

## ACT 39

H.B. NO. 1272

A Bill for an Act Relating to Movie Theaters.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Chapter 489, Hawaii Revised Statutes, is amended by adding a new section to part I to be appropriately designated and to read as follows:

**“§489- Motion picture theater accommodation.** (a) A public accommodation that owns, leases, leases to, or operates a motion picture theater in more than two locations in the State shall provide open movie captioning during at least two showings per week of each motion picture that is produced and offered with open movie captioning.

(b) A public accommodation that owns, leases, leases to, or operates a motion picture theater in the State shall provide, upon request, audio description of any motion picture that is produced and offered with audio description.

(c) A violation of this section shall be a discriminatory practice.

(d) This section shall apply to motion pictures that are produced and distributed with the necessary auxiliary aids and services, including captioning and audio description. This section shall not prohibit the showing of a motion picture that is produced and distributed without captioning and audio description; provided that a public accommodation that owns, leases, leases to, or operates a motion picture theater shall provide notice to the public if a motion picture offered for viewing is produced and distributed without captioning or audio description.

(e) For the purposes of this section, “motion picture theater” means a movie theater, screening room, or other venue in use primarily for the exhibition of a motion picture.”

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**SECTION 2.** New statutory material is underscored.<sup>1</sup>

**SECTION 3.** This Act shall take effect on January 1, 2016, and shall be repealed on January 1, 2018.

(Approved May 6, 2015.)

**Note**

1. Edited pursuant to HRS §23G-16.5.