
A BILL FOR AN ACT

RELATING TO FIREWORKS.

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

1 SECTION 1. Chapter 132D, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§132D- Liability of property owners. An owner or
5 lessee of real property who knowingly permits a person on that
6 property to possess, purchase, store, set off, ignite, or
7 otherwise cause to explode any fireworks or articles pyrotechnic
8 without a valid license or permit issued under this chapter
9 shall be deemed to be in violation of this chapter and shall be
10 subject to the penalties thereunder in addition to any other
11 penalty provided by law."

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

14 "(a) Any person:

15 (1) Importing aerial devices, display fireworks, or
16 articles pyrotechnic without having a valid license



H.B. NO. 1833

1 under section 132D-7 shall be guilty of a class C
2 felony;

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

10 (A) If the total weight of the aerial devices,
11 display fireworks, or articles pyrotechnic is
12 twenty-five pounds or more, shall be guilty of a
13 class C felony; or

14 (B) If the total weight of the aerial devices,
15 display fireworks, or articles pyrotechnic is
16 less than twenty-five pounds, shall be guilty of
17 a misdemeanor;

18 (3) Who transfers or sells aerial devices, display
19 fireworks, or articles pyrotechnic to a person who
20 does not have a valid permit under sections 132D-10



H.B. NO. 1833

1 and 132D-16, shall be guilty of a class C felony;

2 [~~and~~]

3 (4) Who removes or extracts the pyrotechnic contents from
4 any fireworks or articles pyrotechnic and uses the
5 contents to construct fireworks, articles pyrotechnic,
6 or a fireworks or articles pyrotechnic related device
7 shall be guilty of a misdemeanor[-]; and

8 (5) Who knowingly permits, on any real property owned or
9 leased by the person, another person to possess,
10 purchase, store, set off, ignite, or otherwise cause
11 to explode any fireworks or articles pyrotechnic
12 without a valid license or permit issued under this
13 chapter shall be guilty of a misdemeanor and shall be
14 subject to a fine of not less than \$1,000 per offense
15 in addition to any other penalty provided by law;
16 provided that each violation shall constitute a
17 separate offense."

18 SECTION 3. This Act does not affect rights and duties that
19 matured, penalties that were incurred, and proceedings that were
20 begun before its effective date.



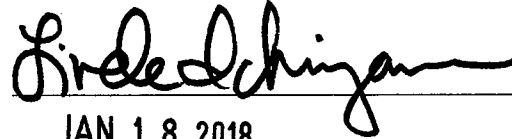
H.B. NO. 1833

1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect upon its approval.

4

INTRODUCED BY:



JAN 18 2018



H.B. NO. 1833

Report Title:

Fireworks; Property Owners; Prohibitions; Penalties; Liability

Description:

Prohibits a property owner to knowingly permit a person on the property to possess, purchase, store, or set off, any fireworks or articles pyrotechnic without a valid license or permit. Establishes penalties. Establishes property owner liability for fireworks violations on the property.

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

