



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

September 15, 2020

GOV. MSG. NO. 1154

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirtieth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirtieth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on September 15, 2020, the following bill was signed into law:

SB2130 SD1 HD1

RELATING TO THE STATE FIRE CODE.
Act 049 (20)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

Approved by the Governor

on SEP 15 2020

THE SENATE
THIRTIETH LEGISLATURE, 2020
STATE OF HAWAII

ACT 049

S.B. NO. 2130
S.D. 1
H.D. 1

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. The legislature finds that the state fire code
2 is among the building codes and standards that compose the state
3 building code. The state building code also includes the
4 building, residential, plumbing, electrical, energy, and
5 elevator codes. Pursuant to chapter 107, Hawaii Revised
6 Statutes, the state fire code is first adopted by the state fire
7 council and is then adopted by the state building code council,
8 a body composed of experts representing designers, contractors,
9 industry representatives, and county building, fire, and other
10 state regulatory code officials. The state building code
11 council is administratively attached to the department of
12 accounting and general services. Currently, the department of
13 accounting and general services is required to adopt
14 administrative rules pursuant to chapter 91, Hawaii Revised
15 Statutes, after the building codes are adopted by the state
16 building code council. Section 132-3, Hawaii Revised Statutes,
17 requires the state fire code to be adopted after public hearings



1 are conducted pursuant to chapter 91, Hawaii Revised Statutes.
2 The other building codes that make up the state building code
3 are exempt from the requirement to conduct public hearings.
4 Instead, these other building codes are adopted pursuant to
5 chapter 92, Hawaii Revised Statutes, which requires stakeholders
6 to meet and discuss the various building codes in an open forum.
7 These state codes form a consistent basis for the adoption of
8 building codes for designers, contractors, and the counties.

9 Accordingly, the purpose of this Act is to repeal the
10 requirement that the state fire code be adopted after public
11 hearings pursuant to chapter 91, Hawaii Revised Statutes, and
12 instead require that the code be adopted pursuant to chapter 92,
13 Hawaii Revised Statutes, in conformance with all other state
14 building codes.

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

17 "**§132-3 Adoption of state fire code.** The state fire
18 council shall, [~~after public hearings pursuant to chapter 91,~~
19 pursuant to chapter 92 and exempt from the requirements of
20 chapter 91, adopt a state fire code setting forth minimum



1 requirements relative to the protection of persons and property
2 from fire loss, including without limitation:

3 (1) ~~the~~ The storage, handling, and use of hazardous
4 substances, materials, and devices; and

5 (2) ~~the~~ The control of conditions hazardous to life or
6 property in the design, use, or occupancy of buildings
7 and premises.

8 The state fire code shall become part of the Hawaii state
9 building codes as provided in section 107-25. The state fire
10 council shall meet annually to review and amend the state fire
11 code."

12 SECTION 3. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

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

APPROVED this 15 day of SEP, 2020

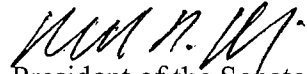



GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAI'I

Date: July 10, 2020
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2020.

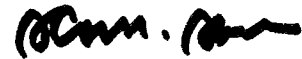

President of the Senate


Clerk of the Senate

THE HOUSE OF REPRESENTATIVES OF THE
STATE OF HAWAII

Date: July 6, 2020
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Third Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2020.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives