation for Law Enforcement
20 Agencies, Inc., coordinator positions;



1 [+] (40) [~~+~~The] In the office of the state fire marshal[~~+~~], the
2 state fire marshal and deputy state fire marshals; and

3 [+] (41) [~~+~~] The administrator for the law enforcement
4 standards board.

5 The director shall determine the applicability of this
6 section to specific positions.

7 Nothing in this section shall be deemed to affect the civil
8 service status of any incumbent as it existed on July 1, 1955."

9 SECTION 4. Section 132-1, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "**§132-1 County fire chiefs; powers and duties.** (a)
12 Records. The fire chief of each county shall keep in the county
13 fire chief's office a record of all fires occurring in the
14 county and of all facts concerning the same, and shall make such
15 compilations and statistical investigations [~~as the fire chief~~
16 ~~may deem proper,~~] on an annual basis, all of which shall be kept
17 as permanent records in the fire chief's office. All records
18 shall be public, except that any evidence in any investigation
19 may, in the discretion of the county fire chief, be withheld
20 from the public.



1 (b) Investigations, generally. The fire chief of each
2 county shall:

3 (1) Investigate the cause, origin, and circumstances of
4 fires;

5 (2) Supervise and make or cause to be made [~~periodically~~]
6 on a biennial basis a thorough inspection of all
7 property which might constitute a fire hazard within
8 the county;

9 (3) Summon and compel the attendance of witnesses and
10 production of evidence and hold hearings and make
11 orders in any matter under the fire chief's
12 jurisdiction; and

13 (4) Cooperate with any and all other governmental officers
14 or agencies having jurisdiction in the matters.

15 (c) On January 1 of each year, the fire chief of each
16 county shall transmit the records and statistical investigations
17 compiled pursuant to subsection (a) to the office of the state
18 fire marshal. On January 1 of each alternating year, the fire
19 chief of each county shall transmit the inspection record of
20 property that may constitute a fire hazard within their county



1 compiled pursuant to subsection (b) (2) to the office of the
2 state fire marshal."

3 SECTION 5. Section 132-4, Hawaii Revised Statutes, is
4 amended to read as follows:

5 "**§132-4 Investigation of fires; criminal prosecutions.**

6 The fire chief of the county in which any fire occurs shall
7 immediately investigate the cause, origin, and circumstances of
8 fire by which property has been destroyed or damaged and so far
9 as possible determine whether the fire was the result of
10 carelessness or design. A county fire chief may request the
11 office of the state fire marshal to assist with the
12 investigation of a fire as provided in section 132-C.

13 If after any investigation the county fire chief is of the
14 opinion that the evidence in relation to the fire indicates that
15 a crime has been committed, the fire chief shall present the
16 evidence to the [~~officer~~] attorney of the county in which the
17 supposed offense was committed, with the request that the
18 prosecuting [~~officer~~] attorney institute [~~such~~] criminal
19 proceedings as the evidence may warrant.

20 In the event that the office of the state fire marshal is
21 of the opinion that the evidence in relation to a fire indicates



1 that a crime has been committed, the office or state fire
2 marshal shall coordinate with the relevant county fire chief to
3 present the evidence to the prosecuting attorney of the county
4 in which the supposed offense was committed."

5 SECTION 6. Section 132-4.5, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "[+]§132-4.5[+] **Investigation of fires; immunity for**
8 **information received from insurers.** (a) The fire chief of each
9 county or the state fire marshal may require any insurer in
10 writing to release information relating to any investigation the
11 insurer has made concerning a loss or potential loss due to fire
12 of suspicious or incendiary origin which information shall
13 include but not be limited to:

- 14 (1) An insurance policy relating to [~~such~~] the loss;
- 15 (2) Policy premium records;
- 16 (3) History of previous claims; and
- 17 (4) Other relevant material relating to [~~such~~] the loss or
18 potential loss.

19 (b) If any insurer has reason to suspect that a fire loss
20 to its insured's real or personal property was caused by
21 incendiary means, the insurer shall furnish the county fire



1 chief or state fire marshal with all relevant material acquired
2 during its investigation of the fire loss, cooperate with and
3 take [~~such~~] action as may be required of it by the county fire
4 chief[~~7~~] or state fire marshal, and permit any person ordered by
5 the court to inspect any of its records pertaining to the policy
6 and the loss. [~~Such~~] The insurer may request the county fire
7 chief or state fire marshal to release information relating to
8 any investigation the fire chief or state fire marshal has made
9 concerning any [~~such~~] fire loss of suspicious or incendiary
10 origin.

11 (c) In the absence of fraud, malice, or criminal act, no
12 insurer or person who furnishes information on its behalf, shall
13 be liable for damages in a civil action or be subject to
14 criminal prosecution for any oral or written statement made that
15 is necessary to supply information required pursuant to this
16 section.

17 (d) The county fire chief or state fire marshal receiving
18 any information furnished pursuant to this section shall hold
19 the information in confidence until [~~such time as~~] its release
20 is required in furtherance of a criminal or civil proceeding.



1 (e) The county fire chief, in person or by officers or
2 members of the fire chief's fire department, or the state fire
3 marshal, in person or by deputies or employees of the office of
4 the state fire marshal, may be required to testify as to any
5 information in the fire chief's or state fire marshal's
6 possession regarding the fire loss of real or personal property
7 in any civil action in which any person seeks recovery under a
8 policy against any insurance company for the fire loss."

9 SECTION 7. Section 132-5, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "**§132-5 Right of entry for inspection; unlawful to**
12 **obstruct.** The county fire chief [~~or~~], the chief's designees,
13 the state fire marshal, or the state fire marshal's designees,
14 at all reasonable hours may enter any buildings, structures, or
15 premises within the fire chief's or state fire marshal's
16 jurisdiction, respectively, except the interior of private
17 dwellings, to make any inspection, investigation, or examination
18 that is authorized to be made under this chapter. The county
19 fire chief [~~or~~], the chief's designees, the state fire marshal,
20 or the state fire marshal's designees may enter any private
21 dwelling whenever the fire chief [~~or~~], the chief's designees,



1 the state fire marshal, or the state fire marshal's designees
2 have reason to believe that dangerous conditions creating a fire
3 hazard exist in the dwelling. The county fire chief [~~or~~], the
4 chief's designees, the state fire marshal, or the state fire
5 marshal's designees may enter any private dwelling when a fire
6 has occurred in the dwelling. It shall be unlawful to obstruct,
7 hinder, or delay any person having the right to make the
8 inspection, investigation, or examination in the performance of
9 duty.

10 The county fire chief [~~or~~], the chief's designees [~~are~~
11 ~~authorized to~~], the state fire marshal, or the state fire
12 marshal's designees may make an inspection of all buildings and
13 facilities, except state-owned airport facilities, the frequency
14 of which shall be made in accordance with section 132-6, and
15 shall make a report to the authorities responsible for the
16 maintenance of any building or facility when it is found that a
17 building or facility does not meet minimum standards of fire and
18 safety protection."

19 SECTION 8. Section 132-6, Hawaii Revised Statutes, is
20 amended to read as follows:



1 "§132-6 Duties of county fire chiefs; periodic
2 inspections; orders to remove fire hazards; appeals. (a) Each
3 county fire chief, in person or by officers or members of the
4 fire chief's fire department designated by the fire chief for
5 that purpose, shall inspect all buildings, premises, and public
6 thoroughfares, except the interiors of private dwellings and
7 ~~[state-owned airport]~~ state facilities, for the purpose of
8 ascertaining and causing to be corrected any conditions liable
9 to cause fire or any violation of any law, ordinance, rule, or
10 order relating to fire hazard or to the prevention of fires.

11 (b) The inspection shall be made[+
12 ~~(1) At least once each year at all public schools; and~~
13 ~~(2) At]~~ at least once every five years, or as often as
14 deemed practicable or necessary by the county fire
15 chief, at all other buildings and premises to provide
16 fire prevention and pre-fire planning within the
17 jurisdiction of the county fire chief.

18 The ~~[State]~~ office of the state fire marshal shall conduct fire
19 and safety inspections at all ~~[state-owned airport]~~ state
20 facilities at least once a year.



1 (c) A written report of each inspection shall be kept on
2 file in the office of the county fire chief.

3 (d) A copy of any report showing a change in the hazard or
4 any violation of law, ordinance, rule, or order relating to the
5 fire hazard upon any risk, shall be given by the county fire
6 chief to any rating bureau making written request of the fire
7 chief therefor.

8 (e) Each county fire chief [~~is~~] shall be vested with the
9 power and jurisdiction over, and shall have supervision of,
10 every building and premises in the county as may be necessary to
11 enforce any law, ordinances, rule, and order relating to
12 protection from fire loss; provided that this provision shall
13 not in any manner limit the jurisdiction or authority [~~which~~]
14 that any other county official may have over [~~such~~] the building
15 or premises under any other law or ordinance. Whenever as a
16 result of inspection or upon complaint or otherwise the county
17 fire chief determines that a law, ordinance, rule, or order
18 relating to protection from fire loss has been violated or that
19 a condition exists [~~which~~] that creates an unreasonable risk of
20 fire loss, the fire chief shall prepare and serve upon the
21 owner, occupant, or other person responsible for the building or



1 premises a written order setting forth the nature of the alleged
2 violation or condition, the law, ordinance, rule, or order
3 violated, and the protections, safeguards, or other means or
4 methods required to render the building or premises safe as
5 required by law, ordinance, or rule. The order shall be
6 complied with by the owner or occupant or person responsible for
7 the building or premises within the time therein specified
8 unless a timely appeal is taken pursuant to subsection (f) [~~of~~
9 ~~this section~~].

10 (f) Owner's appeal to county fire appeals board. The
11 owner or occupant may, within five days, appeal from any order
12 made by the county fire chief to the county fire appeals board,
13 which shall, within thirty days, and after a hearing pursuant to
14 chapter 91, review the order and file its decision thereon,
15 modifying, affirming, or revoking the order. Each county shall
16 by ordinance establish a county fire appeals board and shall
17 provide for its composition.

18 (g) Notwithstanding the provisions of subsection (e) [~~of~~
19 ~~this section~~] where the county fire chief determines that a
20 clear and immediate risk of fire loss exists, the fire chief may
21 after notice to the owner or occupant or other person



1 responsible for the building or premises, and after a hearing
2 pursuant to chapter 91, order [~~such~~] the person to take all
3 actions reasonably necessary to render the building or premises
4 safe from fire loss; provided that no notice or hearing shall be
5 required where the county fire chief determines that the risk of
6 fire loss is sufficiently immediate that delay would be
7 dangerous to the public safety and welfare. If any owner,
8 occupant, or other person responsible for the building or
9 premises fails to comply with the order of the county fire
10 chief, the county fire chief may take [~~such~~] action and make
11 [~~such~~] expenditure as may be necessary and if the owner,
12 occupant, or other person responsible neglects or refuses to pay
13 to the county fire chief the expense incurred by the fire chief,
14 the county shall have a prior lien on the real property as
15 provided for in section 132-7."

16 SECTION 9. Section 132-10, Hawaii Revised Statutes, is
17 amended to read as follows:

18 "§132-10 **Witnesses; fees.** The county fire appeals board
19 [~~or~~], the county fire chief, or the state fire marshal shall in
20 all proceedings have the same powers respecting administering
21 oaths, compelling the attendance of witnesses and the production



1 of documentary evidence, and examining witnesses as are
2 possessed by circuit courts. In case of disobedience by any
3 person of any order of the county fire appeals board [~~or~~], the
4 county fire chief, or the state fire marshal or of any subpoena
5 issued by [~~either~~] any of them or of the refusal of any witness
6 to testify to any matter regarding which the witness may be
7 questioned lawfully, any circuit judge, on application by the
8 county corporation counsel, shall compel obedience as in case of
9 disobedience of all requirements of a subpoena issued from a
10 circuit court or a refusal to testify therein. The fees and
11 traveling expenses of witnesses shall be the same as are allowed
12 witnesses in the circuit courts and shall be paid by the
13 appropriate county out of any appropriation or funds available
14 for the expenses of the county fire chief[~~or~~] or, in the case of
15 a summons by the state fire marshal, shall be paid out of any
16 appropriation or funds available for the expense of the state
17 fire marshal."

18 SECTION 10. Section 132-11, Hawaii Revised Statutes, is
19 amended to read as follows:

20 "**§132-11 Recorded order of county fire chiefs and state**
21 **fire marshal as evidence.** A duplicate original of every order



1 made by each county fire chief shall be filed in the fire
2 chief's office, and [~~such~~] a duplicate original of every order
3 made by the state fire marshal shall be filed in the office of
4 the state fire marshal. A duplicate original shall be
5 admissible as evidence in any prosecution for the violation of
6 any of its provisions. Unless an appeal has been instituted and
7 is pending, the provisions of any order shall be presumed to be
8 reasonable and lawful and to fix a reasonable and proper
9 standard and requirement of safety from fire loss."

10 SECTION 11. Section 132-12, Hawaii Revised Statutes, is
11 amended to read as follows:

12 "**§132-12 Court aid.** Each county fire chief or the state
13 fire marshal may invoke the aid of any court of competent
14 jurisdiction to enforce any order or action made or taken by the
15 fire chief or state fire marshal in pursuance of law."

16 SECTION 12. Section 132-13, Hawaii Revised Statutes, is
17 amended to read as follows:

18 "**§132-13 Penalty.** Any owner, occupant, or other person
19 having control over or charge of any building, structure, or
20 other premises who violates any provision of this chapter or any
21 law, ordinance, or rule relating to protection from fire loss or



1 who fails or refuses to comply with any order of the county fire
2 chief or any order of the state fire marshal shall be fined no
3 more than \$2,500 or imprisoned no more than thirty days, or
4 both. Each day that a violation exists or continues to exist
5 shall constitute a distinct and separate offense for which the
6 violator may be punished. Penalties for continuing violations
7 shall be assessed from the earliest known date of the violation.
8 In addition to the penalty imposed under this section, counties
9 may assess and collect civil penalties based on the penalty
10 structure set forth by the state fire marshal pursuant to
11 section 132-P."

12 SECTION 13. Section 132-16, Hawaii Revised Statutes, is
13 amended by amending subsections (a) and (b) to read as follows:

14 "(a) There [~~is~~] shall be established a state fire council,
15 which shall be placed within the department of labor and
16 industrial relations for administrative purposes. The state
17 fire council shall consist of the state fire marshal, the fire
18 chiefs of the counties, the fire chief of the Hawaii state
19 aircraft rescue fire fighting unit, and a representative of the
20 division of forestry and wildlife of the department of land and
21 natural resources. The state fire council may appoint an



1 advisory committee to assist it in carrying out its functions
2 under this chapter. The advisory committee may include the
3 heads of the various county building departments, a licensed
4 architect recommended by the Hawaii Society of the American
5 Institute of Architects, a licensed electrical engineer and a
6 licensed mechanical engineer recommended by the Consulting
7 Engineers Council of Hawaii, a representative of the Hawaii
8 Rating Bureau, a representative of the Hawaii Fire Fighters
9 Association, representatives of the county fire departments, a
10 representative of the Hawaii state aircraft rescue fire fighting
11 unit, a representative of the division of forestry and wildlife
12 of the department of land and natural resources, and other
13 members of the public as the state fire council may determine
14 can best assist it. The state fire council shall elect a
15 chairperson from among its members.

16 (b) In addition to adopting a state fire code pursuant to
17 section 132-3, the state fire council shall:

18 (1) Administer the requirements for reduced ignition
19 propensity cigarettes, in accordance with chapter
20 132C;



1 (2) Serve as a focal point through which all applications
2 to the federal government for federal grant assistance
3 for fire-related projects shall be made. Upon the
4 receipt of any such federal grants, the state fire
5 council shall administer those federal grants; and

6 (3) [~~Establish the terms of employment for the position of~~
7 ~~the state fire marshal; and~~] Advise the governor and
8 state fire marshal on fire policy issues and serve in
9 an advisory capacity to the state fire marshal on
10 strategies for the implementation of fire and life
11 safety issues.

12 ~~[(4) Appoint the state fire marshal.]"~~

13 SECTION 14. Section 291C-1, Hawaii Revised Statutes, is
14 amended by amending the definition of "authorized emergency
15 vehicle" to read as follows:

16 ""Authorized emergency vehicle" includes fire department
17 vehicles, police vehicles, ambulances, ocean safety vehicles,
18 law enforcement vehicles, [~~and~~] conservation and resources
19 enforcement vehicles, and office of the state fire marshal
20 vehicles authorized and approved pursuant to section 291-31.5



1 that are publicly owned and other publicly or privately owned
2 vehicles designated as such by a county council."

3 SECTION 15. Section 132-16.5, Hawaii Revised Statutes, is
4 repealed.

5 ~~["§132-16.5] Office of the state fire marshal;~~
6 ~~established.~~ (a) ~~There is established the office of the state~~
7 ~~fire marshal within the department of labor and industrial~~
8 ~~relations. The office shall be headed by a state fire marshal,~~
9 ~~who shall be appointed by the state fire council to serve for a~~
10 ~~term of five years. The appointment of the state fire marshal~~
11 ~~shall be made without regard to chapters 76 and 89, and shall~~
12 ~~not be subject to the advice and consent of the senate. In the~~
13 ~~event of a vacancy, the state fire council shall meet~~
14 ~~expeditiously to select and appoint a new state fire marshal to~~
15 ~~serve the remainder of the unexpired term. The state fire~~
16 ~~marshal may hire staff as necessary.~~

17 ~~(b) The state fire marshal shall have the qualifications,~~
18 ~~experience, and expertise in fire safety, prevention, and~~
19 ~~control necessary to successfully perform the duties of the~~
20 ~~position.~~



1 ~~(c) The duties of the state fire marshal shall include but~~
2 ~~not be limited to:~~

3 ~~(1) Coordinating fire protection efforts between local~~
4 ~~agencies for the State;~~

5 ~~(2) Working with the state fire council on matters~~
6 ~~relating to fire services in the State;~~

7 ~~(3) Working with state and county law enforcement agencies~~
8 ~~for enforcement of the state fire code;~~

9 ~~(4) Reviewing and assessing the fire risk of the State;~~

10 ~~(5) Reviewing and proposing amendments to the state fire~~
11 ~~code and submitting the proposed amendments to the~~
12 ~~state fire council for the state fire council's~~
13 ~~consideration in its adoption of or amendments to the~~
14 ~~state fire code;~~

15 ~~(6) Reviewing the emergency resources that are available~~
16 ~~in the State to be deployed to address fires;~~

17 ~~(7) Assessing whether the State would benefit from a~~
18 ~~statewide public fire safety messaging program;~~

19 ~~(8) Assisting in the investigation of fires when requested~~
20 ~~by a county;~~



- 1 ~~(9) Conducting inspections of state buildings and~~
2 ~~facilities to ensure fire safety compliance;~~
- 3 ~~(10) Providing and coordinating public education and~~
4 ~~awareness on fire safety;~~
- 5 ~~(11) Overseeing the training and certification of fire~~
6 ~~inspectors and investigators in the State;~~
- 7 ~~(12) Maintaining records of all fires in the State,~~
8 ~~including the causes and circumstances;~~
- 9 ~~(13) Assisting in the disbursement of federal grants for~~
10 ~~structural fire protection purposes to the counties;~~
11 ~~and~~
- 12 ~~(14) Performing other duties as necessary or delegated by~~
13 ~~the state fire council.~~
- 14 ~~(d) In carrying out the duties of this section, the state~~
15 ~~fire marshal may utilize the services of the state fire council,~~
16 ~~including its advisory committees and administrative staff, as~~
17 ~~appropriate."]~~

18 SECTION 16. Chapter 132, Hawaii Revised Statutes, is
19 amended by designating sections 132-1 to 132-19 as part I and
20 inserting a title before section 132-1 to read as follows:

21 "PART I. GENERAL PROVISIONS"



1 SECTION 17. There is appropriated out of the general
2 revenues of the State of Hawaii the sum of \$ or so much
3 thereof as may be necessary for fiscal year 2025-2026 and the
4 same sum or so much thereof as may be necessary for fiscal year
5 2026-2027 for the operations and work of the office of the state
6 fire marshal.

7 The sums appropriated shall be expended by the office of
8 the governor for the purposes of this Act.

9 SECTION 18. In codifying the new sections added by section
10 2 of this Act, the revisor of statutes shall substitute
11 appropriate section numbers for the letters used in designating
12 the new sections in this Act.

13 SECTION 19. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 20. This Act shall take effect on July 1, 3000;
16 provided that section 17 of this Act shall take effect on July
17 1, 2025.



Report Title:

Office of the Governor; State Fire Marshal; State Fire Council;
State Fire Codes; Appropriation

Description:

Effectuates the recommendations of the "Phase 3" Forward-Looking Report by Fire Safety Research Institute on the August 2023 Maui wildfires and further clarifies the role of the State Fire Marshal. Appropriates funds. Effective 7/1/3000. (HD2)

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

