July 5, 2014

The Honorable Donna Mercado Kim,  
President  
and Members of the Senate  
Twenty-Seventh State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813  

The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Seventh State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813  

Dear President Kim, Speaker Souki, and Members of the Legislature:

This is to inform you that on July 5, 2014, the following bill was signed into law:

HB2560 HD2 SD2 CD1       RELATING TO FAMILY CHILD CARE HOMES  
ACT 210 (14)  

NEIL ABERCROMBIE  
Governor, State of Hawaii
A BILL FOR AN ACT

RELATING TO FAMILY CHILD CARE HOMES.

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

SECTION 1. Section 46-15.35, Hawaii Revised Statutes, is amended to read as follows:

"§46-15.35 Family child care homes; permitted use in residential areas and agriculturally designated districts.

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

1. Considered a residential use of property and shall be a permitted use in all residentially designated zones, including but not limited to zones for single-family dwellings; and

2. Considered a permitted use in all agriculturally designated districts; provided that the family child care home is located in a farm dwelling, notwithstanding sections 205-2 and 205-4.5.

No conditional use permit, variance, or special exception shall be required for residences used as family child care homes.

(b) For the purposes of this section, "family child care home" means a private residence, including an apartment, unit,
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 Statutory material to be repealed is bracketed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.

APPROVED this 5 day of JUL, 2014

GOVERNOR OF THE STATE OF HAWAII