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# A BILL FOR AN ACT

RELATING TO FIREWORKS.

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

1           SECTION 1. Section 132D-8.6, Hawaii Revised Statutes, is  
2 amended by amending subsection (f) to read as follows:

3           "(f) ~~[Any]~~ Unless section 132D-14 provides for a more  
4 severe penalty, any person violating subsection (a), (c), or (d)  
5 shall be ~~[subject to the following]~~ guilty of an offense  
6 specified below for shipments of fireworks or articles  
7 pyrotechnic~~[-of:].~~ If the gross weight of the fireworks or  
8 articles pyrotechnic is:

- 9           (1) Twenty-five pounds or less ~~[-gross weight]~~, then the  
10           person shall be guilty of a ~~[petty]~~ misdemeanor;  
11           (2) ~~[Over]~~ More than twenty-five pounds ~~[to three hundred~~  
12           pounds ~~gross weight shall be a misdemeanor;~~  
13           ~~-(3) Over three hundred pounds]~~ but less than or equal to  
14           ten thousand pounds ~~[-gross weight]~~, then the person  
15           shall be guilty of a class C felony; ~~[and]~~ or  
16           ~~[-(4)]~~ [3] More than ten thousand pounds ~~[-gross weight]~~,  
17           then the person shall be guilty of a class B felony."



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1 SECTION 2. Section 132D-14, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) Any person:

4 (1) Importing aerial devices, display fireworks, or  
5 articles pyrotechnic without having a valid license  
6 under section 132D-7 shall be guilty of a class [C] B  
7 felony;

8 (2) Purchasing, possessing, setting off, igniting, or  
9 discharging aerial devices, display fireworks, or  
10 articles pyrotechnic without a valid permit under  
11 sections 132D-10 and 132D-16, or storing, selling, or  
12 possessing aerial devices, display fireworks, or  
13 articles pyrotechnic without a valid license under  
14 section 132D-7:

15 (A) If the total weight of the aerial devices,  
16 display fireworks, or articles pyrotechnic is  
17 twenty-five pounds or more, shall be guilty of a  
18 class [C] B felony; or

19 (B) If the total weight of the aerial devices,  
20 display fireworks, or articles pyrotechnic is



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1 less than twenty-five pounds, shall be guilty of  
2 a [~~misdemeanor~~] class C felony;


3 (3) Who transfers or sells aerial devices, display  
4 fireworks, or articles pyrotechnic to a person who  
5 does not have a valid permit under sections 132D-10  
6 and 132D-16, shall be guilty of a class [~~E~~] B felony;  
7 and

8 (4) Who removes or extracts the pyrotechnic contents from  
9 any fireworks or articles pyrotechnic and uses the  
10 contents to construct fireworks, articles pyrotechnic,  
11 or a fireworks or articles pyrotechnic related device  
12 shall be guilty of a [~~misdemeanor~~] class C felony."

13 SECTION 3. This Act does not affect rights and duties that  
14 matured, penalties that were incurred, and proceedings that were  
15 begun before its effective date.

16 SECTION 4. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.

18 SECTION 5. This Act shall take effect on July 1, 2017.

19  
INTRODUCED BY: 

JAN 18 2017



# H.B. NO. 6

**Report Title:**

Fireworks; Articles Pyrotechnic; Penalties

**Description:**

Increases penalties for certain offenses relating to the importation, storage, purchase, possession, setting off, igniting, transfer, sale, alteration, and construction of fireworks.

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

