
A BILL FOR AN ACT

RELATING TO ASSISTED LIVING FACILITIES.

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

1 SECTION 1. Chapter 46, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:

4 "§46- Assisted living facilities; permitted use in
5 residential areas. (a) For the purposes of zoning, assisted
6 living facilities shall be considered a residential use of
7 property and shall be a permitted use in all residentially
8 designated zones, including but not limited to zones for single-
9 family dwellings. No conditional use permit, variance, or
10 special exception shall be required for residences used as
11 assisted living facilities.

12 (b) For the purposes of this section, "assisted living
13 facility" means a combination of housing, health care services,
14 and personalized supportive services designed to respond to
15 individual needs, to promote choice, responsibility,
16 independence, privacy, dignity, and individuality."

17 SECTION 2. New statutory material is underscored.



H.B. NO. 2599

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

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JAN 24 2006



HB 2599

Report Title:

Assisted Living Facilities; Land Use and Zoning Restrictions

Description:

Makes assisted living facilities a permitted use in all residentially designated zones, including zones for single-family dwellings. Precludes need for conditional use permit, variance, or special exception.

