



GOV. MSG. NO. 1234

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 27, 2022

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirty-First State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty-First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 27, 2022, the following bill was signed into law:

HB2280 HD2 SD1 CD1

RELATING TO REAL PROPERTY.
ACT 133

Sincerely,

A handwritten signature in black ink, appearing to read "David Y. Ige", written in a cursive style.

DAVID Y. IGE
Governor, State of Hawai'i

Approved by the Governor

on JUN 27 2022HOUSE OF REPRESENTATIVES
THIRTY-FIRST LEGISLATURE, 2022
STATE OF HAWAII**ACT 133**
H.B. NO. 2280
H.D. 2
S.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO REAL PROPERTY.

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

- 1 SECTION 1. Chapter 421J, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
- 4 "§421J- Personal agriculture allowed. (a) No
5 association shall prohibit or unreasonably restrict the use of a
6 unit owner's enclosed yard area for personal agriculture;
7 provided that the use is not in violation of the association's
8 existing master landscape plan or other restrictive covenants
9 applicable to the unit.
- 10 (b) This section shall apply only to enclosed yard areas
11 that are designated for the exclusive use of the unit owner.
- 12 (c) This section shall not:
- 13 (1) Apply to provisions in an association document that
14 impose reasonable restrictions on the use of a unit
15 owner's enclosed yard area for personal agriculture;
16 or



1 (2) Prohibit an association from applying rules and
2 regulations requiring that dead plant material and
3 weeds, with the exception of straw, mulch, compost,
4 and other organic materials intended to encourage
5 vegetation and retention of moisture in the soil, be
6 regularly cleared from the enclosed yard area.

7 (d) For purposes of this section:

8 "Personal agriculture" means a use of land where an
9 individual cultivates lawful edible plant crops for personal use
10 or donation.

11 "Reasonable restrictions" means restrictions that are
12 reasonably necessary to protect neighbor unit owners or
13 residents' use and enjoyment of their property and do not
14 unreasonably increase the cost of engaging in personal
15 agriculture or unreasonably decrease its efficiency."

16 SECTION 2. New statutory material is underscored.

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

APPROVED this 27th day of June , 2022



GOVERNOR OF THE STATE OF HAWAII



HB No. 2280, HD 2, SD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 3, 2022
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022.



Scott K. Saiki
Speaker
House of Representatives

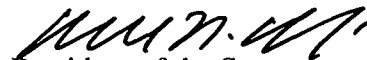



Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI‘I

Date: May 3, 2022
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate
of the Thirty-First Legislature of the State of Hawai‘i, Regular Session of 2022.


President of the Senate


Clerk of the Senate