
A BILL FOR AN ACT

RELATING TO PUBLIC ACCOMMODATIONS.

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

1 SECTION 1. Section 489-2, Hawaii Revised Statutes, is
2 amended by amending the definition of "place of public
3 accommodation" to read as follows:

4 "Place of public accommodation" means a business,
5 accommodation, refreshment, entertainment, recreation, or
6 transportation facility of any kind whose goods, services,
7 facilities, privileges, advantages, or accommodations are
8 extended, offered, sold, or otherwise made available to the
9 general public as customers, clients, or visitors. By way of
10 example, but not of limitation, place of public accommodation
11 includes facilities of the following types:

- 12 (1) A facility providing services relating to travel or
13 transportation;
- 14 (2) An inn, hotel, motel, or other establishment that
15 provides lodging to transient guests;
- 16 (3) A restaurant, cafeteria, lunchroom, lunch counter,
17 soda fountain, or other facility principally engaged



- 1 in selling food for consumption on the premises of a
2 retail establishment;
- 3 (4) A shopping center or any establishment that sells
4 goods or services at retail;
- 5 (5) An establishment licensed under chapter 281 doing
6 business under a class 4, 5, [~~7~~] 8, 9, 10, 11, or 12
7 license, as defined in section 281-31;
- 8 (6) A motion picture theater, other theater, auditorium,
9 convention center, lecture hall, concert hall, sports
10 arena, stadium, or other place of exhibition or
11 entertainment;
- 12 (7) A barber shop, beauty shop, bathhouse, swimming pool,
13 gymnasium, reducing or massage salon, or other
14 establishment conducted to serve the health,
15 appearance, or physical condition of persons;
- 16 (8) A park, a campsite, or trailer facility, or other
17 recreation facility;
- 18 (9) A comfort station; or a dispensary, clinic, hospital,
19 convalescent home, or other institution for the
20 infirm;



1 (10) A professional office of a health care provider, as
2 defined in section 323D-2, or other similar service
3 establishment;

4 (11) A mortuary or undertaking establishment; [~~and~~]

5 (12) An establishment that is physically located within the
6 premises of an establishment otherwise covered by this
7 definition, or within the premises of which is
8 physically located a covered establishment, and which
9 holds itself out as serving patrons of the covered
10 establishment [~~-~~]; and

11 (13) A state-operated school, library, community college,
12 or university.

13 No place of public accommodation defined in this section
14 shall be requested to reconstruct any facility or part thereof
15 to comply with this chapter."

16 SECTION 2. This Act does not affect rights and duties that
17 matured, penalties that were incurred, and proceedings that were
18 begun, before its effective date.

19 SECTION 3. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.



H.B. NO. 624

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

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INTRODUCED BY:

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JAN 23 2009



Report Title:

Public Accommodations; Discrimination

Description:

Specifies state-operated schools, libraries, community colleges, and universities as examples of facilities that are places of public accommodation subject to anti-discriminatory prohibitions.

