
A BILL FOR AN ACT

RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE.

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

1 SECTION 1. The legislature finds that Hawaii faces a
2 severe housing crisis, and that approximately fifty-six per cent
3 of the renters in the State are rent burdened, meaning over
4 thirty per cent of their income is dedicated to paying their
5 rent. Many of these households are increasingly vulnerable to
6 housing cost-burden, insecurity, and displacement.

7 The legislature further finds that federal and state laws
8 afford tenants certain protections and rights, including but not
9 limited to laws that:

- 10 (1) Safeguard public health, safety, and welfare by
11 setting forth minimum dwelling unit standards;
- 12 (2) Establish rights and responsibilities of tenants and
13 landlords;
- 14 (3) Establish processes related to residential evictions;
15 and
- 16 (4) Protect tenants from discrimination based on certain
17 classifications.



1 The legislature also finds that landlord-tenant laws are
2 self-help laws that put the onus on renters to access their
3 rights through private action. This often presents major
4 barriers to justice for tenants who are often already
5 overwhelmed, under-resourced, and fearful of retaliation.
6 Without legal expertise, many renters may struggle to understand
7 and access their rights as articulated in their lease agreements
8 and under the Residential Landlord-Tenant Code.

9 The legislature believes that providing accessible and
10 accurate information to tenants concerning existing laws that
11 protect tenants, the rights afforded under such laws, and the
12 resources available to assist tenants will enable renters to
13 address certain challenges and potentially assist them to avoid
14 eviction and homelessness. The legislature further believes
15 that promoting access to accurate information will also improve
16 housing stability across the State of Hawaii.

17 Accordingly, the purpose of this Act is to:

18 (1) Require the office of consumer protection to
19 periodically publish an accessible, multilingual
20 notice of tenant rights; and



1 (2) Require a landlord to provide a tenant with a notice
2 of tenant rights in the tenant's preferred language,
3 if available, upon the signing of a lease.

4 SECTION 2. Chapter 521, Hawaii Revised Statutes, is
5 amended by adding a new section to part I to be appropriately
6 designated and to read as follows:

7 "§521-A Notice of tenant rights; publication. (a) The
8 office of consumer protection shall develop, maintain, and
9 periodically publish a notice of tenant rights that summarizes
10 the rights of tenants under this chapter and any other
11 applicable federal or state law. The notice of tenant rights
12 shall be made available as a standalone document and included in
13 the informational handbook on this chapter that is maintained by
14 the office of consumer protection.

15 (b) The notice of tenant rights shall at a minimum be:

16 (1) Made available in printed and electronic formats;

17 (2) Translated into the most commonly spoken languages in

18 the State, as determined by the office of consumer

19 protection, in consultation with the office of

20 language access; and



1 (3) Accessible to individuals with disabilities, including
2 compliance with applicable accessibility standards for
3 electronic documents.

4 (c) The office of consumer protection shall review and
5 update the notice of tenant rights no less than once every year,
6 or sooner as necessary to reflect changes in the applicable
7 law."

8 SECTION 3. Chapter 521, Hawaii Revised Statutes, is
9 amended by adding a new section to part IV to be appropriately
10 designated and to read as follows:

11 "§521-B Notice of tenant rights; disclosure. (a) A
12 landlord shall provide a tenant with a copy of the notice of
13 tenant rights, either physically or digitally, published by the
14 office of consumer protection pursuant to section 521-A at or
15 before the time the tenant signs a written rental agreement.
16 The landlord shall provide the copy in the tenant's preferred
17 language, if the notice is available in that preferred language
18 from the office of consumer protection.

19 (b) A landlord who fails to comply with this section shall
20 be subject to a fine of no more than \$ _____."



1 SECTION 4. In codifying the new sections added by sections
2 2 and 3 of this Act, the revisor of statutes shall substitute
3 appropriate section numbers for the letters used in designating
4 the new sections in this Act.

5 SECTION 5. This Act does not affect rights and duties that
6 matured, penalties that were incurred, and proceedings that were
7 begun before its effective date.

8 SECTION 6. New statutory material is underscored.

9 SECTION 7. This Act shall take effect on July 1, 3000.



Report Title:

Office of Consumer Protection; Notice of Tenant Rights; Landlord Obligations; Fines

Description:

Requires the Office of Consumer Protection to periodically publish an accessible, multilingual notice of tenant rights. Requires the notice to be included in the informational handbook on the Residential Landlord-Tenant Code maintained by the Office. Requires a landlord to provide a tenant with a copy of the notice of tenant rights in the tenant's preferred language, if available, and subjects the landlord to a fine for failure to do so. Effective 7/1/3000. (HD1)

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

