



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

September 22, 2025

1200 New Jersey Avenue, SE
Washington, DC 20590

DOT-SP 22099

EXPIRATION DATE: 2026-02-28

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: Hawaii Explosives & Pyrotechnics, Inc.
Mountain View, HI
2. PURPOSE AND LIMITATIONS:
 - a. This emergency special permit authorizes the one-time, one-way, transportation in commerce of two containers of unapproved fireworks that have been confiscated by Hawaiian authorities. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. The most recent revision supersedes all previous revisions.
 - b. The safety analyses performed in the development of this special permit only considered the hazards and risks associated with the transportation in commerce.
 - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171- 180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR Subparts D and E of Part 172 in that the packages are not required to be marked or labelled, §§ 173.51(a), 173.54(a), and 173.56(b) in that the explosives need not be tested, classified, and approved, 173.62(a) and 173.65(a) in that DOT specification packaging need not be used, and § 172.320 in that marking the EX or FC number is not required.
5. BASIS: This emergency special permit is based on the application of Hawaii Explosives & Pyrotechnics, Inc. dated September 15, 2025, submitted in accordance with § 107.117 and the determination it was necessary to prevent significant injury to persons or property.

Tracking Number: 2025094741

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Material Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Fireworks	1.3G	UN0335	N/A

7. SAFETY CONTROL MEASURES:a. PACKAGING:

- (1) Outer packagings: UN4G or non-specification fiberboard boxes.
- (2) Fireworks packages must be palletized and wrapped in plastic film. No more than thirty-six (36) pallets may be transported under this special permit.

b. OPERATIONAL CONTROLS:

- (1) Transportation is authorized one-way by highway and vessel from Hilo, HI to the Hawaii Department of Law Enforcement Storage Facility in Waipahu, HI.
- (2) The pallets must be secured, blocked and braced to protect against unintentional movement during each section of transportation.

8. SPECIAL PROVISIONS:

b. A person who is not a holder of this special permit, but receives a packaging covered by this special permit, may reoffer it for transportation provided no modification or change is made to the packaging and it is offered for transportation in conformance with this special permit and the HMR.

c. A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle and cargo vessel.10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each cargo vessel or motor vehicle used to transport packages covered by this special permit.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:
- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
 - o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
 - o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this special permit, including display of its number, when this special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) — “The Hazardous Materials Safety and Security Reauthorization Act of 2005” (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term “exemption” to “special permit” and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for William Quade
Acting Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building PHH-13, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at <https://www.phmsa.dot.gov/approvals-and-permits/hazmat/special-permits-search>. Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: TG