

HAWAII ADMINISTRATIVE RULES

TITLE 5
DEPARTMENT OF THE ATTORNEY GENERAL

CHAPTER 12
SECURITY REQUIREMENTS FOR THE STORAGE AND
TRANSPORTATION OF FIREARMS AND EXPLOSIVES
USED FOR MOTION PICTURE FILMS
OR TELEVISION PROGRAM PRODUCTION

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§5-12-1 Definitions. As used in this chapter, unless a different meaning clearly appears in the context:

"Applicant" means any person who submits the required documentation, application form, and fee for a permit as defined in this section.

"Chief of police" means the chief of police of the counties of Hawaii, Maui, or Kauai, or of the city and county of Honolulu.

"Explosive" means any chemical compound, mixture, or device, the primary or common purpose of which is to function by explosion including, but not limited to, dynamite, black power, pellet powder, initiating explosives, detonators, safety fuses, squibs, detonating cord, ignitor cord, ignitors, and any material classified as an explosive in the regulations of the United States Department of Transportation and any material determined to be within the coverage of 18 U.S.C. chapter 40, Importation, Manufacture, Distribution, and Storage of Explosive Materials.

"Firearm" means "firearm" as defined in section 134-1, Hawaii Revised Statutes.

"Permit" means a permit to possess, transport, or use, with blank cartridges, firearms or explosives solely as props for motion picture films or television program productions.

"State" means the State of Hawaii.
[Eff. FEB 29 1992] (Auth: HRS §§28-10.8, 134-2.5)
(Imp: HRS §134-2.5)

§5-12-2 Security requirements; storage of firearms. (a) The place of storage of firearms shall meet the following exterior building security requirements:

- (1) All perimeter doors to the building shall be solid core and have dead-bolt locks or the equivalent. Sliding glass doors shall have steel window guards or be connected to an audible or silent alarm to detect entry.
- (2) All direct entries into the interior storage room from the exterior of the building, including windows and skylights, require steel window guards (not recommended for private residences), or audible, silent, or sonic alarm to detect entry, or twenty-four hour security service as required by the chief of police of the appropriate county.
- (3) If the firearms will be stored at a location different from the principal place of business, or at the applicant's residence and that residence is rented or leased, the applicant shall submit written approval from the owner and the location shall meet all specified exterior and interior security requirements.
- (4) When the size of the firearms prohibits storage in a residence or room of a business, the firearms shall be permanently secured to prohibit easy removal, and the firing mechanism and any ammunition shall be removed and stored in a separate and locked room, or separate and locked cabinet or box outside of the storage area for the firearms.

(b) The place of storage of firearms shall meet the following interior building security requirements:

- (1) The firearms shall be stored in a separate room away from any general living area or work area.

- (2) All doors leading into the storage room shall be solid core with a dead-bolt lock or the equivalent and be locked while unattended, or the firearms shall be stored in an anchored, locked metal box in the room. "Anchored" means permanently mounted to the floor or having a gross weight of one thousand pounds or more so that heavy equipment or tools would be required to remove the box.
- (3) Any ammunition shall be removed and stored in a separate and locked room, or separate and locked cabinet or box outside of the storage area for the weapon. Ammunition may be stored with a firearm if locked in a safe designed to protect its contents from the effects of heat and fire.

[Eff FEB 29 1992] (Auth: HRS §§28-10.8,
134-2.5(c)) (Imp: HRS §134-2.5)

§5-12-3 Security requirements; transport of firearms. (a) The following security requirements shall be met for transporting firearms:

- (1) When size or quantity of the firearms permit storage inside the vehicle:
 - (A) The firearms shall be transported either concealed in the locked storage area of the vehicle, or in a locked metal box or the equivalent which is bolted to the floor of the vehicle. The vehicle shall be locked at all times while unattended.
 - (B) All locking devices shall be in good operating condition.
- (2) When size or quantity of the firearms prohibit storage inside the vehicle:
 - (A) If the firearms are transported exposed on a pick-up truck or other vehicle, a locking device connecting the firearms to the vehicle is required. The locking mechanism shall be able to resist common tools such as bolt cutters, hammers, and cold chisels.
 - (B) If the firearms are transported on a trailer, the firearms shall be locked to the trailer and the trailer locked

to the vehicle at all times while unattended. The locking mechanism shall be able to resist common tools such as bolt cutters, hammers, and cold chisels.

- (C) If the firearms are mounted on an axle, the trailer hitch or tongue shall have a locking device connected to the transporting vehicle at all times while unattended. The locking mechanism shall be able to resist common tools such as bolt cutters, hammers, and cold chisels.
- (D) If a padlock is used to secure the firearms, it shall be a high security, case-hardened, large shackle padlock which is in good operating condition.

(3) All firearms shall be unloaded during transport and all ammunition shall be transported in a separate and locked cabinet or box. All locking devices shall be in good operating condition.

(b) Any vehicle used for transporting firearms and any operator of such vehicle shall meet all requirements of federal, state, and county laws to be validly upon the roads and highways of this State. [Eff FEB 29 1992] (Auth: HRS §§28-10.8, 134-2.5(c)) (Imp: HRS §134-2.5)

§5-12-4 Security requirements; storage of explosives. Explosives shall be stored in accordance with sections 12-98-4, 12-98-5, and 12-98-5.1. [Eff FEB 29 1992] (Auth: HRS §§28-10.8, 134-2.5(c)) (Imp: HRS §134-2.5)

§5-12-5 Security requirements; transport of explosives. (a) Explosives shall be transported in accordance with section 12-98-6.

(b) Any vehicle used for transporting explosives and any operator of such vehicle shall meet all requirements of federal, state, and county laws to be validly upon the roads and highways of this State. [Eff FEB 29 1992] (Auth: HRS §134-2.5(c)) (Imp: HRS §§28-10.8, 134-2.5)