HOUSE OF REPRESENTATIVES
TWENTY-SEVENTH LEGISLATURE, 2014
STATE OF HAWAII

H.B. NO.

2560
H.D. 2
S.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO FAMILY CHILD CARE HOMES.

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

1   SECTION 1. Section 46-15.35, Hawaii Revised Statutes, is

2 amended to read as follows:

3   "**§46-15.35 Family child care homes; permitted use in**

4 **residential areas[.] and agriculturally designated districts.**

5 (a) For the purposes of zoning, family child care homes shall

6 be [considered]:

7   (1) Considered a residential use of property and shall be

8   a permitted use in all residentially designated zones,

9   including but not limited to zones for single-family

10   dwellings[.]; and

11   (2) Considered a permitted use in all agriculturally

12   designated districts; provided that the family child

13   care home is located in a farm dwelling,

14   notwithstanding sections 205-2 and 205-4.5.

15 No conditional use permit, variance, or special exception shall

16 be required for residences used as family child care homes.

17   (b) For the purposes of this section, "family child care

18 home" means a private residence, including an apartment, unit,

HB2560 CD1 HMS 2014-3353

1 or townhouse, as those terms are defined in section 502C-1, at

2 which care may be provided for [three] one to no more than six

3 children who are unrelated to the caregiver by blood, marriage,

4 or adoption at any given time."

5   SECTION 2. Statutory material to be repealed is bracketed

6 and stricken. New statutory material is underscored.

7   SECTION 3. This Act shall take effect on July 1, 2014.

Report Title:
Family Child Care Homes; Agriculturally Designated Districts

Description:
Permits family child care homes in agriculturally designated districts if located in a farm dwelling. Amends definition of "family child care home" to allow for care of one to six unrelated children. (HB2560 CD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.