
A BILL FOR AN ACT

RELATING TO THE STATE FIRE CODE.

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

1 SECTION 1. Section 46-15.3, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) For the purpose of this section:

4 "Building code" means an ordinance the purpose of which is
5 to provide minimum standards to safeguard life or limb, health,
6 property, and public welfare by regulating and controlling the
7 design, construction, quality of materials, use and occupancy,
8 location, and maintenance of all buildings and structures within
9 the county's jurisdiction and certain equipment specifically
10 regulated by the ordinance.

11 "Fire code" means [~~an ordinance~~] the state fire code and
12 any updates adopted under section 132-3 or an ordinance intended
13 to prescribe regulations consistent with recognized good
14 practice for the safeguarding to a reasonable degree of life and
15 property from the hazards of fire and explosion arising from the
16 storage, handling, and use of hazardous substances, materials,
17 and devices and from conditions hazardous to life or property in
18 the use or occupancy of buildings or premises.



1 "Licensed adult family boarding home" means an adult family
2 boarding home licensed under chapter 346, part IV.

3 "Licensed care home" means a care home licensed under
4 section 321-15.6.

5 "Life safety code" means an ordinance the purpose of which
6 is to establish minimum requirements that will provide a
7 reasonable degree of safety from fire in buildings and
8 structures."

9 SECTION 2. Section 132-3, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "**§132-3 Adoption of state fire code.** The state fire
12 council [~~shall~~], after public hearings pursuant to chapter 91,
13 shall adopt, prior to July 1, 1979, a state fire code setting
14 forth minimum requirements relative to the protection of persons
15 and property from fire loss including without limitation:

16 (1) [~~the~~] The storage, handling and use of hazardous
17 substances, materials, and devices; and

18 (2) [~~the~~] The control of conditions hazardous to life or
19 property in the design, use, or occupancy of buildings
20 and premises.

21 The state fire code, insofar as is practicable, shall
22 complement, augment, and be consistent in form and language with



1 the building and other codes of the respective counties. Upon
 2 adoption by the state fire council, the state fire code and any
 3 updates to the state fire code that are adopted as rules by the
 4 state fire council, shall be transmitted to the respective
 5 county councils [~~which may, by ordinance, either enact its~~
 6 ~~provisions or~~] and shall become effective in the respective
 7 county immediately upon receipt by the county council. The
 8 respective county councils may enact more stringent provisions
 9 relating to protection of persons and property against fire
 10 loss; provided that the county councils may enact less stringent
 11 provisions with the prior written approval of the state fire
 12 council. The state fire council shall meet annually to review
 13 and amend the state fire code."

14 SECTION 3. Statutory material to be repealed is bracketed
 15 and stricken. New statutory material is underscored.

16 SECTION 4. This Act shall take effect upon its approval.
 17

INTRODUCED BY:

Cindy Evans

Mel Carnice K. H.

[Signature]
[Signature]

[Signature]

[Signature]



Report Title:

State Fire Code; County Ordinances

Description:

Makes state fire code, and any updates adopted as rules by the state fire council, immediately effective upon transmission by the state fire council to the county councils without the need for counties to enact ordinances.

