
A BILL FOR AN ACT

RELATING TO ADULT RESIDENTIAL CARE HOMES.

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- Adult residential care homes; permitted use in
5 residential areas. (a) For the purposes of zoning, adult
6 residential care homes 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 adult
11 residential care homes.

12 (b) For the purposes of this section, "adult residential
13 care home" means any facility providing twenty-four-hour living
14 accommodations, for a fee, to adults unrelated to the family,
15 who require at least minimal assistance in the activities of
16 daily living, personal care services, protection, and health
17 care services, but who do not need the professional health



1 services provided in an intermediate, skilled nursing, or acute
2 care facility."

3 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY:

Kenis Jucha
Mel Carroll
Rida T.R. Cabanilla

Anthony 2-
Alex M. Sun
Josh Thomas

JAN 24 2006



HB 2601

Report Title:

Adult Residential Care Homes; Land Use and Zoning Restrictions

Description:

Makes adult residential care homes a permitted use in all residentially designated zones, including zones for single-family dwellings. Precludes need for conditional use permit, variance, or special exception.

