

Honolulu, Hawaii

March 23, 2011

RE: S.B. No. 173

S.D. 2

H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Public Safety & Military Affairs, to which was referred S.B. No. 173, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO FIRE PROTECTION,"

begs leave to report as follows:

The purpose of this bill is to prevent children from playing with novelty lighters and causing fires by prohibiting the retail sale and distribution of novelty lighters within the State.

The State Fire Council, Honolulu Fire Department, County of Hawaii Fire Department, Kauai Fire Department, and Maui Fire Department supported this bill. A concerned individual opposed this bill.

Your Committee has amended this bill by:

- (1) Deleting from the definition of "novelty lighter":
  - (A) "Or lighter" as a substitute reference to "novelty lighter"; and
  - (B) The expressed exclusion of any lighter manufactured prior to 1980 or any lighter that lacks fuel or a component necessary to produce flame or combustion;

and



- (2) Allowing for novelty lighters manufactured in the State exclusively for sale, offer for sale, or distribution outside the State; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety & Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 173, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 173, S.D. 2, H.D. 1, and be referred to the Committee on Judiciary.

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

  
HENRY J.C. AQUINO, Chair



State of Hawaii  
House of Representatives  
The Twenty-sixth Legislature

**Record of Votes of the Committee on Public Safety & Military Affairs**

<b>Bill/Resolution No.:</b> SB 173 SD2	<b>Committee Referral:</b> PBM, JUD	<b>Date:</b> 3/17/2011		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
<b>PBM Members</b>	<b>Ayes</b>	<b>Ayes (WR)</b>	<b>Nays</b>	<b>Excused</b>
1. AQUINO, Henry J.C. (C)	✓			
2. CULLEN, Ty (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. LEE, Marilyn B.	✓			
5. LUKE, Sylvia	✓			
6. SAIKI, Scott K.	✓			
7. SOUKI, Joseph M.				✓
8. TAKAI, K. Mark	✓			
9. TAKUMI, Roy M.	✓			
10. YAMASHITA, Kyle T.	✓			
11. FONTAINE, George R.		✓		
12. JOHANSON, Aaron Ling	✓			
<b>TOTAL (12)</b>	10	1	Ø	1
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
<b>Vice Chair's or designee's signature:</b>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				