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# A BILL FOR AN ACT

RELATING TO ENERGY.

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

1           SECTION 1. Section 196-8.5, Hawaii Revised Statutes, is  
2 amended by amending subsections (a) and (b) to read as follows:

3           "(a) Notwithstanding any law to the contrary, no person  
4 shall be prevented by any covenant, declaration, bylaws,  
5 restriction, deed, lease, term, provision, condition, codicil,  
6 contract, or similar binding agreement, however worded, from  
7 installing a clothesline on any [~~single family~~] residential  
8 dwelling, apartment, condominium, or townhouse that the person  
9 owns. Any provision in any lease, instrument, or contract  
10 contrary to the intent of this section shall be void and  
11 unenforceable.

12           (b) Every private entity may adopt rules that reasonably  
13 restrict the placement and use of clotheslines for the purpose  
14 of drying clothes on the premises of any [~~single family~~]  
15 residential dwelling, apartment, condominium, or townhouse;  
16 provided that those restrictions do not prohibit the use of  
17 clotheslines [~~altogether~~]. A reasonable restriction is any  
18 restriction that is necessary to protect:



- 1        (1) Public health and safety, including but not limited to
- 2        ensuring safe access to and rapid evacuation of
- 3        buildings;
- 4        (2) Buildings from damage;
- 5        (3) Historic or aesthetic values, when an alternative of
- 6        reasonably comparable cost and convenience is
- 7        available; or
- 8        (4) Shorelines under shoreline setback provisions pursuant
- 9        to section 205A-43.

10 No private entity shall assess or charge any homeowner any fees  
11 for the placement of any clothesline."

12        SECTION 2. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14        SECTION 3. This Act shall take effect on July 1, 2050.



**Report Title:**

Household Energy Demand; Clotheslines; Residential Property;  
Reasonable Restrictions

**Description:**

Permits the installation of clotheslines in any residential dwelling, apartment, condominium, or townhouse, under certain conditions. Defines a reasonable restriction on the placement and use of clotheslines as any restriction that is necessary to protect public health and safety, buildings from damage, historic or aesthetic values, or shorelines under certain circumstances. Effective 07/01/2050. (SD2)

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

