

JAN 16 2014

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# A BILL FOR AN ACT

RELATING TO PUBLIC ACCOMMODATIONS.

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

1       SECTION 1. Section 489-2, Hawaii Revised Statutes, is  
2 amended by amending the definition of "place of public  
3 accommodation" to read as follows:

4       "Place of public accommodation" means a business,  
5 accommodation, refreshment, entertainment, recreation, or  
6 transportation facility of any kind whose goods, services,  
7 facilities, privileges, advantages, or accommodations are  
8 extended, offered, sold, or otherwise made available to the  
9 general public as customers, clients, or visitors[-]; provided  
10 that the term does not include any facility owned or operated by  
11 a religious organization and used for religious purposes. By  
12 way of example, but not of limitation, place of public  
13 accommodation includes facilities of the following types:

14       (1) A facility providing services relating to travel or  
15       transportation;

16       (2) An inn, hotel, motel, or other establishment that  
17       provides lodging to transient guests;



- 1           (3) A restaurant, cafeteria, lunchroom, lunch counter,  
2                 soda fountain, or other facility principally engaged  
3                 in selling food for consumption on the premises of a  
4                 retail establishment;
- 5           (4) A shopping center or any establishment that sells  
6                 goods or services at retail;
- 7           (5) An establishment licensed under chapter 281 doing  
8                 business under a class 4, 5, 7, 8, 9, 10, 11, or 12  
9                 license, as defined in section 281-31;
- 10          (6) A motion picture theater, other theater, auditorium,  
11                 convention center, lecture hall, concert hall, sports  
12                 arena, stadium, or other place of exhibition or  
13                 entertainment;
- 14          (7) A barber shop, beauty shop, bathhouse, swimming pool,  
15                 gymnasium, reducing or massage salon, or other  
16                 establishment conducted to serve the health,  
17                 appearance, or physical condition of persons;
- 18          (8) A park, a campsite, or trailer facility, or other  
19                 recreation facility;
- 20          (9) A comfort station; or a dispensary, clinic, hospital,  
21                 convalescent home, or other institution for the  
22                 infirm;



(10) A professional office of a health care provider, as defined in section 323D-2, or other similar service establishment;

(11) A mortuary or undertaking establishment; and

(12) An establishment that is physically located within the premises of an establishment otherwise covered by this definition, or within the premises of which is physically located a covered establishment, and which holds itself out as serving patrons of the covered establishment.

No place of public accommodation defined in this section shall be requested to reconstruct any facility or part thereof to comply with this chapter."

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

SECTION 3. This Act shall take effect upon its approval.

INTRODUCED BY: 



# S.B. NO. 2164

**Report Title:**

Discrimination in Public Accommodations; Religious Organizations

**Description:**

Excludes religious facilities from the definition of "place of public accommodation" to exempt those facilities from the law regarding discrimination in public accommodations.

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

