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# HOUSE RESOLUTION

REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE  
RULES REGARDING NOISE LEVEL STANDARDS FOR RESIDENTIAL AND  
COMMERCIAL AREAS OF THE STATE.

1           WHEREAS, the Department of Health administers Chapter 342F,  
2 Hawaii Revised Statutes, relating to noise pollution in the  
3 State; and  
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5           WHEREAS, under section 342F-1, Hawaii Revised Statutes,  
6 pollution means "excessive noise", and "excessive noise" is  
7 defined as "the presence of sound as measured by standard  
8 testing devices as established by the noise rules adopted by the  
9 department of a volume or in quantities and for durations which  
10 endangers human health, welfare or safety, animal life, or  
11 property or which unreasonably interferes with the comfortable  
12 enjoyment of life and property in the State or in such areas of  
13 the State as are affected thereby"; and  
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15           WHEREAS, the Department of Health adopted Title 11, Chapter  
16 46, entitled "Community Noise Control" in 1996; and  
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18           WHEREAS, although empowered to do so, the Department of  
19 Health has not adopted administrative rules to regulate noise  
20 level standards in residential and commercial areas of the  
21 State, except for certain limited cases; and  
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23           WHEREAS, the lack of noise level standards for residential  
24 and commercial areas adversely affect residents and visitors  
25 throughout the State, and the Department of Health has the  
26 authority and experience to control, mitigate, and prevent noise  
27 pollution in Hawaii; now, therefore,  
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29           BE IT RESOLVED by the House of Representatives of the  
30 Twenty-ninth Legislature of the State of Hawaii, Regular Session  
31 of 2018, that the Department of Health is requested to adopt by  
32 June 30, 2019, administrative rules establishing noise level



1 standards for residential and commercial areas of the State,  
2 including the enforcement of these standards; and

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BE IT FURTHER RESOLVED that certified copies of this Resolution be transmitted to the Governor and Director of Health.

OFFERED BY:

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