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## A BILL FOR AN ACT

RELATING TO CONSTRUCTION MATERIALS.

**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-           Use of pervious pavement. (a) Effective  
5 January 1, 2008, no county agency shall issue a permit for new  
6 residential, commercial, or public construction unless all  
7 pavement used in the construction consists of pervious pavement;  
8 provided that pervious pavement shall not be required where its  
9 use:

10           (1) Would threaten existing water quality or public health  
11           and safety, as determined by the department of health;

12           or

13           (2) Would seriously threaten permitted ground or surface  
14           water uses within a designated water management area,  
15           as determined by the commission on water resource  
16           management.

17           (b) For the purposes of this section:



1        "Pavement" includes sidewalks, driveways, and roads but  
2 excludes the foundation of a building.

3        "Pervious pavement" includes but is not limited to cement  
4 blends, grasscrete, gravel, and other materials with the ability  
5 to:

6        (1) Allow water to seep through the paved surface and into  
7        the soil as nature intended; and

8        (2) Reduce or eliminate the need and the cost of expensive  
9        stormwater drainage systems and retention areas."

10       SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY: \_\_\_\_\_

*Jyla B. Berg*  
*Gosh...*  
*Miller*

JAN 25 2006



**Report Title:**

Pervious pavement for new development; county permit

**Description:**

Mandates that counties require the use of pervious pavement for all new development to allow rainwater to pass directly through the pavement and into the soil naturally.

