
A BILL FOR AN ACT

RELATING TO CESSPOOLS.

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

SECTION 1. Section 342D-72, Hawaii Revised Statutes, is repealed.

"~~[§342D-72 Cesspools; mandatory upgrade, conversion, or connection. (a) Before January 1, 2050, every cesspool in the State, excluding cesspools granted exemptions by the director of health pursuant to subsection (b), shall be:~~

~~—— (1) Upgraded or converted to a director-approved wastewater system; or~~

~~—— (2) Connected to a sewerage system.~~

~~—— (b) The director of health may grant exemptions from the requirements of subsection (a) to property owners of cesspools that apply for an exemption and present documentation showing a legitimate reason that makes it infeasible to upgrade, convert, or connect the cesspools. For the purposes of this subsection, a legitimate reason shall include but not be limited to:~~

~~—— (1) Small lot size;~~

~~—— (2) Steep topography;~~



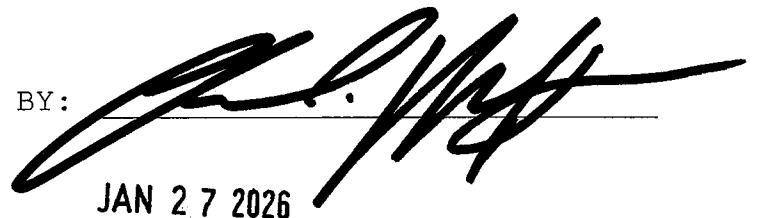
1 ~~—— (3) Poor soils; or~~
2 ~~—— (4) Accessibility issues.~~
3 ~~—— (e) As used in this section, "cesspool" means an~~
4 ~~individual wastewater system consisting of an excavation in the~~
5 ~~ground whose depth is greater than its widest surface dimension,~~
6 ~~that receives untreated wastewater, and retains or is designed~~
7 ~~to retain the organic matter and solids discharged into it, but~~
8 ~~permits the liquid to seep through its bottom or sides to gain~~
9 ~~access to the underground geographic formation.]"~~

10 SECTION 2. Statutory material to be repealed is bracketed
11 and stricken.

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

13

INTRODUCED BY:


JAN 27 2026



H.B. NO. 2352

Report Title:

Cesspools; Upgrade, Conversion, or Connection; Repeal

Description:

Repeals the mandated upgrade, conversion, or sewer connection of all the cesspools in the State before 2050.

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