
A BILL FOR AN ACT

RELATING TO CEMETERIES.

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

1 SECTION 1. The legislature finds that Hawaii is one of the
2 few states that does not exempt religious institutions from
3 charging a fee to help manage the costs of having a columbarium
4 on their property. The legislature further finds that amending
5 current law regarding cemetery and funeral trusts to allow
6 religious institutions to feasibly construct and properly manage
7 a columbarium within their property or place of worship and
8 providing niches to its members for an affordable fee addresses
9 our community's desire and commitment to care for the afterlife
10 needs of deceased members and their family members. The primary
11 goal is to make it affordable for local families and their
12 respective religious institutions to provide a continuum of
13 spiritual care for their loved ones and parishioners, even in
14 their afterlife.

15 The purpose of this Act is to allow any cemetery authority
16 to be exempted from licensing, bonding, and fee requirements
17 when selling or offering use of its property or portion thereof



1 for the inurnment of cremated remains of its members, adherents,
2 and their families.

3 SECTION 2. Chapter 441, Hawaii Revised Statutes, is
4 amended by adding a new section to be appropriately designated
5 and to read as follows:

6 "§441- Religious institutions. The director shall
7 exempt any cemetery authority from licensing, bonding, and fee
8 requirements of this chapter upon proof satisfactory to the
9 director that it is a non-profit, tax-exempt corporation for
10 religious purposes administering temporalities of any church,
11 religious society, or denomination that intends to sell or offer
12 use of its property or portion thereof for the inurnment of
13 cremated remains of its members, adherents, and their families
14 and not for sale to the general public; provided that niches
15 shall not be sold or transferred to the general public."

16 SECTION 3. New statutory material is underscored.

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

18

INTRODUCED BY:

[Handwritten signatures and initials over a horizontal line]



H.B. NO. 2202

Report Title:

Cemetery; Religious Institutions; Fees; Niches

Description:

Allows any cemetery authority to be exempted from licensing, bonding, and fee requirements when selling or offering use of its property or portion thereof for the inurnment of cremated remains of its members, adherents, and their families.

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