



MICHAEL P. VICTORINO
MAYOR

OUR REFERENCE
YOUR REFERENCE

POLICE DEPARTMENT

COUNTY OF MAUI

55 MAHALANI STREET
WAILUKU, HAWAII 96793
(808) 244-6400
FAX (808) 244-6411



TIVOLI S. FAAUMU
CHIEF OF POLICE

DEAN M. RICKARD
DEPUTY CHIEF OF POLICE

June 16, 2021

Honorable Michael P. Victorino
Mayor, County of Maui
200 South High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL

Michael P. Victorino 6/15/21
Mayor Date

For transmittal to:

Councilmember Michael J. Molina, Chair
Government Relations, Ethics, and Transparency Committee
Maui County Council
200 South High Street
Wailuku, Hawaii 96793

Re: Illegal Fireworks in Maui County

Dear Chair Molina:

We received your letter dated June 3, 2021 regarding Illegal Fireworks in Maui County. Answers to your questions are as follows:

1. What is the County's authority for regulating fireworks?

Maui County Code Chapter 8.16.020 – Fireworks

2. What is the State's authority for regulating fireworks in the County?

Hawaii Revised Statutes Chapter 132D - Fireworks

3. Provide comments on implementing a downloadable app to report the illegal use of fireworks.

The Maui Police Department is open and supportive of any application of technology that assists the citizens of Maui County in reporting (whether anonymously or not) the use and possession of illegal fireworks. Currently, the County's SeeClickFix app is available, however, the access to that technology is only available to our Community Police Officers to view and respond on a real time basis.

4. Provide comments on the possible increase in fines beyond the current fine of \$500 for possessing illegal fireworks.

The Maui Police Department is and has been supportive of increasing penalties, including fines, for violations of the Maui County Code, especially as it pertains to Illegal Fireworks.

5. Provide comments on making it illegal for an adult to provide or allow illegal fireworks for persons under 21 years of age.

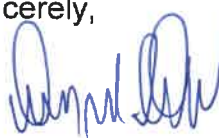
Currently HRS 132D-13 (Liability of Parents or Guardians) prohibits parents, guardians or other persons in control of a minor to knowingly permit a minor to possess, purchase, or set off, ignite, or otherwise cause to explode any fireworks or articles pyrotechnic. Those in violation of this chapter shall be subject to the penalties prescribed, except that the parents or guardian may allow the minor to use consumer fireworks under immediate parent, guardian or adult supervision.

6. Provide comments on developing a multi-pronged approach with State and County Agencies to help curb the use of illegal fireworks in the County.

Each New Year's and July 4th holidays, the Maui Police Department reaches out to our State and County partners, (to include the Maui Fire Department, DLNR, etc.) to inform and invite them to join the Maui Police Department with our Special Operations related to the enforcement of violations regarding illegal fireworks. Participation is dependent upon a variety of factors including manpower and other operational duties and responsibilities of those partners.

If you have any further questions, please contact Assistant Chief John Jakubczak of our Uniformed Services Bureau at X-6416.

Sincerely,



DEAN M. RICKARD
Acting Chief of Police