
A BILL FOR AN ACT

RELATING TO THE COUNTIES.

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

1 SECTION 1. Section 7 of article XII of the Constitution of
2 the State of Hawaii provides, in part, that "The State reaffirms
3 and shall protect all rights, customarily and traditionally
4 exercised for subsistence, cultural and religious purposes
5 . . . by native Hawaiians." Section 7-1, Hawaii Revised
6 Statutes, further reserves the right of the people to take
7 house-timber from lands upon which they reside. Further,
8 chapter 36 of the Maui county code allows the use of indigenous
9 Hawaiian architecture in the design and construction of
10 structures in the county of Maui.

11 The purpose of this Act is to allow the use of the
12 techniques, styles, and customs of indigenous Hawaiian
13 architecture to be employed in present-day construction in the
14 state.

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



1 "§46- Indigenous Hawaiian architecture. (a) Each
2 county shall adopt ordinances allowing the exercise of
3 indigenous native Hawaiian architectural practices, styles,
4 customs, techniques, and materials historically employed by
5 native Hawaiians, in the county's building code, including but
6 not limited to residential and other structures comprised of
7 either rock wall or wood frame walls covered by thatches of
8 different native grasses or other natural material for roofs.

9 (b) The application of indigenous Hawaiian architecture
10 shall be permitted in all zoning districts; provided it is
11 consistent with the intent and purpose of the uniquely
12 designated, special, or historic district."

13 SECTION 3. New statutory material is underscored.

14 SECTION 4. This Act shall take effect on July 1, 2006.



SB3180, SD1, HD2, CD1

Report Title:

Counties; Building Code; Indigenous Hawaiian Architecture

Description:

Requires counties to adopt ordinances to allow buildings designed using practices, styles, customs, and materials from indigenous Hawaiian architecture. (CD1)

