
A BILL FOR AN ACT

RELATING TO EMERGENCY MANAGEMENT.

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

1 SECTION 1. The legislature finds that, under article VIII,
2 section 2, of the Hawaii State Constitution, county charters
3 prevail over conflicting state statutes for the respective
4 counties' executive, legislative, and administrative structure
5 and organization. Therefore, no statutorily granted power can
6 suspend charter provisions on those subjects.

7 Accordingly, the purpose of this Act is to expressly state,
8 consistent with the Hawaii State Constitution, that charter
9 provisions are not among the laws that may be suspended by a
10 mayor when exercising authority under the emergency management
11 statute.

12 SECTION 2. Section 127A-2, Hawaii Revised Statutes, is
13 amended by amending the definition of "laws" to read as follows:

14 ""Laws" includes ordinances, rules, regulations, and orders
15 prescribed under federal, state, or county laws or ordinances
16 and having the force and effect of law. "Laws" does not include



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1 county charter provisions pertaining to county executive,
2 legislative, and administrative structure and organization."

3 SECTION 3. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

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

6

INTRODUCED BY: *Jason K. Miyake*
JAN 23 2024



H.B. NO. 2560

Report Title:

Emergency Management; Emergency Power; Suspension of Laws;
Counties; Charter Provisions

Description:

Excludes from the definition of "laws" in section 127A-2, Hawaii Revised Statutes, county charter provisions pertaining to executive, legislative, and administrative structure and organization are excluded.

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

