

Digest of Rights and Obligations Under Existing Statutory Provisions Implicating Civil Unions

Ref #	Category	Subject and Statute	Right or Obligation
1.	Elections	Campaign contributions; 11-204; 11-204.5	Campaign contribution limits: Candidate's immediate family is not subject to contribution limits, but is limited to aggregate contributions of \$50,000 in an election period. Contributions from all nonresidents (except candidate's immediate family) limited to 20% of total contributions received by candidate. "Immediate family" defined as "a candidate's spouse or reciprocal beneficiary, and any child, parent, grandparent, brother, or sister of the candidate, and the spouses or reciprocal beneficiaries of such persons. For the purposes of this part, "reciprocal beneficiaries" shall have the same meaning as in section 572C-3."
2.	Elections	Hawaiian, Native Hawaiian; voting for OHA; 11-1; 11-15; 11-25	Ch 11 still provides for OHA elections by Hawaiians (notwithstanding Rice v. Cayetano). Defines "Hawaiian" as "any descendant of the aboriginal peoples inhabiting the Hawaiian Islands which exercised sovereignty and subsisted in the Hawaiian Islands in 1778, and which peoples thereafter have continued to reside in Hawaii.
3.	Elections	Residency; 11-13	Rules for determining residency for election and voting purposes: Person may claim a separate residence from the person's spouse; place of residence of a person's family may determine residency for election purposes unless the person establishes a different place of residency for the person's self.
4.	Elections	Residence address; confidentiality; 11-14.5	If a life threatening circumstance exists to a law enforcement person's family, that person may apply to the count clerk to keep confidential residence and telephone information contained in the affidavit of registration of that person. No definition of "family".
5.	Elections	Election information change initiated by clerk; 11-20	Requires the clerk to update information to keep the general register up to date. Authorizes the county clerks to request information from, among other sources, the DOH for marriages, deaths, or other changes affecting voter status.
6.	Elections	Precinct official qualifications; 11-72	No parent, spouse, reciprocal beneficiary, child, or sibling of a candidate shall be eligible to serve as a precinct official. Not subject to waiver by chief election officer.
7.	Elections	Campaign contributions; loans; 11-205.6	Campaign contributions; Loans -- A direct loan by an immediate family member to a candidate's campaign committee shall not be subject to limits on campaign contributions or on loans but shall be subject to an aggregate limit of \$50,000. "Immediate family" defined as "a candidate's spouse or reciprocal beneficiary, and any child, parent, grandparent, brother, or sister of the candidate, and the spouses or reciprocal beneficiaries of such persons. For the purposes of this part, "reciprocal beneficiaries" shall have the same meaning as in section 572C-3."
8.	State programs under authority of A.G.	Witness protection program; 28-101	Directs the AG to establish a witness program to provide for the security and protection of a government witness, where the AG believes that the witness may be subject to intimidation, tampering, or retaliation. Witnesses, potential witnesses, or an immediate family member or close associate may be protected under this program.
9.	State programs under authority of A.G.	Missing child center; programs; 28-121	Authorizes the AG to employ a coordinator to define and develop systems, which may include a statewide centralized, uniform, and computerized information database relating to family-related and nonfamily-related child abduction, as well as runaways and children who are unwanted by their parents.
10.	County Authority	Parental/Guardian responsibility for minor who graffiti's; 46-1.5; 577-3.5	General powers and limitations of the counties: includes authority to enact ordinance to prohibit and impose fines for graffiti on county property; includes joint and several liability for parent/guardian of a minor who graffiti's
11.	Zoning; Land Use; Agriculture; Animals	Land use density; low income rental units; 46-14.5	Authorizes the counties to provide flexibility in land use density and public facilities requirements to encourage rental housing for low-income persons and families.
12.	Zoning; Land Use; Agriculture; Animals	Housing; county powers; 46-15.1, 46-15.2	Allows counties to develop housing for low- and moderate-income housing projects, and to provide assistance to qualifying buyers. This looks at the income of each household. Refers to 39A-281, which incorporates HUD definition. HUD includes unrelated individuals in this calculation, so this section should not change with CU.

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13.	Zoning; Land Use; Agriculture; Animals	County adoption of ordinances requiring parks and playgrounds for subdivisions; 46-6	Parks and playgrounds for subdivisions; requires the counties to adopt ordinances requiring a subdivider to dedicate land for park and playground purposes. Definitions (f)(2): "Dwelling unit" means a room or rooms connected together, constituting an independent housekeeping unit for a family and containing a single kitchen" (3) "Lodging unit" means a room or rooms connected together, constituting an independent housekeeping unit for a family which does not contain any kitchen"
14.	Zoning; Land Use; Agriculture; Animals	Adult family boarding and care home; 46-15.3	Deems a licensed adult family boarding home or care home that provides living accommodations for the operator of the home and the operator's family and up to 6 other persons a "single-family dwelling occupied by a family" for purposes of county life safety code, building code, fire code, and other ordinances.
15.	Zoning; Land Use; Agriculture; Animals	Hospice homes; 46-15.36	Deems hospice homes a residential use of property. "Hospice home" defined as a facility accommodating no more than 5 unrelated persons who are admitted to the hospice program of care.
16.	Zoning; Land Use; Agriculture; Animals	Historic Preservation; Family Burial Plots; 6E-75	Criminal offenses applicable to the taking, appropriation, excavation, injury, destruction, or alteration of historic property or aviation artifact not applicable to land altering activities relating to family burial plots under section 441-5.5 (regarding owners of residential or agricultural property who use or intend to use their property for the interment of family members). (Note: neither ch 6E nor 441 defines "family" or "family member".)
17.	Zoning; Land Use; Agriculture; Animals	Family care homes 46-15.35, 501-231; 502-111	Family care homes authorized residential use; care may be provided for 3 to 6 children who are unrelated to the caregiver by blood, marriage, or adoption.
18.	Zoning; Land Use; Agriculture; Animals	Land Court requirements 501-23; 501-105; 501-196 (petition to show	Land Court registration requirements. Requires information regarding whether an applicant is married or not, the name in full of the wife or husband, the time and place of marriage, and the name and office of the officer performing the marriage ceremony. If divorced, the applicant must supply this information.
19.	Zoning; Land Use; Agriculture; Animals	Powers and duties of county urban renewal agencies; 53-5, 53-6, 53-20, 53-21	Authorizes the redevelopment agency to pay relocation expenses to families, individuals, and businesses displaced by governmental action (not to exceed \$100 for each displaced family or individual.) Provides for planning for relocation of individuals and families. ("Family" not defined.)
20.	Zoning; Land Use; Agriculture; Animals	Dealers in farm produce; consumer; 145-1	Contains licensing, bonding, record keeping, and reporting requirements for dealers in farm produce who sell farm produce or farm product to consumers. "Consumer" defined as any person purchasing farm products for the person's own family use or consumption.
21.	Zoning; Land Use; Agriculture; Animals	Agricultural parks; disposition by lease; 166-6	Authorizes the board of agriculture to dispose of public lands set aside and designated for use as agricultural parks by lease, subject to, among other things, that the lessee must derive a major portion of the lessee's total annual income from the lessee's activities on the premises; provided that this restriction shall not apply if failure to meet the restriction results from, among other things, the loss of a spouse.
22.	Zoning; Land Use; Agriculture; Animals	Agricultural parks; lease negotiation; 166-11	Authorizes the department of agriculture to negotiate and enter into leases with any person who, among other things, does not own agriculturally-zoned land of 25 acres or more in the State, individually or jointly with a spouse, or whose spouse does not own 25 acres or more of agriculturally-zoned land in the State.
23.	Zoning; Land Use; Agriculture; Animals	Non-agricultural parks; disposition by lease; 166E-8	Authorizes the department of agriculture to dispose of public lands set aside and designated for use pursuant to ch 166E by lease, subject to, among other things, that the lessee must derive a major portion of the lessee's total annual income from the lessee's activities on the premises; provided that this restriction shall not apply if failure to meet the restriction results from, among other things, the loss of a spouse.

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24.	Zoning; Land Use; Agriculture; Animals	Public lands; requirements for disposition of lots for residential purposes; 171-48	Provides that, in dispositions of public land as lots for residence purposes (a) no person and no unmarried minor child, whose spouse or parent purchases or leases a lot, shall be qualified to purchase or lease any lot; (b) no person shall be qualified to purchase or lease any lot by drawing if the person's gross income including the gross income of the person's spouse exceeds \$20,000 per year (and in determining gross income, the standard income tax exemption for each of the person's dependents, as determined by the state income tax laws, shall be allowed); and (c) no person shall be qualified to purchase or lease any lot who, or whose spouse, or both of them, owns or is a lessee under a residential lease for a term exceeding 20 years, of any land situated within or without the State is suitable for residential use.
25.	Zoning; Land Use; Agriculture; Animals	Public lands; covenants against discrimination; 171-64	Requires the board of land and natural resources to provide in every patent, deed, lease, agreement, license, or permit that the use and enjoyment of the premises being granted shall not be in support of any policy which discriminates against anyone based upon race, creed, color, national origin, sex, or a physical handicap. Prohibits the board from disposing of any public land to any person who practices discrimination based on these criteria. (Note that these criteria do not include sexual orientation or marital status.)
26.	Zoning; Land Use; Agriculture; Animals	Public lands; leases with option to purchase; requirements; 171-65	Authorized only to individuals who satisfy the requirements established by the board of land and natural resources and then only if the individual, either oneself or whose spouse, or both, does not already own lands of comparable use in the State; provided that the ownership by the individual or the individual's spouse of lands of comparable use shall not be a disqualification in applying for a lease within an agricultural park.
27.	Zoning; Land Use; Agriculture; Animals	Public lands; restrictions in leases/deeds; 171-67	Mandates that all sales, leases, or leases with options to purchase of a farm lot shall be subject to, among other things, the requirement that the purchaser or lessee shall derive the major portion of his or her total annual income from the production of the crops or products for which production the land is granted to him or her; provided that this restriction shall not apply if he or she becomes widowed.
28.	Zoning; Land Use; Agriculture; Animals	Public lands; sales and leases without public auction; application for a farm; 171-68	No person is entitled to apply for a farm if, among other things, the person, or the person's husband or wife: (a) has previously taken or held land for farm or homesteading under any certificate, lease, or agreement or under any homestead lease or patent based thereon; or (b) owns in fee simple other land in the State, the combined area of which exceeds 80 acres (subject to certain exclusions).
29.	Zoning; Land Use; Agriculture; Animals	Public lands; findings and declaration of necessity; residential leases; 171-70	Notes that sale in fee simple or low-rent of public lands does not provide the opportunity for the public to provide themselves with, among other things, residential accommodations necessary to provide the environment conducive to promoting their own and their children's good citizenship.
30.	Zoning; Land Use; Agriculture; Animals	Public lands; qualifications of residential lessees; 171-74; 171-75	Requires that a lessee must, among other things: (a) be of legal age and have at least one person, related to the lessee by blood or marriage and solely dependent on the lessee for support, who will occupy the premises with the lessee; provided that this requirement shall not apply to a husband and wife or to RBs who are joint lessees, even if both are employed; (b) have a gross income not in excess of \$20K per year, including the gross income of the lessee's spouse or RIB (the standard income tax exemption for each of the lessee's dependents, as determined by the state's tax laws, shall be allowed). Additionally, there are other disqualifications for any person, or the person's husband or wife, or both of them, either currently own certain property in the state, have previously leased land from the state; has an existing lease with the state having an unexpired term of more than 5 years; or voluntarily sold or disposed of any land or lease.
31.	Zoning; Land Use; Agriculture; Animals	Public lands; transfers of title by intestate succession; 171-77	Title to a residential lease or to the fee of the premises may only be transferred by testamentary bequest or devise, intestate succession, or otherwise by operation of law. For a certain time period, no person or entity otherwise disqualified under 171-74 or 171-75 may, without the board of land and natural resources, succeed to and take the fee title to the premises except by, among other things, testamentary bequest or devise, intestate succession.

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32.	Zoning; Land Use; Agriculture; Animals	Public lands; leases to certain developers of housing for low and moderate income families; 171-84	Allows residential public lands to be leased to a developer or mortgagor who qualifies under the federal housing programs for low- and moderate-income housing projects, which looks at the income of each household. HUD includes unrelated individuals in this calculation, so this section should not change with CU.
33.	Zoning; Land Use; Agriculture; Animals	Public lands; homestead lease; assignment; 171-99	No existing certificate of occupation or existing homestead lease, or fractional interest thereof, shall be transferrable or assignable except by conveyance, device, bequest, or interstate succession; provided that transfer or assignment by conveyance, devise, or bequest shall be limited to a member or members of the occupier's or lessee's family. "Family" means spouse, RB, children, parents, siblings, grandparents, grandchildren, nieces, nephews, a parent's siblings, children of a parent's sibling, and grandchildren of a parent's siblings, of other occupier or lessee.
34.	Zoning; Land Use; Agriculture; Animals	Land use commission; agricultural districts; activities and uses; farm dwellings; 205-2; 205-4.5	<p>Authorizes only limited types of new housing on agricultural land with soil classified by the land study bureau's detailed land classification as overall (master) productivity rating class A or B, that is not former plantation land. Types of housing is limited to "employee housing" and "farm dwellings" as defined in section 205-4.5(a)(4) as a permitted use in an agricultural district. "Farm dwellings" defined as a single-family dwelling located on and used in connection with a farm, including clusters of single-family farm dwellings permitted within agricultural parks developed by the State, or where agricultural activity provides income to the family occupying the dwelling.</p> <p>On agricultural land with soil classified by the land study bureau's detailed land classification as overall (master) productivity rating class C,D,E, or U, dwelling types may also be limited.</p>
35.	Zoning; Land Use; Agriculture; Animals	Land use commission; farm dwellings and employee housing on important agricultural land; 205-45.5	A landowner whose agricultural lands are designated as important agricultural lands may develop, construct, and maintain farm dwellings and employee housing for farmers, employees, and their immediate family members on these lands; provided that, among other things, (1) the farm dwellings and employee housing units shall be used exclusively by farmers and their immediate family members who actively and currently farm on the land where the dwelling is located; provided further that the immediate family members of a farmer may live in separate dwelling units situated on the same designated land; (2) employee housing units shall be used exclusively by employees and their immediate family members who actively and currently work on important agricultural land upon which the housing unit is situated; provided further that the immediate family members of the employee shall not live in separate housing units and shall live with the employee.
36.	Employment; Civil Service	Foundation on Culture and the Arts; Nepotism; 9-1; 9-11	Qualifying standards for foundation grant applications (if an organization) must have bylaws or policies that, among other things, prohibit nepotism. Nepotism defined as "appointing persons to positions on a basis of their blood or marital relationship to the appointing authority, rather than on merit or ability."
37.	Employment; Civil Service	Foundation on Culture and the Arts; Nepotism; 9-12	Applicants to whom a grant has been awarded agree to comply with the following condition: be, employ, or have under contract persons who are qualified to engage in the program or activity to be funded by the State; provided that, for nonprofit organizations, no two or more members of a family or kin of the first or second degree shall be employed or under contract with the organization unless authorized in writing by the foundation. "Family" and "kin" not defined.
38.	Employment; Civil Service	Leave sharing program; 78-26	Leave sharing program allowing employees to donate accumulated vacation leave credits to another person who has a family member who has a serious personal illness or injury.
39.	Employment; Civil Service	Veteran's preference; 76-103	Veteran's preference (civil service) for spouses of disabled veterans and surviving spouses of deceased servicemen.
40.	Employment; Civil Service	Paid leave; education of children; 78-31	State and county employees eligible for paid leave (2 hours) to attend parent-teacher conference or parent-caregiver conference for employee's child.
41.	Employment; Civil Service	Ethics; 84-3, 84-11, 84-17	For purposes of reporting gifts and the financial interests of an employee or legislator, "financial interest" includes an interest held by individual's spouse or dependent children. Gifts from a spouse, finance, fiancée, any relative within four degrees of consanguinity or the spouse, finance, or fiancée of such a relative is excluded from reporting requirements.

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42.	Employment; Civil Service	Wages; deceased employees; 388-4	Where an employee dies leaving any wages, vacation, or sick leave pay due the employee, the employer shall, within thirty days after such death, whether or not a personal representative has been appointed, pay the wages, vacation, or sick leave pay in an amount not exceeding \$2,000 to, and upon application by the surviving spouse or reciprocal beneficiary or, if none, by an adult child.
43.	Employment; Civil Service	Long-term care benefits plan; 87A-18	<p>Authorizes the board of trustees of the HEUHBTF to establish a long-term care benefits plan, for spouses, parents, grandparents, in-law parents, and in-law grandparents of employee-beneficiaries and qualified-beneficiaries. "Employee-beneficiaries" includes surviving child or surviving spouse of employee. "Qualified beneficiary" includes spouse, divorced spouse, parents, grandparents, in-law parents, and in-law grandparents of an employee or retiree.</p> <p>Long-term care benefits available only to employee-beneficiaries and their spouses, parents, and grandparents; employee-beneficiary in-law parents and grandparents; and qualified beneficiaries.</p>
44.	Employment; Civil Service	Health benefits plan; Eligibility; 87A-21; 87A-23; 87A-31	Directs the board to establish a health benefits plan for employee-beneficiaries and dependent-beneficiaries.
45.	Employment; Civil Service	State and county contributions; active employees; 87A-32	Requires the State and the counties to pay to the fund a specific amount for each of their respective employee-beneficiaries and employee-beneficiaries with dependent-beneficiaries; provided that if both a husband and wife are employee-beneficiaries, then the total contribution by the State or the county shall not exceed the monthly contribution for a family plan.
46.	Employment; Civil Service	State and county contributions; retired employees; 87A-33, 87A-34, 87A-35, 87A-36	Requires the State and the counties to pay to the fund a specific amount for each of their respective employee-beneficiaries enrolled in either supplemental Medicare self plans or non-Medicare family plans; provided that if both a husband and wife are employee-beneficiaries, then the total contribution by the State or the county shall not exceed the monthly contribution for a supplemental Medicare family or non-Medicare family plan, as appropriate.
47.	Employment; Civil Service	State and county contributions; reimbursement for retired employees who move out of state; 87A-33.5	Requires an employee-beneficiary who retires and relocates outside of the State to be reimbursed for premiums paid by the employee-beneficiary for a personal health insurance policy. "Employee-beneficiary" may include a surviving child or surviving spouse of a deceased retired employee.
48.	Employment; Civil Service	Employee-beneficiary contribution or qualified-beneficiary contributions; 87A-40, 87A-41	Requires each employee-beneficiary to make a monthly contribution to the fund for the health benefits plan and/or the long-term care benefits plan.
49.	Employment; Civil Service	Pension and retirement; payments to surviving spouse or reciprocal beneficiaries; 88-1	Pension paid to a surviving spouse or reciprocal beneficiary ceases when the surviving spouse or beneficiary remarries, marries, or enters into a new reciprocal beneficiary relationship. If a recipient or beneficiary of a pension, who has a spouse or reciprocal beneficiary, dies, then the spouse or the reciprocal beneficiary is entitled to 60% of the pension payable to the beneficiary.
50.	Employment; Civil Service	Medical care; when free; 88-4	<p>A recipient of any retirement allowance or pension payable by the State, county, or other governmental body is entitled to free medical treatment from any government physician employed by the State or county and free hospitalization at certain government-sponsored hospitals if: the recipient is actually and solely dependent on the allowance or pension or whose total income (including the recipient's spouse's or reciprocal beneficiary's income) is less than \$2400 a year.</p> <p>If a retiree or recipient, who has a spouse or reciprocal beneficiary, dies, then the spouse or reciprocal beneficiary is eligible for benefits under this section, so long as the spouse or reciprocal beneficiary remains unmarried and does not enter into a reciprocal beneficiary relationship.</p>

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51.	Employment; Civil Service	Notice to spouse or RB of election of retirement allowance option; 88-83 (Public officers and employees, not class C or H); (88-283 (Class C public officers and employees); 88-333	Authorizes a retiree to receive the member's retirement allowance under an optional plan. (The optional plans allow a designated beneficiary to receive payments if the retiree dies before the beneficiary does, in exchange for the member receiving a lesser retirement allowance.) No election may take effect unless the spouse or reciprocal beneficiary of the member is furnished written notification, if the spouse or reciprocal beneficiary is not the designated beneficiary receiving the benefits above.
52.	Employment; Civil Service	Default beneficiary if no beneficiary named or if designated beneficiary is void; 88-84 (all public officers and employees except class H); 88-338 (Class H)	If the member's designation of beneficiary is void or if the member did not name a beneficiary, then the beneficiary shall be: (1) the surviving spouse or reciprocal beneficiary; (2) the deceased member's children under the age if 18, if no spouse or RB; or (3) the member's estate if no surviving spouse, RB, or children under 18. "Child" defined as (1) a natural child of a member; (2) a legally adopted child of the member; or (3) a stepchild of the member.
53.	Employment; Civil Service	Accidental death benefit; 88-85	If a member dies accidentally, then there shall be a payment of all of the member's accumulated contributions plus a pension of one-half of the ordinary death benefit (under 88-84) to: (1) the surviving spouse or reciprocal beneficiary; (2) the deceased member's children under the age if 18, if no spouse or RB; or (3) the member's estate if no surviving spouse, RB, or children under 18. "Child" defined as (1) a natural child of a member; (2) a legally adopted child of the member; or (3) a stepchild of the member.
54.	Employment; Civil Service	Named beneficiaries; effects of marriage, entry into RB relationship, divorce, termination of RB relationship, or death; 88-93	Written designations of beneficiaries become null and void when: (1) the beneficiary predeceases the member; (2) the member is divorced from the beneficiary; (3) the member is unmarried and subsequently marries; and (4) the member enters into or terminates an RB relationship.
55.	Employment; Civil Service	Benefits under the Police Officers, Firefighters, and Bandsmen Pension System; 88-151 (ch 88, part III)	Part III does not apply to (1) any person who was receiving a pension from the State on May 2, 1927, or (2) any police officer, firefighter, or bandsmen entering service after December 31, 1927, or such person's dependent widow, child or children, father or mother, sister or brother, or other relative or dependent may receive any pension or other benefit under this part. Does apply to county employees in service on December 31, 1927, who would have been entitled to membership in one of the pensions listed in Part III.
56.	Employment; Civil Service	Death benefits; payments to beneficiaries under the Police Officers, Firefighters, and Bandsmen Pension System (ch 88, part III); 88-163	Certain funeral expenses and other death benefit payments must be made upon the death of any member of the police force, fire department, or band, as a result of any injury received or disease contracted while in the performance of his duty. If the deceased member leaves a dependent widow or RB and a child or children under the age of 18, then the widow or RB will be paid \$50 per month until the widow dies or remarries or enters into another RB relationship. If the widow or RB dies or there is no widow or RB, but there are a child or children under the age of 18 years old, then the child will be paid the funds. "Child" defined as (1) a natural child of a member; (2) a legally adopted child of the member; or (3) a stepchild of the member.
57.	Employment; Civil Service	Widow's, widower's, and RB's pensions; 88-189	Any widow, widower, or RB of any deceased person entitled to a pension under Part IV (Municipal and County Pension Systems) shall be eligible for a pension equal to the same amount, including all bonuses provided in section 88-11, and all other benefits the deceased person was entitled to and all future benefits, so long as the widow, widower, or RB has not remarried, or has not entered into an RB.

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58.	Employment; Civil Service	Notice to spouse or RB of election of retirement allowance option; 88-283	Authorizes a retiree to receive the member's retirement allowance under an optional plan. (The optional plans allow a designated beneficiary to receive payments if the retiree dies before the beneficiary does, in exchange for the member receiving a lesser retirement allowance.) No election may take effect unless the spouse or reciprocal beneficiary of the member is furnished written notification, if the spouse or reciprocal beneficiary is not the designated beneficiary receiving the benefits above.
59.	Employment; Civil Service	Ordinary or accidental death benefit (Class C officers or employees); 88-286	If a member suffers an ordinary or an accidental death, then there shall be a death benefit paid to: (1) the surviving spouse or reciprocal beneficiary; and/or (2) the deceased member's children under the age of 18. "Child" defined as (1) a natural child of a member; (2) a legally adopted child of the member; or (3) a stepchild of the member.
60.	Employment; Civil Service	Accidental service-connected death (Class H); 88-339	If a member suffers an accidental death, then there shall be a death benefit paid to: (1) the surviving spouse or reciprocal beneficiary; and/or (2) the deceased member's children under the age of 18; or (3) if no surviving spouse, RB, and no child under the age of 18, then to the member's dependent father or dependent mother. "Child" defined as (1) a natural child of a member; (2) a legally adopted child of the member; or (3) a stepchild of the member.
61.	Employment; Civil Service	Right to volunteer regardless of marital status; 90-3	Every person regardless of, among other things, his or her sex or marital status, has the right to volunteer his or her services to a state agency.
62.	Employment; Civil Service	Employment practices; discriminatory practices; marital status; genetic information; 378-1 (definitions); 378-2	It is an unlawful discriminatory practice, because of disability and marital status, among other things, for any employer to refuse to hire, etc., or to discriminate against any individual in compensation or in the terms, conditions, or privileges of employment, etc. Defines "marital status" as the state of being married or being single. "Disability" means the state of, among other things, being regarded as having a physical or mental impairment which substantially limits one or more major life activities. This includes employer consideration of an individual's genetic information, including genetic information of any family member of an individual. "Family member" means other individuals related by blood to that individual.
63.	Employment; Civil Service	Worker's compensation; exclusive remedy; 386-5	The rights and remedies granted to an employee or the employee's dependents on account of a work injury suffered by the employee shall exclude all other liability of the employer to the employee, the employee's legal representative, spouse, dependents, next of kin, or anyone else entitled to recover damages from the employer, at common law or otherwise, on account of the injury, except for sexual harassment or sexual assault and infliction of emotional distress or invasion of privacy related thereto, in which case a civil action may also be brought.
64.	Employment; Civil Service	Worker's compensation; funeral and burial allowance; 386-41	Funeral and burial allowance. Where a work injury causes death, the employer must pay funeral expenses to the mortician and burial expenses to the cemetery selected by the family including a reciprocal beneficiary or next of kin or in the absence of such family, by the employer. Payments are limited, and paid directly to the mortician and cemetery, unless the deceased has a pre-paid funeral and burial plan, then to the surviving spouse or reciprocal beneficiary, or to the decedent's estate if there is no surviving spouse or reciprocal beneficiary.
65.	Employment; Civil Service	Worker's compensation; weekly death benefits for dependents; 386-41; 386-42; 386-43	In addition to the funeral and burial allowance, the employer shall pay weekly benefits to the deceased's dependents at a specific rate. Payments must be made to dependents in order of priority and only if there are no dependents with higher priority may some dependents with lower priority receive payments: the dependent widow, widower, or reciprocal beneficiary; dependent children; parent, if wholly dependent; grandparent, if wholly dependent; grandchild, if dependent.
66.	Government Operations; Procurement	Hawaii Performance Partnerships Board; data collection re: well-being of Hawaii's children and families; 27-54	Special and temporary board required to establish key indicators and data sets relevant to the health, education, and socioeconomic well-being of Hawaii's children and families.

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67.	Government Operations; Procurement	State-owned cemeteries; notice to relatives re: disinterment; 110-3	Requires the comptroller to notify in writing the known relative of a deceased person whose remains are to be disinterred and relocated of the mandated public hearing; and if the relatives of the deceased are unknown, the comptroller must give at least one public notice of the public hearing statewide. "Relative" is undefined.
68.	Government Operations; Procurement	Assistance to persons displaced by government action; 111-2; 111-4; 111-7	Directs any agency that displaced persons to make fair and reasonable compensation as required by ch 111. Includes compensation described in 111-4 (dwelling occupied by an individual or family). Requires the agency to provide a feasible method of relocating families and individuals. Defines "family" as "two or more individuals living together in the same dwelling unit who are related to each other by blood, marriage, adoption, or legal guardianship."
69.	Government Operations; Procurement	Use of government motor vehicles; 105-1; 105-2	Subject to conditions, personal use of government motor vehicles allowed in the case of an emergency by reason of illness of a member of the person's immediate family or RB.
70.	Government Operations; Procurement	Agricultural declaration upon arrival; 150A-5	An adult member of the family may complete the agricultural declaration for the entire family.
71.	Government Operations; Procurement	Special Purpose Revenue Bonds; assisting development of low- and moderate-income housing; ch 39A, part IX	Allows special purpose revenue bonds for low- and moderate-income housing projects, which looks at the income of each household. HUD includes unrelated individuals in this calculation, so <u>this section should not change with CU.</u>
72.	Government Operations; Procurement	Hawaii State defense force; staff allowances; 122A-8	Members of the Hawaii State defense force, when in active service of the State, shall receive the pay and subsistence allowance of like grade of active service of the United States. The governor, by rule, may quarter active members or provide a monetary allowance therefor. (Under this section, the governor presumably has the authority to not authorize housing or an allowance for dependents, including civil union partners.)
73.	Government Operations; Procurement	Militia; National Guard; staff allowances; 121-12; 121-39; 121-40	Assistant adjuncts general, officers, warrant officers, and enlisted personnel, when in the full-time employment of the department of defense or the State, as applicable, may receive the pay and allowance of their grade as fixed by the tables of the regular army or air force of the United States. (Note that housing allowances for US military are based on whether person has dependents or not. Civil union partners may not constitute "dependents" under these section.)
74.	Government Operations; Procurement	Compensation for injury or death for persons engaged in disaster relief; 127-7; 128-17	In case of injury or death arising out of and the performance of duty pursuant to chapter 127 (disaster relief), such persons or their dependents shall be entitled to all of the benefits provided in chapter 386 (worker's compensation). "Dependant" not defined in ch 386 or 127.
75.	Government Operations; Procurement	Emergency functions; transfer state employment service to federal government; 128-9(7)	Authorizes the governor, in event of emergency, to further and promote federal programs by, among other things, transferring to the federal government at its request the state employment service with its personnel, records, facilities, equipment, and supplies. Unclear whether state law would still govern personnel once transferred. (I.e., for purposes of benefits to CU partners.)
76.	Government Operations; Procurement	Compensation for injury or death for persons engaged in disaster relief; 128-17	In case of injury or death arising out of and in the performance of duty pursuant to a civil defense emergency, including duty performed during periods of training, all persons having the status of officers or employees of the State or a political subdivision, pursuant to sections 128-15 and 128-16, and their dependents, shall be entitled to all of the benefits provided in chapter 386, including medical services and supplies, and in case of the injury or death no public official shall be excluded from the coverage of chapter 386 by reason of being an elected official.

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Ref #	Category	Subject and Statute	Right or Obligation
77.	Government Operations; Procurement	Civil defense; mutual aid agreements; 128-10(3); 128F-2	Authorizes the governor, in event of a civil defense emergency, to enter into mutual aid agreements or compacts with the federal government and other states. It MAY be provided within an agreement that each party state shall extend to the civil defense forces of any other party state, while operating within its states limits, the same powers, duties, rights, and immunities as if they were performing their duties in the state in which normally employed or rendering service. Unclear whether this would apply to benefits accorded CU partners when one CU partner was working in a different state.
78.	Government Operations; Procurement	Standards to determine minimum milk prices; 157-32	In determining the minimum prices of milk to be paid to producers, the board of agriculture shall take into consideration, among other things, based on a reasonably efficient producer: the price necessary to return to the producer, the producer's cost of production, plus a fair return on the producer's invested capital, the producer's family labor, and the producer's management skills.
79.	Government Operations; Procurement	Airport relocation; assistance for displaced person, families, businesses, and nonprofits; 261-31 (def); 261-32; 261-33	Authorizes the director of transportation to compensate any person, family, business, or nonprofit organization for actual and reasonable moving expenses incurred as a result of being displaced by any land acquisition program of the State for any airport purpose. Replacement Housing: provides owner-occupiers a \$5,000 payment towards a new home, and provides individuals or families that rent \$1500 towards future rent or down payment. ""Family" means two or more individuals living together in the same dwelling unit who are related to each other by blood, marriage, adoption, or legal guardianship."
80.	Government Operations; Procurement	Federal-aid highway; assistance for displaced families or businesses; 264-35	Assistance for displaced families and businesses, as a result of construction of a federal-aid highway system that displaces families or businesses. Requires the department of transportation to include the cost of construction of any federal-aid highway system, relocation payments to eligible persons for their reasonable and necessary moving expenses. "Eligible person" means any individual, family, business concern (including the operation of a farm), and nonprofit organization to be displaced by construction of a project." Payments limited to \$200 per "individual or family".
81.	Government Operations; Procurement	Hunting license; wildlife; application fee; 183D-22	Provides that the fee for hunting licenses is \$10 for any person who has resided in the State for one year or longer, or who is a member of the U.S. armed forces on active duty, and the spouse and children thereof. Requires the DLNR to suspend, refuse to renew, reinstate, or restore any license if the DLNR receives certification from the child enforcement agency that the licensee or applicant is not in compliance with an order of support or has failed to comply with a subpoena or warrant relating to a paternity or child support proceeding.
82.	Liability for conduct of minors	Arson; 706-606.2	Special sentencing considerations for arson. Requires the parents or legal guardians of a minor convicted of arson to be liable for certain costs associated with extinguishing the fire.
83.	Liability for conduct of minors	Animals; 143-1	Animal desertion. It shall be unlawful for the owner of any animal or any person in possession of an animal that belongs to another person to leave the animal without the intention of returning to it. Any person who violates this section shall be guilty of a petty misdemeanor. "Owner" includes every person owning, harboring, or keeping a dog; provided that if the owner is a minor under the age of eighteen years, the parent, guardian, or other person having the care, custody, or control of the minor shall be irrebuttably presumed to be the owner.
84.	Liability for conduct of minors	Parental/Guardian responsibility for minor who graffiti's; 46-1.5; 577-3.5	General powers and limitations of the counties: includes authority to enact ordinance to prohibit and impose fines for graffiti on county property; includes joint and several liability for parent/guardian of a minor who graffiti's
85.	Liability for conduct of minors	Parent responsibility; liability for torts of child; 577-3	The father and mother of an unmarried minor child are jointly and severally liable in damages for tortious acts committed by their child and shall b e jointly and severally liable to prosecute and defend all actions in which the child or their individual property may be concerned.
86.	Liability for conduct of minors	Fireworks; liability of parent or guardian; 132D-13	The parents, guardian, and other persons having the custody or control of any minor who knowingly permit the minor to possess, purchase, or set off any fireworks are in violation of ch 132D and are subject to penalties under 132D, except that the parents or guardian may allow the minor to use fireworks when under the immediate supervision or control of the parent, guardian, or another adult.

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Ref #	Category	Subject and Statute	Right or Obligation
87.	Liability for conduct of minors	Search and rescue reimbursement; 137-2	Authorizes the government to seek reimbursement for search and rescue expenses incurred when any government entity engages in a search and rescue operation for the purpose of searching for or rescuing a person from, among others, the person's guardians, custodians, or other entity responsible for the person's safety, if the need for search and rescue was caused by any act or omission by the person searched for.
88.	Taxation	Joint tax returns; 235-93	Authorizes spouses to file joint tax returns ("A husband and wife, having that status for purposes of the Internal Revenue Code and entitled to make a joint federal return for the taxable year, may make a single return jointly under this chapter"). Joint returns means joint and several liability for taxes under 235-52. NOTE that this would need to be amended, because arguably, this right is not covered by HB444.
89.	Taxation	Income tax credit for low-income household renters; 235-55.7	Authorizes a tax credit for low-income household renters. The credit is \$50 multiplied by the number of qualified exemptions to which the taxpayer is entitled. Defines "rent" as the amount paid in cash in any taxable year for the occupancy of a dwelling place which is used by a resident taxpayer or the resident taxpayer's immediate family as the principal residence in this State.
90.	Taxation	Income tax credit; refundable food/excise tax credit; 235-55.85	Authorizes a taxpayer to claim a refundable food/excise tax credit against the return being filed. The credit is multiplied by the number of qualified exemptions to which the taxpayer is entitled; provided that a husband and wife filing separate returns for a taxable year may only claim the tax credit to which they would have been entitled if they had filed a joint tax return.
91.	Taxation	Provisional drivers licenses for minors; 286-102.6	Provisional license for persons under the age of eighteen. (b)(3) " The provisional licensee shall not transport more than one person under the age of eighteen, unless the person is, with respect to the provisional licensee: <ul style="list-style-type: none"> (A) A household member; or (B) A household member's foster or hanai child, without being accompanied and supervised by a licensed driver who is the provisional licensee's parent or guardian;" Amend "household member" definition in 291E-1 to include civil unions; need definition of parent to include civil unions.
92.	Taxation	Learner's permit; drivers license; 286-110	...The licensed person shall occupy a passenger seat beside the permit holder while the motor vehicle is being operated; provided that if the holder of the instruction permit is under the age of eighteen years and is driving between the hours of 11:00 p.m. and 5:00 a.m.: (1) A licensed driver who is the permit holder's parent or guardian shall occupy a passenger seat beside the driver while the motor vehicle is operated, unless the permit holder is an emancipated minor;... Refers to "parent or guardian" with no definition, needs to clearly include civil unions.
93.	Education	Education; caregiver consent; 302A-481 (definition); 302A-482	A caregiver may give consent on behalf of a minor to enrollment in school and to full participation in curricular and co-curricular school activities, subject to certain disclosures to the school, including the relationship of the caregiver to the minor; the length of time the minor has resided with the caregiver; the signature of consent by the minor's parent, guardian, or legal custodian. Defines "caregiver" as any person who is at least eighteen years of age and: (1) Related by blood, marriage, or adoption to the minor, including a person who is entitled to an award of custody pursuant to section 571-46(a)(2) but is not the legal custodian or guardian of the minor; or (2) Has resided with the minor for a continuous immediate preceding period of six months or more.

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Ref #	Category	Subject and Statute	Right or Obligation
94.	Education	Child care facilities; criminal background checks; exclusions and exemptions; 346-152	<p>Child care facilities must adhere to certain requirements, including criminal history and child abuse record checks of its employees. Exemptions include, among other things: (1) A person caring for children related to the caregiver by blood, marriage, or adoption; (2) A person caring for two or fewer children unrelated to the caregiver by blood, marriage, or adoption. Upon receiving a report that a person may be caring for more than two children unrelated to the caregiver by blood, marriage, or adoption, or providing care for a child for more than six hours per week, without a child care license issued by the department, the department may conduct an investigation for the limited purpose of determining the number of children in care who are unrelated to the caregiver by blood, marriage, or adoption, and the number of hours of care provided per week.</p> <p>To be eligible to provide child care and to receive a child care subsidy from the DHS, persons exempt pursuant to section 346-152 shall be required to agree to a criminal history record check and a child abuse record check in the same manner as a prospective applicant or licensed provider in accordance with section 346-154; provided that the following relatives of the child who requires care: grandparents, great-grandparents, aunts, uncles, and siblings aged eighteen or older living in a separate residence shall be required to agree to a criminal history record check conducted</p>
95.	Education	Adult student with disabilities; power of attorney; 302A-491	When a student with disabilities reaches the age of majority all rights are presumed to transfer to the adult student. The adult student is authorized to make any and all decisions related to the adult student's education, including but not limited to individualized education programs. An adult student may execute a power of attorney for special education. Unless related to the student by blood, marriage, or adoption, an agent shall not be an owner, operator, or employee of the educational institution at which the adult student is receiving special education services.
96.	Health	Illegal manufacture, importation, or sale of liquor; exemption; 281-3; 281-101	Illegal Manufacture, importation, or sale of liquor. Permits the head of any family to produce wine and beer for family use. 281-101, Penalty if manufacture wine or beer and not "family."
97.	Health	Advance mental health care directive; designation of agent; 327G-3; 327G-14 (form)	A competent adult or emancipated minor may make a written advance mental health care directive declaring preferences or instructions regarding mental health treatment. The preferences or instructions may include consent to, or refusal of, mental health treatment. A person related to the principal by blood, marriage, or adoption, among others, may not serve as a witness to the signing of an advance mental health care directive. None of the following may serve as an agent or alternate agent under a designation in a power of attorney contained in an advance mental health care directive: (1) A health care provider, supervising health care provider, or an employee of a health care provider or supervising health care provider, unless that person is related to the principal by blood, marriage, or adoption; or (2) An owner, operator, or employee of a health care provider or health care institution in which the principal is a patient or resident, unless that person is related to the principal by blood, marriage, or adoption.
98.	Health	Advance mental health care directive; revoking the directive under certain circumstances; 327G-4	A decree of annulment, divorce, dissolution of marriage, or legal separation revokes a previous designation of a spouse as agent, unless otherwise specified in the decree or in the advance mental health care directive.
99.	Health	Advance health-care directive; designation of agent; 327E-3; 327E-16 (form)	An adult or emancipated minor may execute a power of attorney for health care, which may authorize the agent to make any health-care decision the principal could have made while having capacity. Unless related to the principal by blood, marriage, or adoption, an agent may not be an owner, operator, or employee of the health-care institution at which the principal is receiving care. The power must be witnessed. At least one of the individuals used as a witness for a power of attorney for health care shall be someone who is neither: (1) Related to the principal by blood, marriage, or adoption; nor (2) Entitled to any portion of the estate of the principal upon the principal's death under any will or codicil thereto of the principal existing at the time of execution of the power of attorney for health care or by operation of law then existing.

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Ref #	Category	Subject and Statute	Right or Obligation
100.	Health	Advance health-care directive; revocation under certain circumstances; 327E-4	A decree of annulment, divorce, dissolution of marriage, or legal separation revokes a previous designation of a spouse as agent unless otherwise specified in the decree or in a power of attorney for health care.
101.	Health	Children; caregiver consent for minor's health care; 577-28	<p>A caregiver who possesses and presents a notarized affidavit of caregiver consent for a minor's health care may consent on behalf of a minor to primary and preventative medical and dental care and other medical services. The affidavit must have the signature of the minor's parent, guardian, or legal custodial consenting to the caregiver's authority over the minor's health care, unless the caregiver cannot obtain the signature, in which case, the affidavit must so state.</p> <p>Defines "caregiver" as any person who is at least eighteen years of age and: (1) Is related by blood, marriage, or adoption to the minor, including a person who is entitled to an award of custody pursuant to section 571-46(a)(2) but who is not the legal custodian or guardian of the minor; or (2) Has resided with the minor continuously during the immediately preceding period of six months or more.</p>
102.	Health	Legal capacity of minor regarding health care; providing information; 577A-3	Public and private hospitals, or clinics, or physicians may, at the discretion of the treating physician, inform the spouse, parent, custodian, or legal guardian of any minor patient of the provision of medical care and services to the minor or disclose an information pertaining to such care and services after consulting with the minor patient. If a minor consents to receive medical care and services, then the spouse, parent, custodian, or guardian of the minor patient shall not be liable for the legal obligations resulting from the provision of the medical care and services.
103.	Health	Confidentiality of health study information; 324-31	The identity, or any group of facts or any system of records which may lead to the identity, of any person whose condition or treatment has been studied shall be confidential and shall not be revealed in any report, release, or publication. The DOH may, however, use the names of persons when requesting additional information; provided that approval shall first be obtained from the individual, the individual's parents or guardian in the case of a minor, or the next of kin in the case of a deceased person; and provided that the identity or facts identifying the person shall not be released outside of the department of health.
104.	Health	Notification of next of kin upon death; 841-15	The coroner called to investigate the death of any person shall notify the next of kin, if known, of the death by telephone, letter, cable, or radiogram, as each case may necessitate. Does not define "next of kin".
105.	Health	Medical records; next of kin; 622-57	<p>In the case of a deceased person, a personal representative of the deceased person's estate may obtain copies of or may authorize the health care provider to release copies of the deceased person's medical records. If there is no personal representative, then the next of kin may request such records.</p> <p>Defines "deceased person's next of kin" as a person with the following relationship to the deceased person: (1) The spouse or reciprocal beneficiary; (2) An adult child; (3) Either parent; (4) An adult sibling; (5) A grandparent; and (6) A guardian at the time of death.</p>
106.	Health	Consent to postmortem examination; 453-15	A pathologist or any licensed physician, osteopathic physician, or surgeon may conduct a postmortem examination when written consent thereto is given by whoever of the following assumes custody of the body for purposes of burial: father, mother, husband, wife, reciprocal beneficiary, child, guardian, next of kin, or, in the absence of any of the foregoing, a friend or person, including a governmental agency, charged by law with the responsibility for the burial. If two or more persons assume custody of the body, the consent of one of them is sufficient.
107.	Health	Death certificate; filing with the DOH; 338-9	A death certificate may be filed by the next of kin and accepted by the local agent of the DOH when there has been a judicial finding and declaration by a court of record that a person is dead; provided that the certificate is in a form approved by the DOH and has been certified by the clerk of court.

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108.	Social Services	Social services; applications for public assistance; 346-29	Applications for public assistance under chapter 346 (social services) shall be made by the applicant, or by someone acting in the applicant's behalf, in the manner, place, and form prescribed by the department. In reviewing an application, the DHS may not consider income or resource payments made to eligible individuals, eligible surviving spouses, surviving children, or surviving parents.
109.	Social Services	Social services; liens on real property; 346-29.5	The department of human services may require of any person applying for or currently receiving assistance under the department's programs, including but not limited to social service payments, financial assistance, medical assistance, and food stamps, who owns or has any interest in real property, that the person shall enter into an agreement with the department that future grants of assistance shall be and constitute a lien against the interest in real property, and shall remain a lien until satisfied and discharged, with the exception of home property lived on by the assistance household. A lien may not be placed on a home if the recipient's: (1) Spouse; (2) Minor, blind, or disabled child; or (3) Sibling who has an equity interest in the home and who was residing in the home for a period of at least one year immediately before the date of the recipient's admission to the medical institution; is lawfully residing in the home.
110.	Social Services	Social services; recovery of payments; 346-37	The DHS may recover payments and costs of medical assistance if a recipient dies leaving an estate and does not have a surviving heir, including a spouse, child, father, or mother.
111.	Social Services	Social services; debt of parents; 346-37.1	The payment of public assistance for a child creates a debt due and owing to the DHS by the natural or adoptive parents who are responsible for the support of the child.
112.	Children; Adoption	Adoption; who may adopt; 578-1	Who may adopt: (1) Any proper unmarried adult person; (2) any person married to the legal father or mother of a minor child; (3) husband and wife jointly. ("Proper" undefined.)
113.	Children; Adoption	Adoption; consent to adoption; 578-2	<p>Unless consent is not required or is dispensed with (see below), written consent to adoption must be executed by, among others: (1) the mother of the child; (2) a legal father as to whom the child is a legitimate child; (3) an adjudicated father; (4) a presumed father; (5) a concerned natural father; (6) any person or agency having legal custody of the child or which is legally empowered to consent.</p> <p>The following, among others do not have to consent, a natural father who was not married to the child's mother at the time of the child's conception or birth and who is not an adjudicated, presumed, or concerned father.</p> <p>The court may dispense with consent of an adjudicated, presumed, or concerned father upon finding that the petitioner is the stepfather of the child and the child has lived with the child's legal mother and the petitioning stepfather for at least one year; or the father is an adjudicated, presumed, or concerned father and is not a fit and proper person or is not financially or otherwise able to give the child a proper home and education.</p>
114.	Children; Adoption	Adoption; adult; 578-2	A petition to adopt an adult may be granted only if written consent to adoption has been executed by the adult and the adult's spouse, if the adult is married.
115.	Children; Adoption	Adoption; notice of potential adoption; 578-2; 578-4; 578-5; 578-6; 578-7	No hearing regarding a petition for adoption shall be had unless each of the living parents whose consent is required and who has not consented to the proposed adoption but who is alleged to be a person whose consent is not required because the parent has essentially abandoned the child or whose consent has been dispensed with, and any man whose name appears as father on the child's birth certificate, shall have due notice, actual or constructive of the allegations of the petition and the time and place of the hearing.
116.	Children; Adoption	Adoption; secrecy of proceedings; 578-15	The records in adoption proceedings, after the petition is filed and prior to the entry of the decree, shall be open to inspection only by the parties or their attorneys, the director of human services, or the director's agent, or by any proper person on a showing of good cause therefor. Upon entry of the decree, or upon the later effective date of the decree, the records shall be sealed, and may only be opened in limited circumstances, including if the minor attains majority.

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117.	Children; Adoption	Adoption; medical information on the natural parents of the adopted minor child; 578-14.5	<p>All affected public agencies shall make reasonable efforts to complete a form with medical information on both natural parents, to obtain from the natural mother a signed release to receive a copy of all her medical records. Medical information includes: known genetic disorders, inheritable diseases, and similar medical histories. When applicable, the family court may require the petitioner or the petitioner's agent to obtain the completed form from the natural mother.</p> <p>An adopted child upon reaching the age of majority, the adoptive parent, guardian, or custodian on behalf of a minor adopted child, or an authorized designee of the adult adopted child or of the minor's adoptive parent may file a written application with the DOH for access to a summary of the information prepared by the DOH.</p>
118.	Children; Adoption	Adoption; effect of adoption; 578-16	A legally adopted individual shall be considered to be a natural child of the whole blood of the adopting parent or parents as provided in the Uniform Probate Code, relating to the descent of property. The former legal parent and any other former legal kindred shall not be considered to be related as provided in the UPC; except that the family relationships do not change if (1) the child is adopted by a spouse of the natural parent or (2) the child is adopted by a natural grandparent, aunt, uncle, or sibling of the child or the spouse of a natural grandparent, aunt, uncle, or sibling.
119.	Penal Code; Youth Services; Victims; Corrections	Seizure of firearms; assault or threats to family or household member; 134-7.5; 134-11 (exceptions)	Any police officer who has reasonable grounds to believe that a person has recently assaulted or threatened to assault a family or household member may seize all firearms and ammunition that the police officer has reasonable grounds to believe were used or threatened to be used in commission of the offense, and any firearms or ammunition that are in plain view, or were discovered pursuant to a consensual search to protect any officer, family or household member.
120.	Penal Code; Youth Services; Victims; Corrections	Storage of firearms; responsibility with respect to minors; 134-10.5	Prohibits a person from storing or keeping any firearm on any premises under the person's control if the person knows or reasonably should know that a minor is likely to gain access to the firearm without the permission of the parent or guardian, except in limited cases where the person keeps the firearm secure or on his or her person.
121.	Penal Code; Youth Services; Victims; Corrections	State correctional facilities; visit from family members; 353-28.5	Family members are allowed to visit an inmate at any correctional facility during official visiting hours. Defines "family members" as person who are related to each other by blood, marriage, adoption, or legal guardianship, or as reciprocal beneficiaries.
122.	Penal Code; Youth Services; Victims; Corrections	Penal code; duress; defense; 702-231	Duress is a defense to a penal charge. It is not a defense that a person acted on the command of his or her spouse, unless he or she acted under such coercion as would establish a defense under section 702-31.
123.	Penal Code; Youth Services; Victims; Corrections	Penal code; use of force by persons with special responsibilities; 703-309	The use of force upon or toward the person of another is allowed if the actor is the parent or guardian or other person similarly responsible for the care and supervision of a minor, or a person acting at the request of the parent, guardian, or other responsible person.
124.	Penal Code; Youth Services; Victims; Corrections	Penal code; immunity, criminal solicitation or conspiracy; 705-511; 705-523	Provides for immunity, irresponsibility, or incapacity of a party to a criminal solicitation or conspiracy. The commentary discusses an example of a parent whose child who has been kidnapped and who yields to the extortion of the kidnapper, and an example of a defendant who was guilty of the rape of his wife if he solicits or aids another man to have forced sex with his wife.
125.	Penal Code; Youth Services; Victims; Corrections	Penal code; presentencing; right of victim's family to be heard; 706-604	A defendant has the opportunity to be heard prior to sentencing and to obtain sentencing reports. During this time, the victim (or the victim's family, if the victim is unable to appear) also has a right to be heard.

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126.	Penal Code; Youth Services; Victims; Corrections	Penal code; intra-family sexual assault; expedited sentencing; 706-606.3	<p>A person who has committed intra-family sexual assault may be considered for an expedited sentencing program. Defines "intra-family sexual assault" as any criminal offense of felony sexual assault under section 707-730, 707-731, or 707-732, or incest, as defined in section 707-741, in which the victim of the offense is related to the defendant by consanguinity or marriage, or resides in the same dwelling unit as the defendant, and the victim was, at the time of the sexual assault, under the age of eighteen.</p> <p>Criteria for the program includes the defendant making a good faith effort to avoid the necessity of the child being removed from the family home.</p>
127.	Penal Code; Youth Services; Victims; Corrections	Penal code; sentencing in offenses involving abuse of a family or household member in the presence of a minor; 706-606.4; 709-906 (definition)	<p>Provides for sentencing if the defendant commits an offense involving abuse of a family or household member, and the defendant is or has been a family or household member of either a minor or the victim of the offense and the offense was committed in the presence of a minor.</p> <p>Defines "family or household member" as spouses or reciprocal beneficiaries, former spouses or reciprocal beneficiaries, persons who have a child in common, parents, children, persons related by consanguinity, and persons jointly residing or formerly residing in the same dwelling unit.</p>
128.	Penal Code; Youth Services; Victims; Corrections	Penal code; sentencing; victim restitution; 706-646; 351-2 (definition)	<p>The court shall order the defendant to make restitution for reasonable and verified losses suffered by the victim or victims as a result of the defendant's offense when requested by the victim. Defines "victim" to include the direct victim, or a surviving relative if the victim dies a result of the crime. A surviving relative includes: a victim's spouse or reciprocal beneficiary, parent, grandparent, stepparent, child, grandchild, stepchild, brother, sister, half brother, half sister, stepbrother, stepsister, spouse's or reciprocal beneficiary's parents, niece, nephew, or person residing in the same dwelling unit as the victim.</p>
129.	Penal Code; Youth Services; Victims; Corrections	Penal code; sentencing; minimum term of imprisonment; 706-669	<p>The Hawaii Paroling Authority shall determine the minimum term of imprisonment for convicted defendants and shall hold a hearing. The hearing shall be opened to victims or their designees or surviving immediate family members who may make written or oral statements. "Surviving immediate family members" not defined in this section; but see section 706-669.</p>
130.	Penal Code; Youth Services; Victims; Corrections	Penal code; parole; prisoner's parole plan; 706-670	<p>Each prisoner shall prepare a parole plan, setting forth the manner of life the prisoner intends to lead if released on parole. The prisoner shall be paroled in the county where the prisoner had a permanent residence prior to incarceration, unless the prisoner will live in a county in which the prisoner has the greatest family or community support.</p>
131.	Penal Code; Youth Services; Victims; Corrections	Penal code; parole; notification of victims; 706-670.5	<p>The Hawaii Paroling Authority shall give written notice of the parole or release from parole of a prisoner or parolee to each victim who has submitted a written request for notice or to a surviving immediate family member who has submitted a written request for notice.</p> <p>Defines "surviving immediate family member" as a person who is a surviving grandparent, parent, sibling, spouse or reciprocal beneficiary, child, or legal guardian of a deceased victim.</p>
132.	Penal Code; Youth Services; Victims; Corrections	Penal code; escape; notification of victims; 706-673	<p>The Department of Public Safety must give notice of the escape of a prisoner to each victim or surviving immediate family member of the victim, if the victim or member provides a written request for notice.</p> <p>Defines "surviving immediate family member" as a person who is a surviving grandparent, parent, sibling, spouse or reciprocal beneficiary, child, or legal guardian of a deceased victim.</p>
133.	Penal Code; Youth Services; Victims; Corrections	Penal code; unlawful imprisonment; defense; 707-722	<p>It is an affirmative defense to unlawful imprisonment in the second degree that the person restrained was less than 18 years old, the defendant was a relative of the victim, and the defendant's sole purpose was to assume custody over the victim. In that case, liability of the defendant, if any, would be governed by section 707-727 (Custodial interference in the second degree).</p>

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134.	Penal Code; Youth Services; Victims; Corrections	Penal code; custodial interference in the first degree; 707-726	Custodial interference in the first degree occurs if the person violates a court order issued pursuant to chapter 586 or detains or conceals a minor from any other person who has a right to custody pursuant to a court order and removes the minor from the State. It is also a violation if there is no court order and the person detains or conceals the minor with intent to deprive another person or public agency of their right to custody and removes the minor from the State.
135.	Penal Code; Youth Services; Victims; Corrections	Penal code; custodial interference in the second degree; 707-727	Custodial interference in the second degree occurs if the person intentionally or knowingly takes, entices, or conceals a minor knowing the person has no right to do so. If the minor is not removed from the State, then the offense is a misdemeanor. If the minor is removed from the State, then the offense is a class C felony.
136.	Penal Code; Youth Services; Victims; Corrections	Penal code; sexual assault in the first degree; 707-730; 707-700 (definition)	Sexual assault in the first degree occurs if a person engages in sexual penetration with a person who is at least 14 years old but less than 16 years old; provided that the person is not less than 5 years older than the minor and the person is not legally married to the minor. Defines "married" to include persons legally married, and a male and female living together as husband and wife regardless of their legal status, but does not include spouses living apart. (Note: statutory rape exemption for married minor.)
137.	Penal Code; Youth Services; Victims; Corrections	Penal code; sexual assault in the third degree; 707-732; 707-700 (definition)	Sexual assault in the first degree occurs if a person engages in sexual contact with a person who is at least 14 years old but less than 16 years old; provided that the person is not less than 5 years older than the minor and the person is not legally married to the minor. Defines "married" to include persons legally married, and a male and female living together as husband and wife regardless of their legal status, but does not include spouses living apart. (Note: statutory rape exemption for married minor.)
138.	Penal Code; Youth Services; Victims; Corrections	Penal code; indecent exposure; 707-734	A person commits the offense of indecent exposure if, the person intentionally exposes the person's genitals to a person to whom the person is not married under circumstances in which the actor's conduct is likely to cause affront. Defines "married" to include persons legally married, and a male and female living together as husband and wife regardless of their legal status, but does not include spouses living apart.
139.	Penal Code; Youth Services; Victims; Corrections	Penal code; incest; 707-741; 572-1(1) (definition)	A person commits the offense of incest if the person commits an act of sexual penetration with another who is within the degrees of consanguinity or affinity within which marriage is prohibited. Degrees of consanguinity or affinity within which marriage is prohibited: The respective parties do not stand in relation to each other of ancestor and descendant of any degree whatsoever, brother and sister of the half as well as the whole blood, uncle and niece, aunt and nephew, whether the relationship is the result of the issue of parents married or not married to each other.
140.	Penal Code; Youth Services; Victims; Corrections	Penal code; illegal marrying; 709-900	A person commits the offense of illegally marrying if the person intentionally marries or purports to marry, knowing that the person is legally ineligible to do so.
141.	Penal Code; Youth Services; Victims; Corrections	Penal code; abandonment of child; 709-902	A person commits the offense of abandonment of child if the person is a parent, guardian, or other person legally charged with the care or custody of a child less than 14 years old and deserts the child with the intent to abandon.

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142.	Penal Code; Youth Services; Victims; Corrections	Penal code; persistent nonsupport; 709-903	A person commits the offense of persistent nonsupport if the person knowingly and persistently fails to provide support, which the person can provide and which the person knows the person is legally obligated to provide, to a spouse, child, or other dependent.
143.	Penal Code; Youth Services; Victims; Corrections	Penal code; endangering the welfare of a minor in the first degree; 709-	A person commits the offense of endangering the welfare of a minor in the first degree if the person, who has care or custody of a minor, intentionally or knowingly allows another person to inflict serious or substantial injury on the minor, or causes or permits the minor to use certain scheduled substances.
144.	Penal Code; Youth Services; Victims; Corrections	Penal code; endangering the welfare of a minor in the first degree; 709-904	A person commits the offense of endangering the welfare of a minor in the second degree if, being a parent, guardian, or other person whether or not charged with the care or custody of a minor, the person knowingly endangers the minor's physical or mental welfare by violating or interfering with any legal duty of care or protection owed to such minor.
145.	Family Leave	Leave requirement; 398-3	An employee shall be entitled to a total of four weeks of family leave during any calendar year upon the birth of a child of the employee or the adoption of a child, or to care for the employee's child, spouse or reciprocal beneficiary, or parent with a serious health condition.
146.	Business; Insurance	Voluntary Employees Beneficiary Association Trusts; chapter 87D	Authorizes an employee organization that is exempt from chapter 87A and which meets other qualifications to establish a tax-exempt trust to offer health benefits in accordance with 29 USC sections 1001-1191 (ERISA). Note that while chapter 87D does not contain language that would appear to implicate CUs, the ERISA statute does contain provisions that may implicate CUs. (Specifically, the ERISA statute prohibits certain transactions with "parties in interest", which includes "A spouse, ancestor, lineal descendent, or spouse of a lineal descendant of certain persons connected with the trust except an employee organization"; chapter 87D does not define parties in interest to include relatives of persons connected with the trust).
147.	Business; Insurance	Group life insurance; policy to be delivered in this State; exemption; 431:10D-201	All policies of group life insurance shall be delivered in this State; except for contracts of life insurance insuring only individuals related by marriage, by blood, or by legal adoption or otherwise having an insurable interest in each other's lives.
148.	Business; Insurance	Industrial life insurance; facility of payment; 431:10D-308	An industrial life insurance policy may provide that if the beneficiary designated in the policy does not surrender the policy with proof of death within the period stated in the policy, which shall not be less than 30 days after the death of the insured, or if the beneficiary is the estate of the insured or is a minor, or dies before the insured or is not legally competent to give a valid release, then the insurer may make payment under the policy to, among others, the personal representative of the insured, or to any of the insured's relatives by blood, legal adoption, or connection by marriage.
149.	Business; Insurance	Reciprocal beneficiary family coverage; defined; availability; 431:10A-601	Reciprocal beneficiary covered shall be made available to reciprocal beneficiaries, but only to the extent that family coverage is currently available to individuals who are not reciprocal beneficiaries. Defines "reciprocal beneficiary family coverage" as a policy that insured, originally or upon subsequent amendment, a RB who shall be deemed the policyholder, the other party to the policyholder's RB relationship registered pursuant to chapter 572C, and dependent children or any child of any other person dependent upon either RB.
150.	Business; Insurance	Individual accident and health or sickness insurance policies; required provisions; 431:10A-105	For an individual accident and health or sickness insurance policy, a provision regarding payment of claims for indemnity for loss of life must be included. The following may be included with the provision regarding payment of claims at the option of the insurer: (i) "If any indemnity of this policy shall be payable to the estate of the insured, or to an insured or beneficiary who is a minor or otherwise not competent to give a valid release, the insurer may pay the indemnity, up to an amount not exceeding \$2,000 to any relative by blood or connection by marriage of the insured or beneficiary who is deemed by the insurer to be equitably entitled thereto. Any payment made by the insurer in good faith pursuant to this provision shall fully discharge the insurer to the extent of the payment."

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151.	Business; Insurance	Individual accident and health or sickness insurance; genetic information nondiscrimination in coverage; 431:10A-118	<p>No insurer may (1) Use an individual's or a family member's genetic information, or request for genetic services, to deny or limit any coverage or establish eligibility, continuation, enrollment, or premium payments; (2) Request or require collection or disclosure of an individual's or a family member's genetic information; or (3) Disclose an individual's or a family member's genetic information without the written consent of the person affected, the person's legal guardian, or a person with power of attorney for health care for the person affected. This consent shall be required for each disclosure and shall include the name of each person or organization to whom the disclosure will be made.</p> <p>Defines "family member" as, with respect to the individual, another individual related by blood to that individual. "Genetic information" means information about genes, gene products, hereditary susceptibility to disease, or inherited characteristics that may derive from the individual or family member. "Genetic services" means health services to obtain, assess, or interpret genetic information for diagnosis, therapy, or genetic counseling.</p>
152.	Business; Insurance	Extended health insurance coverage; genetic information nondiscrimination in coverage; 431:10A-404.5	<p>No insurer may (1) Use an individual's or a family member's genetic information, or request for genetic services, to deny or limit any coverage or establish eligibility, continuation, enrollment, or premium payments; (2) Request or require collection or disclosure of an individual's or a family member's genetic information; or (3) Disclose an individual's or a family member's genetic information without the written consent of the person affected, the person's legal guardian, or a person with power of attorney for health care for the person affected. This consent shall be required for each disclosure and shall include the name of each person or organization to whom the disclosure will be made.</p> <p>Defines "family member" as, with respect to the individual, another individual related by blood to that individual. "Genetic information" means information about genes, gene products, hereditary susceptibility to disease, or inherited characteristics that may derive from the individual or family member. "Genetic services" means health services to obtain, assess, or interpret genetic information for diagnosis, therapy, or genetic counseling.</p>
153.	Business; Insurance	Motor vehicle insurance; required optional additional insurance; 431:10C-302	<p>Requires every insurer issuing a motor vehicle insurance policy to make available to insurers, among other things, the following: (1) An insurer may make available, and provide at the option of the named insured, certain managed care benefits through managed care providers such as a health maintenance organization or a preferred provider organization. The option may include conditions and limitations to coverage, including deductibles and coinsurance requirements, as approved by the commissioner. The commissioner shall approve those conditions and limitations which are substantially comparable to or exceed the coverage for prepaid health care plans; (2) An insurer may make available, and provide at the option of the named insured, deductible and coinsurance arrangements whereby the recipient of care, treatment, services, products, expenses, or accommodations shares in the payment obligation.</p> <p>This optional coverage shall apply only to the named insured, resident spouse, or resident relative. Defines "resident relative" as a person who, at the time of the accident, is related by blood, marriage, or adoption to the named insured or resident spouse and who resides in the named insured's household, even if temporarily living elsewhere, and any ward or foster child who usually resides with the named insured, even if living elsewhere.</p>

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154.	Business; Insurance	Fraternal benefit societies; health insurance; genetic information nondiscrimination; 432:2-404.5	<p>No fraternal benefic society may (1) Use an individual's or a family member's genetic information, or request for genetic services, to deny or limit any coverage or establish eligibility, continuation, enrollment, or premium payments; (2) Request or require collection or disclosure of an individual's or a family member's genetic information; or (3) Disclose an individual's or a family member's genetic information without the written consent of the person affected, the person's legal guardian, or a person with power of attorney for health care for the person affected. This consent shall be required for each disclosure and shall include the name of each person or organization to whom the disclosure will be made.</p> <p>Defines "family member" as, with respect to the individual, another individual related by blood to that individual. "Genetic information" means information about genes, gene products, hereditary susceptibility to disease, or inherited characteristics that may derive from the individual or family member. "Genetic services" means health services to obtain, assess, or interpret genetic information for diagnosis, therapy, or genetic counseling.</p>
155.	Business; Insurance	Mutual benefit societies; health insurance; genetic information nondiscrimination; 432:1-607	<p>No mutual benefic society may (1) Use an individual's or a family member's genetic information, or request for genetic services, to deny or limit any coverage or establish eligibility, continuation, enrollment, or premium payments; (2) Request or require collection or disclosure of an individual's or a family member's genetic information; or (3) Disclose an individual's or a family member's genetic information without the written consent of the person affected, the person's legal guardian, or a person with power of attorney for health care for the person affected. This consent shall be required for each disclosure and shall include the name of each person or organization to whom the disclosure will be made.</p> <p>Defines "family member" as, with respect to the individual, another individual related by blood to that individual. "Genetic information" means information about genes, gene products, hereditary susceptibility to disease, or inherited characteristics that may derive from the individual or family member. "Genetic services" means health services to obtain, assess, or interpret genetic information for diagnosis, therapy, or genetic counseling.</p>
156.	Business; Insurance	Health maintenance organizations; health insurance; genetic information nondiscrimination; 432D-26	<p>No health maintenance organization may (1) Use an individual's or a family member's genetic information, or request for genetic services, to deny or limit any coverage or establish eligibility, continuation, enrollment, or premium payments; (2) Request or require collection or disclosure of an individual's or a family member's genetic information; or (3) Disclose an individual's or a family member's genetic information without the written consent of the person affected, the person's legal guardian, or a person with power of attorney for health care for the person affected. This consent shall be required for each disclosure and shall include the name of each person or organization to whom the disclosure will be made.</p> <p>Defines "family member" as, with respect to the individual, another individual related by blood to that individual. "Genetic information" means information about genes, gene products, hereditary susceptibility to disease, or inherited characteristics that may derive from the individual or family member. "Genetic services" means health services to obtain, assess, or interpret genetic information for diagnosis, therapy, or genetic counseling.</p>

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157.	Business; Insurance	Secured transactions; application of proceeds of disposition; liability for deficiency and right to surplus; "related to the secured party"; 490:9-615; 490:9-610; 490:9-602 (no waiver)	After default, a secured party may sell or otherwise dispose of any of the collateral in which it has a security interest. After disposition of the cash proceeds in the priority set out in section 490:9-615. If the transferee in the disposition is the secured party, a person related to the secured party (rather than a third party), or other conditions, then the surplus or deficiency is calculated based on the amount of the proceeds that would have been realized in a disposition to a transferee other than the secured party, a person related to the secured party, or a secondary obligor. Defines "person related to", with respect to an individual, as (1) The spouse of the individual; (2) A brother, brother-in-law, sister, or sister-in-law of the individual; (3) An ancestor or lineal descendant of the individual or the individual's spouse; or (4) Any other relative, by blood or marriage, of the individual or the individual's spouse who shares the same home with the individual.
158.	Property ownership and transfer	Land Court requirements 501-23; 501-105; 501-196 (petition to show divorce);	Land Court registration requirements. Requires information regarding whether an applicant is married or not, the name in full of the wife or husband, the time and place of marriage, and the name and office of the officer performing the marriage ceremony. If divorced, the applicant must supply this information.
159.	Property ownership and transfer	Community property; 510-2	Married spouses may hold property as community property; allows court to perfect title in surviving spouse upon death of other spouse.
160.	Property ownership and transfer	Condominiums; sales to owner-occupants; exemption for sales to certain family members; 514B-99.5;	Condominium developers are required to adhere to certain requirements for sales of units in the condominium project to owner-occupants (e.g., half the residential units in the project must be offered to owner-occupants). Exemption for condominium projects where the developer conveys all of the residential units in the project to a spouse, or family members related by blood, descent, or adoption.
161.	Property ownership and transfer	Condominiums; automatic expiration of public reports; exceptions; 514A-43	The REC may issue an order that the final public report for a two-apartment condominium project shall have no expiration date, provided that the developer submits, among other things, satisfactory evidence that one or both apartments are either retained by the developer, or conveyed to an irrevocable trust to benefit a spouse or family member of the developer. Defines "family member" as anyone related by blood, descent, or adoption.
162.	Inheritance	Probate; notice of hearings; 560:1-401; 560:1-403; 560:1-201 (definition)	The petitioner must give notice of a hearing to any interested person; provided that in the case of a minor, the minor's parent or guardian. Defines "interested person" to include heirs, devisees, children, spouses or reciprocal beneficiaries, creditors, beneficiaries, and any others having a property right in or claim against a trust estate or the estate of a decedent, ward, or protected person. It also includes persons having priority for appointment as personal representative, and other fiduciaries representing interested persons. The meaning as it relates to particular persons may vary from time to time and must be determined according to the particular purposes of, and matter involved in, any proceeding.
163.	Inheritance	Intestate Succession; share for surviving spouse or reciprocal beneficiary; 560:2-201	For purposes of intestate succession, provides for share of intestate estate for the surviving spouse or reciprocal beneficiary of the intestate. Share may be split with other beneficiaries (i.e., descendant or parent of the decedent) if such exist.

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164.	Inheritance	Intestate succession; share for other beneficiaries; 560:2-103	For purposes of intestate succession, provides for share of the intestate estate that does not pass to the decedent's surviving spouse or reciprocal beneficiary to other beneficiaries (i.e., decedent's descendants by representation, decedent's parents, descendant's of the decedent's parents, grandparents, decedent's relatives on either maternal or paternal side). Beneficiaries may receive a share of the estate in order of priority; the existence of beneficiaries with higher priority may negate a share for those with lower priority.
165.	Inheritance	Intestate succession; advancements; 560:2-108	<p>If an individual dies intestate as to all or a portion of the individual's estate, property the decedent gave during the decedent's lifetime to an individual who, at the decedent's death, is an heir is treated as an advancement against the heir's estate under certain circumstances.</p> <p>Defines "heir" as, except as controlled by section 560:2-711, to mean persons, including the surviving spouse or reciprocal beneficiary and the State, who are entitled under the statutes of intestate succession to the property of a decedent.</p>
166.	Inheritance	Probate Code; elective share of surviving spouse; 560:2-202 through 560:214	The surviving spouse or reciprocal beneficiary of a decedent who dies domiciled in this State has a right of election to take an elective-share amount equal to a specified percentage, determined by the length of time the spouse and the decedent were married to each other, or the reciprocal beneficiary and the decedent were in an RB relationship with one another. Also authorizes a supplemental elective-share amount under certain conditions. (Applies to estates of decedents dying after January 1, 1997.)
167.	Inheritance	Probate Code; spouse and reciprocal beneficiary unprovoked for in wills; 560:2-301	If a testator's surviving spouse married the testator, or the testator's reciprocal beneficiary entered into an RB relationship with the testator after the testator executed the testator's will, then the surviving spouse or reciprocal beneficiary is entitled to receive, as an intestate share, no less than the value of the share of the estate the spouse or reciprocal beneficiary would have received if the testator had died intestate, subject to restrictions and conditions.
168.	Inheritance	Probate Code; omitted children; 560:2-302	If a testator fails to provide in the testator's will for any of the testator's children born or adopted after the execution of the will, then the omitted after-born or after-adopted child shall receive a share of the estate, subject to conditions as to amounts, and restrictions if it appears from the will that the omission was intentional or the testator provided for the child outside the will.
169.	Inheritance	Probate Code; homestead allowance; 560:2-402	The surviving spouse or reciprocal beneficiary is entitled to a homestead allowance of \$15,000. If there is no surviving spouse or reciprocal beneficiary, then each minor child and each dependent child of the decedent is entitled to a homestead allowance of \$15,000 divided by the number of minor and dependent children of the decedent.
170.	Inheritance	Probate Code; exempt property; 560:2-403	The surviving spouse or reciprocal beneficiary is entitled from the estate to a value, not exceeding \$10,000 in excess of any security interest therein, in household furniture, automobiles, furnishings, appliances, and personal effects. If there is no surviving spouse or reciprocal beneficiary, then each minor child and each dependent child of the decedent are entitled jointly to the same value.
171.	Inheritance	Probate Code; family allowance; 560:2-404	The surviving spouse or reciprocal beneficiary and minor children whom the decedent was obligated to support and children who were in fact being supported by the decedent are entitled to a reasonable allowance in money out of the estate for their maintenance during the period of administration, which allowance may not continue for longer than one year if the estate is inadequate to discharge allowed claims.

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172.	Inheritance	Probate Code; duty of custodian of the will; 560:2-516; 560:1-201 (definition)	<p>After the death of a testator and on request of an interested person, a person having custody of a will of the testator shall either deliver it with reasonable promptness to a person able to secure its probate or deposit it with an appropriate court. A person who does not deliver the will is liable to any person aggrieved for damages.</p> <p>Defines "interested person" to include heirs, devisees, children, spouses or reciprocal beneficiaries, creditors, beneficiaries, and any others having a property right in or claim against a trust estate or the estate of a decedent, ward, or protected person. It also includes persons having priority for appointment as personal representative, and other fiduciaries representing interested persons. The meaning as it relates to particular persons may vary from time to time and must be determined according to the particular purposes of, and matter involved in, any proceeding.</p>
173.	Inheritance	Intestate Succession 560:2-114	Parent and child relationship for purposes of intestate succession. Contains rules regarding how adoption affects child's ability to claim under his or her "natural" parent.
174.	Inheritance	Firearms; inheritance; permit required; 134-2	When title to any firearm is acquired by inheritance or bequest, a permit shall be obtained before taking possession of a firearm; provided that upon presentation of a copy of the death certificate of the owner making the bequest, any heir or legatee may transfer the inherited or bequested firearm directly to a dealer without complying with the permit requirements.
175.	Inheritance	Public lands; lease restrictions; transferability of lease; 171-36; 171-67	No lease shall be transferrable or assignable, except by, among other things, intestate succession. Requires that, among conditions that must run with the land for all leases and deeds, for a period of 5 years after the issuance of a patent or lease, the purchaser or lessee may not sell, assign, or transfer any farm lot, except by way of, among other things, testamentary bequest or intestate succession.
176.	Inheritance	Public lands; resale, first offer to board; 171-49.5	Any lot sold or leased for residential use under this part of ch 171 may not be sold or transferred again by the purchaser, the purchaser's personal representative, or the person's heirs unless the lot is first offered to the board under certain conditions and circumstances.
177.	Inheritance	Land patents on land commission awards; 172-11	Land patents issued by the board of commissioners to quiet title to lands shall be in the name of the person in whose name the original award was granted, and inures to the benefit of the heirs and assigns of the holder of the original award. (Note: entitlement to the benefits by heirs depends on inheritance laws.)
178.	Inheritance	Authority to acquire and convey by the board of the legacy land conservation commission; 173A-4	The board of the legacy land conservation commission may, subject to chapter 171, sell, lease, or otherwise convey any legacy land within its jurisdiction to transferees, subject to terms and conditions that are binding on the transferee's heirs, successors, and assigns. (Note: conveyance of property to heirs, and binding nature of terms and conditions, depends on inheritance laws. Chapter 171, to which this authority is subject, also contains provisions relating to inheritance.)
179.	Inheritance	Hawaii statewide trail and access system; agreements to defend and indemnify; 198D-7.5	The DLNR may enter into agreements with owners of public or private land to further the purposes of chapter 198D (establishing a statewide trail and access system). Agreements between the State and an owner may provide that the State will defend the owner, its affiliates, and, among others, their respective heirs, executors, administrators, representatives, successors, trustees, and guardians. In defending or indemnifying on of these parties, the State may assert all defenses available to those listed in the agreement as a holder of the right. (Note: this right for heirs would depend on inheritance laws.)

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180.	Inheritance	Descent of property; heirs; rules of descent; 532-2	Whenever any person dies intestate, that person's property shall descend to and be divided among the person's heirs. Rules of descent: (1) issue, lineal descendants. (Defines "issue" as including all the lawful lineal descendants of the ancestor.) Property divided among all intestate's children, and the issue of any deceased child by right of representation. (2) Widow; father and mother; brothers and sisters. If no issue, estate descends 1/2 to widow, other half to mother and father as tenants in common. If no widow or issue, then all to father and mother. If no issue, father, or mother, then estate descends to brothers and sisters, and to children of any deceased brother or sister by representation. (3) Husband; father and mother; brothers and sisters. (Same rules as (2), but replacing "husband" for "widow".). (4) Widow or husband. If the intestate leaves no issue, father, mother, brother or sister (or any descendants), then whole estate goes to widow or husband. (5) Next of kin.
181.	Inheritance	Descent of property; unmarried minor child; 532-5	If the intestate had issue, then one of the minor children dies never having married, that child's share shall descend in equal shares to the other children of the same parent (and their issue, by representation). If there are no other surviving siblings to deceased minor child who never married, then that child's share goes to all the issue of the children of the same parent, and if all the issue are in the same degree of kindred to the child, they shall share the estate equally; otherwise, they take according to the right of representation.
182.	Inheritance	Descent of property; to child born to parents not married to each other; 532-6	Every child born to parents not married to each other at the time of the child's birth and for whom the parent and child relationship has not been established pursuant to chapter 584 shall be considered as heir to the child's mother, and shall inherit her estate, in whole or in part, in like manner as if the child had been born in lawful wedlock.
183.	Inheritance	Descent of property from persons born to parents not married to each other; 532-7	If any person born to parents not married to each other dies intestate, without leaving lawful issue or a spouse, the decedent's estate shall descend to the decedent's mother. All other rules under 532-2 shall apply, but the decedent's mother shall receive the share that would be received by both the decedent's father and mother. In default of surviving brothers or sisters, or their issue, such 1/2 shall go to the brothers and sisters of the decedent's mother in equal shares, the issue of any such brother or sister who is deceased. If there are no relatives otherwise mentioned in this section, the 1/2 (or the whole, if the decedent leaves no spouse) shall go to the decedent's next of kin.
184.	Inheritance	Descent of property; kindred of half blood; 532-8	The kindred of the half blood shall inherit equally with those of the whole blood in the same degree; provided that where the inheritance came to the intestate by descent, devise, or gift of some one of his ancestors, all those who are not the blood of the ancestor shall be excluded from such inheritance.
185.	Inheritance	Descent of property; posthumous children; 532-9	Posthumous children shall, in all cases, inherit the same as if they had been born during their father's lifetime.
186.	Inheritance	Descent of property; advancements; 532-10	If an advancement has been made by an intestate to any of his children by settlement or portion of real or personal estate, then the child may be excluded from any share in the estate if the advancement was more than the child would have received; or the child may receive an apportioned amount so that the child and the shares of other children would be equal as nearly as can be estimated.
187.	Inheritance	Descent of property; disposition by the State; 532-14	If the intestate leaves no kindred, then the intestate's estate shall be disposed of as provided in ch 523A (unclaimed property act).

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188.	Inheritance	Escheat to State; presumption of no kindred; 665-2	In all cases where real property escheats by law to the State, the attorney general shall file an information in the circuit court of the first circuit, setting forth the facts upon which the claim of the State to the escheat is based. It shall be a conclusive presumption that, among other things, the person who last owned the property has left no kindred, if it is shown that no person claiming to be kin has made claim to the property within five years after the owner died intestate, and certain conditions occurred.
189.	Child Support; Enforcement	Hunting license; wildlife; application fee; child support enforcement; 183D-23	Provides that the fee for hunting licenses is \$10 for any person who has resided in the State for one year or longer, or who is a member of the U.S. armed forces on active duty, and the spouse and children thereof. Requires the DLNR to suspend, refuse to renew, reinstate, or restore any license if the DLNR receives certification from the child enforcement agency that the licensee or applicant is not in compliance with an order of support or has failed to comply with a subpoena or warrant relating to a paternity or child support proceeding.
190.	Child Support; Enforcement	Introduced freshwater game fish; license, application; fees; restrictions; child support enforcement; 188-50	No person, except for children below 9 years old, may fish, take, or catch an introduced freshwater game fish. Licenses may be issued by the DLNR. Requires the DLNR to suspend, refuse to renew, reinstate, or restore any license if the DLNR receives certification from the child enforcement agency that the licensee or applicant is not in compliance with an order of support or has failed to comply with a subpoena or warrant relating to a paternity or child support proceeding.
191.	Child Support; Enforcement	Commercial marine licenses; child support enforcement; 189-2	No person shall take marine life for commercial purposes without first obtaining a commercial marine license. Licenses may be issued by the DLNR. Requires the DLNR to suspend, refuse to renew, reinstate, or restore any license if the DLNR receives certification from the child enforcement agency that the licensee or applicant is not in compliance with an order of support or has failed to comply with a subpoena or warrant relating to a paternity or child support proceeding.
192.	Child Support; Enforcement	Children born to parents not married to each other; support; 577-14	Children whose parents have not been legally married are designated as children whose parents have not been married to each other at the time of the children's birth. Any person, who in writing duly acknowledged being the father of the children may be compelled to provide those children with necessary maintenance and support and to pay the expenses of the mother's pregnancy and confinement. The mothers in all cases shall be compellable to maintain and support the children during their minority.
193.	Marriage; Divorce	Family Court jurisdiction; 510-2; 580-1	Family courts have jurisdiction to make equitable divisions of property upon dissolution of marriage
194.	Marriage; Divorce	Marriage; requisites of a valid marriage contract; 572-1	A man and women may marry, provided that (1) they are not ancestor and descendant of any degree; brother and sister; uncle and niece; aunt and nephew; (2) each party is at least 16 years old; provided that a 15 year old may marry with the written approval of the family court; (3) they are currently not married; (4) consent of either party has not been obtained by force, duress, or fraud; (5) neither party is afflicted with a loathsome disease that the other party does not know about; (6) they have obtained a marriage license; and (7) the marriage ceremony is performed in the State by a person authorized to perform the ceremony.
195.	Marriage; Divorce	Marriage; same-sex solemnization not unlawful; no benefits or obligations; 572-1.6	Solemnization of same-sex relationships not unlawful, but will not confer any of the benefits, burdens, or obligations of marriage under the laws of Hawaii.
196.	Marriage; Divorce	Marriage; consent of parent or guardian; 572-2	Any person under the age of 18 who wants to marry must have the written consent of his or her parents, or guardian or other person in whose care and custody he or she may be.
197.	Marriage; Divorce	Marriage; contracted outside the State; lawful; 572-3	Marriages between a man and a woman that are legal in the country where contracted are legal in the courts of Hawaii.

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Ref #	Category	Subject and Statute	Right or Obligation
198.	Marriage; Divorce	Marriage; domicile; 574	The residence of one spouse does not establish the residence of the other spouse.
199.	Marriage; Divorce	Marriage; presumption of separate property; 572-21	There is a rebuttable presumption that all property, both real and personal, acquired in the name of the husband or the wife, without regard to the time of acquisition, is the separate property of the spouse in the name of who acquired them.
200.	Marriage; Divorce	Marriage; contracts; 572-22	A married person may make contracts with the person's spouse. An agreement between spouses providing for periodic payments for the support and maintenance of one spouse by the other, or for the support, maintenance, and education of children of the parties, when the agreement is made in contemplation of divorce or separation, is valid, subject to approval by the court in the later proceedings.
201.	Marriage; Divorce	Marriage; spousal debts; 572-23	A married person is not liable for the debts of a spouse. A married person's property may not be taken on execution or other process against the person's spouse.
202.	Marriage; Divorce	Marriage; spousal liabilities; 572-24	Both spouses are bound to maintain, provide for, and support one another during the marriage and are liable for all debts contracted by one another for necessities for themselves, one another, or their family during marriage, subject to support obligations under chapter 580 (relating to annulment, divorce, and separation).
203.	Marriage; Divorce	Marriage; separate property; 572-25	The real and personal property of a spouse, upon marriage, remain that spouse's separate property.
204.	Marriage; Divorce	Marriage; personal representative, guardian, trustee, or other fiduciary 572-26	A married person may be a personal representative, guardian, trustee, custodian, or other fiduciary and may bind the person's self and the estate the person represents without any act or assent on the part of the person's spouse.
205.	Marriage; Divorce	Marriage; suits by and against; 572-28	A married person may sue and be sued as if the person were sole.
206.	Marriage; Divorce	Annulment, divorce, separation; ch 580; 580-1	Married people may obtain an annulment, divorce, or separation in the family court, subject to certain residency requirements.
207.	Marriage; Divorce	Annulment, divorce, separation; personal judgment; 580-3.5	The court has the power to render a personal judgment against a party who is outside of the State and over whom jurisdiction is acquired by service of process.
208.	Marriage; Divorce	Annulment, divorce, separation; guardian ad litem; 580-6	If the court has reason to believe that the defendant in a matrimonial action is not fully competent to conduct the defendant's defense or to comprehend the nature of the proceedings, the court may appoint a guardian ad litem to represent the interest of the defendant.
209.	Marriage; Divorce	Annulment, divorce, separation; temporary orders; 580-9; 580-13	During the pendency of an action, the family court may make orders relative to the personal liberty and support of either spouse pending the complaint. The court may require the person subject to the order to give reasonable security for such maintenance or allowance. The court may compel either spouse to advance reasonable amounts for the compensation of witnesses and other expenses to be incurred by the other spouse.
210.	Marriage; Divorce	Annulment, divorce, separation; restraining orders; 580-10	During the pendency of an action, the court may enjoin and restrain each of the parties to the action from transferring, encumbering, wasting, or otherwise disposing of any of their property, except as necessary for the ordinary course of a business or for usual current living expenses, without the consent and concurrence of the other party to the action for divorce. The court may also issue restraining orders against a person or persons not a party to the action to preserve the estates of the parties. The court may appoint a master. The court may issue a restraining order to prevent physical abuse, threats, or harassment; to require one of the parties to leave the marital home.

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Ref #	Category	Subject and Statute	Right or Obligation
211.	Marriage; Divorce	Annulment, divorce, separation; care, custody, education, and maintenance of children; 580-11; 580-	During the pendency of an action, the court may make orders concerning the care, custody, education and maintenance of the minor children of the parties. The court may require the person subject to the order to give reasonable security for such maintenance or allowance.
212.	Marriage; Divorce	Annulment, divorce, separation; sequestration of property; 580-12	All property within the State of a party to a matrimonial action may be ordered by the court to be sequestered and applied to the payment of any allowance in such action for the support and maintenance of either spouse or for minor children, whether temporary or permanent.
213.	Marriage; Divorce	Annulment; grounds; 580-21	A marriage contract may be void for the following causes that were in existence at the time of the marriage: (1) the parties were related to each other in a manner that would prohibit the marriage; (2) either party was not of age; (3) either party was married; (4) the consent to the marriage of the party applying for the annulment was obtained by force, duress, or fraud, and there has been no subsequent cohabitation; (5) one of the parties had a loathsome disease and the fact was concealed from, and unknown to, the party applying for the annulment.
214.	Marriage; Divorce	Annulment; nonage; who may bring an action 580-22	An action to annul a marriage because one of the parties is underage may be brought by, among others, the parent or guardian entitled to the custody of the minor. The marriage may not be annulled upon the application of a party who was of age when contracted. If the parties freely cohabit after the marriage, they may also not seek an annulment.
215.	Marriage; Divorce	Annulment; bigamy; allowance for spouse and family; 580-24	Every person who is deceived into contracting an illegal marriage with a man or woman who already has a spouse, under the belief that he or she is unmarried, may be entitled to a just allowance for the support of the deceived spouse and family out of the property of the deceiving spouse.
216.	Marriage; Divorce	Annulment; bigamy; inheritance by children; 580-25	The children of an illegal marriage (due to bigamy) are entitled to succeed in the same manner as legitimate children to all real and personal property of both parents.
217.	Marriage; Divorce	Divorce; grounds; 580-41	to obtain a divorce, the family court must find that: (1) the marriage is irretrievably broken; (2) the parties have lived separate and apart under a decree of separation from bed and board entered by any court of competent jurisdiction, the term of separation has expired, and no reconciliation has been effected; (3) the parties have lived separate and apart for a continuous period of two years or more immediately preceding the application, there is no reasonable likelihood that cohabitation will be resumed, and it would not be harsh and oppressive to the defendant or contrary to the public interest to grant a divorce.
218.	Marriage; Divorce	Divorce; mediation; exemption for battered spouses; 580-41.5	In contested divorce proceedings or proceeding concerning the custody or visitation of a child, where there are allegations of spousal abuse, the court shall not require a party alleging the spousal abuse to participate in any component of any mediation program against the wishes of that party.
219.	Marriage; Divorce	Divorce; support orders; division of property; 580-47	Upon granting a divorce, the court may make the orders covering the following areas: (1) the support, maintenance, and education of the children of the parties; (2) the support and maintenance of the either party; (3) the estate of the parties, whether community, joint, or separate; (4) responsibility for debts of the parties, including attorneys fees, costs, and expenses for the divorce. Specifies factors and conditions for these areas. Orders may be amended for a material change in circumstances.
220.	Marriage; Divorce	Divorce; support of insane spouse after divorce; 580-49	If a divorce decree is granted to the plaintiff and the defendant is insane at the time of the decree, the court may provide for support and maintenance of the insane person by the other party out of any property or earnings acquired by the plaintiff both before and after the decree is entered.
221.	Marriage; Divorce	Divorce; modification of alimony on remarriage; 580-51	Upon the remarriage of a party in whose favor a final decree or order for support and maintenance has been made, all rights to receive and all duties to make such payments shall automatically terminate for all payments due after the date of the remarriage, unless otherwise required.

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Ref #	Category	Subject and Statute	Right or Obligation
222.	Marriage; Divorce	Divorce; property rights following dissolution of marriage; 580-56	If a court decree does not specifically recite the final division of the parties' property, then the final division will be reserved for further hearing, decisions, and orders. If reserved, then each party to the action shall continue to have all the rights to and interest in the property of the other party as otherwise provided by law to the extent that he or she would have had such rights if the decree had not been entered.
223.	Marriage; Divorce	Separation; grounds; 580-71	If a court finds the marriage is temporarily disrupted, the court may decree a separation from bed and board for a period not to exceed two years upon petition.
224.	Marriage; Divorce	Separation; support of spouse and children; 580-72	Upon decreeing a separation, the court may also make an order for the support and maintenance of either spouse and for the support, maintenance, and education of minor children, by either spouse or out of the property of either spouse.
225.	Marriage; Divorce	Separation; status of spouse during separation; 58-75	The decree of separation shall have the effect of allowing each of the spouses to sue or be sued, to alienate and convey property, to make contracts, and to do all other acts as if the spouse were an unmarried person.
226.	Marriage; Divorce	Fishing in Honolulu harbor, Hilo harbor, Kahului harbor, restricted; exemption for family consumption; 188-34	Unlawful to take or kill fish in certain areas in Hilo harbor; provided that there is an exemption for, among other things, person who use throw net, apae net, crab net, or nehu net not longer than 50 feet to take negu for family consumption purposes. Unlawful to take or kill fish in certain areas in Kahului harbor; provided that there is an exemption for, among other things, person who use throw net, apae net, crab net, or nehu net not longer than 50 feet to take negu for family consumption purposes.
227.	Parent and Child	Parent responsibility; guardianship of child; 577-3	The father and mother of an unmarried minor child are jointly the natural guardians of the child's person and property and have equal powers and duties with respect to the child. If either parent dies, abandons the family, or is incapable for any reason to act as the guardian, then guardianship devolves upon the other parent.
228.	Parent and Child	Parent responsibility; stepparent; when required to support stepchild; 57-4	A stepparent who acts in loco parentis is bound to provide, maintain, and support the stepparent's stepchild during the residence of the child with the stepparent if the legal parents desert the child or unable to support the child, thereby reducing the child to destitute and necessitous circumstances.
229.	Parent and Child	Parent responsibility; duty of minor children; 577-6	All children during their minority shall obey the lawful commands of their parents, their natural or adoptive parents, or guardians appointed according to law.
230.	Parent and Child	Parent responsibility; parents' control and duties; 577-7	Parents, or, in case they are both deceased, guardians who are legally appointed, shall have control over the conduct and education of their minor children. They shall have the right to recover the physical custody of their children by habeas corpus. all parents and guardians shall provide, to the best of their abilities, for the discipline, support, and education of their children.
231.	Parent and Child	Parent responsibility; parents' duties when child has beneficial interest in trust; 577-7	If the child has a beneficial interest in the income or principal of any trust which is applied for such purposes, then parents or guardians shall be required to pay the costs of registration, tuition, books, room and board, and other expenses incurred in connection with the attendance of a minor child at any private school or any college or university.
232.	Parent and Child	Parental preference in government contracts, programs, and services; 577-7.5	There should be no preference in state or county contract, program, or service that favors one parent over the other in terms of child-rearing, except for maternity benefits, determination of what is in the best interest of the child, removal of the preference would impose an unreasonable on the governmental agency, and conflicts with existing collective bargaining contracts. If there is a preference that unfairly precludes a parent from participating in child-rearing, state and county agencies and the judiciary are directed to eliminate the preference.
233.	Parent and Child	Junior police officers; 27-26	Junior police officer training program: State to fund training, insurance, and assume liability for injury or death of children. Death benefit shall be awarded to the legal guardian, parents, or designated beneficiary or beneficiary of the child. Protection for legal liability inures to the benefit of the legal guardian or parents of the child in the event they are named as parties to the action.

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Ref #	Category	Subject and Statute	Right or Obligation
234.	Parent and Child	Parent/Child relationship; not dependent on marriage; 584-2; 584-1 (definition)	Any parent and child relationship established under ch 584 extends to every such child and to every such parent, regardless of the marital status of the parents. Defines "parent and child relationship" to include the legal relationship existing between a child and the child's natural mother, between a child and father whose relationship as parent and child is established under this chapter, or between a child and the child's adoptive parents, incident to which the law confers or imposes rights, privileges, duties, and obligations.
235.	Parent and Child	Parent/Child relationship; expedited process of paternity; 584-3.5	Process of establishing paternity. At birth, birthing hospital provides unwed parents the opportunity to acknowledge paternity of child. Acknowledgement sent to DOH so that child's birth certificate reflects father's paternity.
236.	Parent and Child	Parent/Child relationship; presumption of paternity; 584-4	Presumption of paternity. A man presumed to be the natural father of a child if: the man is married to child's mother during the marriage or within 300 after marriage is terminated; before birth, he and the child's natural mother have attempted to marry, but the attempted marriage invalid; after child's birth, he and child's natural mother have married, marriage invalid, and he acknowledged paternity, or was named on the birth certificate as child's father or he is obligated to support the child; he receives child into his home and holds out child as his; submits to court ordered genetic testing and the results do not exclude the possibility of his paternity; or he signed an acknowledgement of paternity.
237.	Parent and Child	Parent/Child relationship; actions to determine father/child relationship; 584-6	A child or guardian ad litem of the child, the child's natural mother, or her personal representative or parent if the mother has died, or a man alleged or alleging himself to be the natural father, or his personal representative or parent if the father has died/ or a presumed father, or the child enforcement agency may bring an action for the purpose of declaring the existence or nonexistence of the father/child relationship, subject to certain conditions.
238.	Parent and Child	Parent/Child relationship; temporary support order based on	In all contested paternity actions where a presumption of paternity exists, upon motion by a party, the court shall order temporary support for the child pending a judicial determination of parentage.
239.	Parent and Child	Parent/Child relationship; out-of-state paternity	Paternity determinations from other states and territories treated the same as a paternity determination in Hawaii.
240.	Parent and Child	Parent/Child relationship; minority of parent; 584-15	A judgment determining the existence or nonexistence of the parent/child relationship may contain any other provision directed against the appropriate party to the proceeding, concerning support, custody and guardianship, visitation, the furnishing of bond or other security for the payment of the judgment, and any other matter in the best interest of the child. Enforcement provisions include forfeiture of security, sequester of the father's personal estate, the rents and profits from the father's real estate, garnishment of the father's salaries or wages or other moneys owed to him. A judgment may require the father to pay the reasonable expenses of the mother's pregnancy and confinement, medical insurance premiums.
241.	Parent and Child	Parent/Child relationship; minority of parent; 584-15	When a parent of a child is a minor, unmarried, and not able to provide full support, the court may order one or both parents of the minor to support the child until the minor reaches the age of majority, is otherwise emancipated, or is financially able to fully support the child, whichever occurs first.
242.	Parent and Child	Parent/Child relationship; 584-19	At a pretrial hearing and in further proceedings, the court may appoint counsel for a party who is financially unable to obtain counsel.
243.	Parent and Child	Parent/Child relationship; action to declare mother/child relationship; 584-21	Any interested party may bring an action to determine a mother/child relationship.

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244.	Parent and Child	Parent/Child relationship; father's right to be notified if mother relinquishes a child for adoption; 584-24	<p>If a mother relinquishes or proposes to relinquish for adoption a child who has a presumed father, a father whose relationship has been determined; or a father as to whom the child is a legitimate child under prior law of this State or another jurisdiction, then the father must be given notice of the adoption proceedings, subject to certain conditions and restrictions.</p> <p>If a mother relinquishes or proposes to relinquish for adoption a child who does not have a presumed father, a father whose relationship has been determined; or a father as to whom the child is a legitimate child under prior law of this State or another jurisdiction, then the court shall determine the extent of the natural father's involvement; if the natural father has exercised parental duties, obligations, and concern for the child, he shall be given notice regarding potential termination of parental rights.</p>
245.	Parent and Child	Child labor; ch 390	Child labor laws do not apply to any minor employed by the minor's parent or legal guardian.
246.	Parent and Child	Ocean recreation and coastal areas; sailing school vessels; 200-1 (definition)	Defines sailing school vessel as a vessel owned or leased by a nonprofit operated for the purpose of providing sailing instruction and therapeutic, educational, recreational, vocational, or family counseling services to emotionally disturbed youth or to youth sentenced by the family court to a rehabilitative sailing program and their families. "Families" is not defined.
247.	Children; Generally; Custody	Individual development accounts; 257-1 through 257-10	Authorizes fiduciary organizations to set up individual development projects. The individual development account can be applied towards costs associated with post-secondary education, vocational training and first time homeownership. Eligible first time homeownership costs include the costs of acquiring, constructing, or reconstructing a residence and any regular settlement, financing, or closing costs. In order to qualify, a taxpayer's income cannot exceed eighty percent of the area household median income. The income of the household of the individual development account holder shall not exceed 80% of the area household median income. "Household" is defined as "adults related by blood, marriage, or adoption, or who are unrelated but have maintained a stable family relationship together over a period of time, and individuals under eighteen years of age related to the above adults by marriage, blood, or adoption, who are living together. Living together refers to domicile as evidence by the parties' intent to maintain a home for their family and does not include a temporary visit."
248.	Children; Generally; Custody	Child-custody jurisdiction; determination; 583A-201; 583A-102 (definitions); 583A-202; 583A-203; 583A-204	<p>A court of this State may make an initial child-custody determination if: (1) Hawaii is the home state of the child on the date of the commencement of the proceeding or was the home state of the child within 6 months before the commencement of the proceeding and the child is absent from Hawaii but a parent or person acting as a parent continues to live in this State; (2) a court of another state does not have jurisdiction under the preceding paragraph, or a court of the home state of the child has declined to exercise jurisdiction on the ground that Hawaii is the more appropriate forum and (a) the child and the child's parents, or the child and at least one parent or a person acting as a parent, have a significant connection with this State other than mere physical presence; and (b) substantial evidence is available in this State concerning the child's care, protection, training, and personal relationships.</p> <p>Defines "child-custody proceeding" to include a proceeding for divorce, separation, neglect, abuse, dependency, guardianship, paternity, termination of parental rights, and protection from domestic violence. "Person acting as a parent" means a person, other than a parent, who has physical custody of the child or has had physical custody for a period of 6 consecutive months, including any temporary absence, within 1 year immediately before the commencement of a child-custody proceeding; and has been awarded legal custody by a court or claims a right to legal custody under the law of this State.</p>

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249.	Children; Generally; Custody	Child-custody jurisdiction; effect of child-custody determination; enforcement; 583A-106; ch 583A part III	<p>A child-custody determination made by a Hawaii court that had jurisdiction under ch 583A binds all persons who have been duly served or who submitted to the jurisdiction of the court.</p> <p>An order may be enforced under ch 583A or under the Hague Convention. Hawaii courts must accord full faith and credit to an order issued by another state and consistent with ch 583A. (Note that all states except for Vermont and Massachusetts have also adopted this uniform act, so the full faith and credit provision applies to orders issued by Hawaii in these states.)</p>
250.	Children; Generally; Custody	Uniform transfers to minors; transfer by obligator; 553A-7; 553A-1 (definitions)	Under limited circumstances, a person who hold property of or owes a liquidated debt to a minor who does not have a conservator or custodian, then the transfer may be made to an adult member of the minor's family or to a trust company. Defines "member of the minor's family" as the minor's parent, stepparent, spouse, grandparent, brother, sister, uncle, or aunt, whether of the whole or half blood or by adoption.
251.	Children; Generally; Custody	Uniform transfers to minors; action to remove a custodian for cause and substitute a successor custodian; petition for accounting by and determination of liability of custodian; 553A-18; 553A-19; 553A-1 (definitions)	<p>Under certain circumstances, if a person under a will or a trust intends to transfer property to a minor and names a person as the custodian for the property, then the property will be transferred to that person. If the original custodian is unable to serve and no successor custodian is properly named, then an action may be brought by, among others, the members of the minor's family, to have a successor named by the court.</p> <p>The custodian has certain duties. Certain individuals, including an adult member of the minor's family, a guardian of the minor may petition the court to remove the custodian for cause and to designate a successor custodian other than the transferor or to require the custodian to give appropriate bond. Among others, the minor's guardian or legal representative, an adult member of the minor's family, or the transferor may petition the court for an accounting by the custodian or for a determination of responsibility as between the custodial property and the custodian personally, for claims against the custodian property.</p>
252.	Children; Generally; Custody	Uniform custodial trust; transfer by fiduciary or obligor; 554B-5; 554B-1 (definitions)	<p>Under limited circumstances, a person who holds property of or owes a debt to an incapacitated individual who does not have a conservator may make a transfer to an adult member of the beneficiary's family.</p> <p>Defines "member of the beneficiary's family" to include a beneficiary's spouse, descendant, stepchild, parent, stepparent, grandparent, brother, sister, uncle, or aunt, whether of the whole or half blood or by adoption.</p>
253.	Children; Generally; Custody	Uniform custodial trust; transfer to members of beneficiary's family; 554B-5; 554B-1 (definitions)	<p>Under certain circumstances, a person who holds property of or owes a debt to an incapacitated individual who does not have a conservator may make a transfer to an adult member of the beneficiary's family.</p> <p>Defines "member of the beneficiary's family" to include a beneficiary's spouse, descendant, stepchild, parent, stepparent, grandparent, brother, sister, uncle, or aunt, whether of the whole or half blood or by adoption.</p>

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254.	Children; Generally; Custody	Uniform custodial trust; action to remove a custodial trustee for cause and substitute a successor custodial trustee; petition for accounting by the custodial trustee; 554B-5; 554B-1 (definitions); 554B-13; 554B-15	<p>Under certain circumstances, if a beneficiary is incapacitated, then a custodial trustee may be named. If the original custodial trustee is unable to serve and no successor custodial trustee is properly named because the beneficiary's incapacity renders the beneficiary unable to name a successor, then an action may be brought by, among others, the members of the beneficiary's family, to have a successor named by the court. Additionally, an adult member of the beneficiary's family or the beneficiary's guardian or another person interested in the welfare of the beneficiary may petition the court to remove the custodial trustee for cause and designate a successor custodial trustee.</p> <p>Among others, the beneficiary's legal representative, an adult member of the beneficiary's family, a person interested in the custodial trust property, or another person interested in the welfare of the beneficiary may petition the court for an accounting by the custodial trustee.</p> <p>Defines "member of the beneficiary's family" to include a beneficiary's spouse, descendant, stepchild, parent, stepparent, grandparent, brother, sister, uncle, or aunt, whether of the whole or half blood or by adoption.</p>
255.	Children; Generally; Custody	Children; minority of veteran or of the veterans spouse; no bar when; 577-2	The disability of minority of any person who is otherwise eligible for guaranty or insurance of a loan pursuant to the Serviceman's Readjustment Act of 1944 (P.L. 346), as amended, and of the minor spouse of any eligible veteran in connection is hereby removed, for all purposes related to entering into contracts, etc.
256.	Children; Generally; Custody	Children; orphans; 577-15	For the purpose of taking, or determining the eligibility to take, any benefit under any law or any private instrument by the terms of which orphans are eligible to receive benefits, a child born of parents not married to each other and not adopted shall be deemed an orphan.
257.	Children; Generally; Custody	Children; curfew; 577-16; 577-16.5; 577-18	<p>Any child under 16 who, except in case of necessity, or when permitted to do so in writing by a family court judge, goes or remains on any public street, highway, public place, or private place held open to the public after 10PM and before 4AM, unaccompanied by either a parent or guardian, or an adult person duly authorized by a parent or guardian to accompany the child, is subject to adjudication under the curfew provision of section 571-11(2).</p> <p>Any parent or guardian who knowingly and voluntarily suffers or permits the minor to violate this curfew is subject to a fine or imprisonment of not more than 20 days.</p>
258.	Children; Generally; Custody	Children; prohibited in certain places; 577-19; 577-20	<p>Proprietors of coffee shops, ice cream parlors, victualing or billiard saloons, bowling alleys, skating rinks, theaters, show houses, or premises in which any show, moving picture, or other like public entertainment is given are prohibited from permitting any child under the age of 15 to be or remain on the premises between 10PM and 6AM, unless the child is accompanied by the child's parent or guardian, or some other adult person thereto authorized by the parent or guardian.</p> <p>Unmarried minors may not frequent or be in or around the premises of any dance hall where people receive any compensation for acting as dancing partners to the patrons of the dance halls. The parent, guardian, or other person having the care, custody, or control of an unmarried minor, as well as the unmarried minor's escort to the dance hall, is prohibited from allowing the unmarried minor from frequenting or being around the dance hall and is subject to fines and imprisonment.</p>
259.	Children; Generally; Custody	Children; emancipation; 577-25	A minor who has been married shall be deemed to be emancipated.

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260.	Children; Generally; Custody	Children; alcohol or drug abuse; 577-26	A counselor duly authorized by law to counsel may inform the spouse, parent, custodian, or guardian of any minor who requests or is referred for or received counseling services related to alcohol or drug abuse. The spouse, parent, custodian, or guardian of the minor may only be liable for the cost for the counseling if (1) the minor consented to the treatment, and (2) the party did not know of the counseling.
261.	Courts	Family Court jurisdiction; 510-2; 580-1	Family courts have jurisdiction to make equitable divisions of property upon dissolution of marriage
262.	Courts	Hawaii Rules of Evidence; exceptions to hearsay rule; 626:1-803	<p>Exceptions to the hearsay rule include:</p> <p>(1) Records of vital statistics. Records or data compilations, in any form, of births, fetal deaths, deaths, or marriages, if the report thereof was made to a public office pursuant to requirements of law.</p> <p>(2) Records of religious organizations. Statements of births, marriages, divorces, deaths, legitimacy, ancestry, relationship by blood or marriage, or other similar facts of personal or family history, contained in a regularly kept record of a religious organization.</p> <p>(3) Marriage, baptismal, and similar certificates. Statements of fact contained in a certificate that the maker performed a marriage or other ceremony or administered a sacrament, made by a clergyman, public official, or other person authorized by the rules or practices of a religious organization or by law to perform the act certified, and purporting to have been issued at the time of the act or within a reasonable time thereafter.</p> <p>(4) Family records. Statements of fact concerning personal or family history contained in family Bibles, genealogies, charts, engravings on rings, inscriptions on family portraits, engravings on urns, crypts, or tombstones, or the like.</p> <p>(5) Reputation concerning personal or family history. Reputation among members of the person's family by blood, adoption, or marriage, or among the person's associates, or in the community, concerning a person's birth, adoption, marriage, divorce, death, legitimacy, relationship by blood, adoption, or marriage, ancestry, or other similar fact of the person's personal or family history.</p> <p>(6) Judgment as to personal, family or general history, or boundaries. Judgments as proof of matters of personal, family or general history, or boundaries, essential to the judgment, if the</p>
263.	Courts	Hawaii Rules of Evidence; exceptions to hearsay rule if the declarant is unavailable; 626:1-804	The following is an exception to the hearsay rule, if the declarant is unavailable: Statement of personal or family history. (A) A statement concerning the declarant's own birth, adoption, marriage, divorce, legitimacy, relationship by blood, adoption, or marriage, ancestry, or other similar fact of personal or family history, even though declarant had no means of acquiring personal knowledge of the matter stated; or (B) a statement concerning the foregoing matters, and death also, of another person, if the declarant was related to the other by blood, adoption, or marriage or was so intimately associated with the other's family as to be likely to have accurate information concerning the matter declared.

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Ref #	Category	Subject and Statute	Right or Obligation
264.	Courts	Hawaii Rules of Evidence; spousal privilege; 626:1-505	<p>Spousal privilege. (a) Criminal proceedings. In a criminal proceeding, the spouse of the accused has a privilege not to testify against the accused. This privilege may be claimed only by the spouse who is called to testify.</p> <p style="padding-left: 40px;">(b) Confidential marital communications; all proceedings.</p> <p style="padding-left: 40px;">(1) Definition. A "confidential marital communication" is a private communication between spouses that is not intended for disclosure to any other person.</p> <p style="padding-left: 40px;">(2) Either party to a confidential marital communication has a privilege to refuse to disclose and to prevent any other person from disclosing that communication.</p> <p style="padding-left: 40px;">(c) Exceptions. There is no privilege under this rule (1) in proceedings in which one spouse is charged with a crime against the person or property of (A) the other, (B) a child of either, (C) a third person residing in the household of either, or (D) a third person committed in the course of committing a crime against any of these, or (2) as to matters occurring prior to the marriage.</p>
265.	Veterans	Free copies of certain decrees to veterans; 606-5	The clerk of any state court shall provide to any veteran of the armed forces of the United States, the veteran's spouse, any member of the immediate family of a veteran, or the next of kin of a deceased veteran, free copies of decrees of divorce or adoption, when such copies are required for use in connection with a claim based on service in the armed forces of the United States.
266.	Veterans	Free copies of certain vital statistic documents to veterans; 338-14	The DOH shall furnish, free of charge, a certified copy of any of the records, or a certification of birth, to any veteran of the armed forces of the United States, the veteran's wife, any member of the immediate family of a veteran or the next of kin of a deceased veteran, when required for use in connection with a claim based on service in the armed forces of the United States.
267.	Veterans	Veterans certificates; 502-101	The bureau of conveyances will record any honorable discharge certificate or other separation or discharge document from the military or naval service, at the request of the veteran, resident of Hawaii, or the veteran's next of kin.
268.	Native Hawaiian Rights	Aquatic resources; fisheries; regulations; exemption for native Hawaiian rights; 187A-5.5	Directs the DLNR to adopt administrative procedures for fisheries located in both state and federal waters, and fishing seasons, and rules for sustainable fishing; provided that nothing contained in this section shall be construed to prohibit any person from exercising native Hawaiian gathering rights and traditional practices as authorized by law or as permitted by the department pursuant to article XII, section 7 of the Hawaii State Constitution: "The State reaffirms and shall protect all rights, customarily and traditionally exercised for subsistence, cultural and religious purposes and possessed by ahupua'a tenants who are descendants of native Hawaiians who inhabited the Hawaiian Islands prior to 1778, subject to the right of the State to regulate such rights.")
269.	Native Hawaiian Rights	Designation of community based subsistence fishing area; 188-22.6	The DLNR may designate community based subsistence fishing areas and carry out fishery management strategies for such areas, through admin rules, for the purpose of reaffirming and protecting fishing practices customarily and traditionally exercised for purposes of native Hawaiian subsistence, culture, and religion. Defines "native Hawaiian" as any descendant of the races inhabiting the Hawaiian Islands prior to 1778. (Note: although this section references "native Hawaiians", does not appear to have direct CU implication because the section deals with the customary rights and practices and does not restrict practice of those rights to native Hawaiians. However, the admin rules might.)

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270.	Native Hawaiian Rights	Limu management area; restrictions on picking limu; exemption for native Hawaiian rights; 188-22.8	Establishes a limu management area, and places restrictions on harvesting limu within the area (only handpicking; requires a permit; limit on months, times of day). States that this section shall not apply to any person exercising native Hawaiian gathering rights and traditional cultural practices as authorized by law or as permitted by the DLNR pursuant to article XII, section 7 of the Hawaii State Constitution. This states: "The State reaffirms and shall protect all rights, customarily and traditionally exercised for subsistence, cultural and religious purposes and possessed by ahupua'a tenants who are descendants of native Hawaiians who inhabited the Hawaiian Islands prior to 1778, subject to the right of the State to regulate such rights."
271.	Native Hawaiian Rights	Native Hawaiian trusts judicial relief act; right of native Hawaiians to bring an action to resolve controversies relating to the Hawaiian home lands trust; 673-2 through 673-4	<p>Certain individuals (including native Hawaiians, Hawaiians as defined under section 209 of the HHCA) have the right to bring an action in the circuit courts to resolve controversies relating to the Hawaiian home lands trust described in section 673-(a)(1).</p> <p>"Native Hawaiians" as defined in section 201(a)(7) of the Hawaiian Homes Commission Act means "any descendant of not less than one-half part of the blood of the races inhabiting the Hawaiian Islands previous to 1778." "Any person qualified to succeed to a homestead lease" under section 209 of the HHCA means: "the relatives of the decedent as provided in this paragraph. From the following relatives of the lessee who are (1) at least one-quarter Hawaiian, husband, wife, children, grandchildren, brothers, or sisters, or (2) native Hawaiian, father and mother, widows or widowers of the children, widows or widowers of the brothers and sisters, or nieces and nephews,--the lessee shall designate the person or persons to whom the lessee directs the lessee's interest in the tract or tracts to vest upon the lessee's death. The Hawaiian blood requirements shall not apply to the descendants of those who are not native Hawaiians but who were entitled to the leased lands under section 3 of the Act of May 16, 1934 (48 Stat. 777, 779), as amended, or under section 3 of the Act of July 9, 1952 (66 Stat. 511, 513). In all cases that person or persons need not be eighteen years of age. The designation shall be in writing, may be specified at the time of execution of the lease with a right in the lessee in similar manner to change the beneficiary at any time and shall be filed with the department and approved by the department in order to be effective to vest the interests in the successor or successors so named.</p> <p>In case of the death of any lessee, except as hereinabove provided, who has failed to specify a successor or successors as approved by the department, the department may select from only the following qualified relatives of the decedent: (1) Husband or wife; or (2) If there is no husband or wife, then the children; or (3) If there is no husband, wife, or child, then the grandchildren; or (4) If there is no husband, wife, child, or grandchild, then brothers or sisters; or (5) If there is no</p>
272.	Native Hawaiian Rights	Individual claims resolution under the Hawaiian home lands trust; ch 674	<p>Process by which individual beneficiaries under the Hawaiian home lands trust may resolve claims for actual damages arising out of or resulting from a breach of trust which occurred between August 21, 1959 and June 30, 1988, caused by an act or omission of an employee of the State.</p> <p>"Beneficiary" means any person eligible to receive benefits and related programs from the Hawaiian home land trust (e.g., native Hawaiians - "any descendant of not less than one-half part of the blood of the races inhabiting the Hawaiian Islands previous to 1778.")</p>

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273.	Native Hawaiian Rights	Hawaiian homes commission act; native Hawaiians; section 209	The department is authorized to lease to native Hawaiians the right to the use and occupancy of a tract or tracts of Hawaiian home lands. "Native Hawaiians" as defined in section 201(a)(7) of the Hawaiian Homes Commission Act means "any descendant of not less than one-half part of the blood of the races inhabiting the Hawaiian Islands previous to 1778." "Any person qualified to succeed to a homestead lease" under section 209 of the HHCA means: "the relatives of the decedent as provided in this paragraph. From the following relatives of the lessee who are (1) at least one-quarter Hawaiian, husband, wife, children, grandchildren, brothers, or sisters, or (2) native Hawaiian, father and mother, widows or widowers of the children, widows or widowers of the brothers and sisters, or nieces and nephews,--the lessee shall designate the person or persons to whom the lessee directs the lessee's interest in the tract or tracts to vest upon the lessee's death. The Hawaiian blood requirements shall not apply to the descendants of those who are not native Hawaiians but who were entitled to the leased lands under section 3 of the Act of May 16, 1934 (48 Stat. 777, 779), as amended, or under section 3 of the Act of July 9, 1952 (66 Stat. 511, 513).
274.	Parent and Child	Housing finance and development; housing development programs; criteria for giving preference to applicants; 201H-31	In administering chapter 201H and other laws applicable to the supplying of housing or the assistance in obtaining housing, the corporation shall give preference to those applicants most in need of assistance in obtaining housing, considering, among other things, the number of the applicant's dependents.
275.	Housing programs; loans, etc.	Housing finance and development; current owners in corporation projects; 201H-48	The corporation may allow a person who is a current owner of a dwelling unit in a multi-family housing project sponsored by the corporation to apply for the purchase of a larger dwelling unit in a project sponsored by the corporation if the applicant's current family size exceeds the permissible family size for the applicant's current dwelling unit, as determined by county building or housing codes. Defines "qualified resident" as a person who, except for the applicant's current residence, among other things, is a person who either by the person's self, or together with a spouse or household member, does not own a majority interest in fee simple or leasehold lands under any trust agreement subject to certain conditions, and is a person whose spouse or household member does not own a majority interest in fee simple or leasehold lands suitable for dwelling purposes or more than a majority interest in land which under any trust agreement or other fiduciary arrangement in which another person holds the legal title to the land, except when husband and wife are living apart under a decree of separation from bed and board issued by the family court pursuant to section 580-71.
276.	Housing programs; loans, etc.	Housing finance and development; housing development programs; bonds;	The corporation may issue bonds in connection with any program whose primary purpose is to provide housing for active or retired US military personnel and their families, and other persons authorized by any branch of the US military to reside in the housing. (Note: this is not a marriage right per se, because the right does not flow to individuals, but to the developer of the housing
277.	Housing programs; loans, etc.	Pineapple workers and retirees housing assistance fund; 201H-85	Special fund that provides the pineapple workers and retirees mortgage payments or rent subsidies for eligible Del Monte Fresh Produce pineapple workers and retirees and their families who are displaced or affected by the closure of Del Monte.

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278.	Housing programs; loans, etc.	Housing loan and mortgage program; loans to eligible borrowers; qualifications; 201H-91 (definitions) - 201H-110	<p>The corporation may make loans to lenders who lend to qualified eligible borrowers; may purchase existing loans from lenders for improvement loans to eligible borrowers; may contract with lenders to lend money to eligible borrowers for homes. Qualifications of an eligible borrower include size of the family. The family income of an eligible borrower shall not exceed the income requirements of section 143(f) of the Internal Revenue Code of 1986, as amended.</p> <p>Defines "eligible borrower" as means a person or family, without regard to race, creed, national origin, or sex, who, among other things, does not personally, or whose spouse does not if the person is married, own any interest in a principal residence within or without the State and who has not owned a principal residence within the three years immediately prior to the application for an eligible loan under this subpart, except this requirement shall not apply to any eligible loan for a targeted area residence as defined in the Mortgage Subsidy Bond Tax Act of 1980, Public Law 96-499, which residence is to replace a housing unit that has been declared structurally unsalvageable by a governmental board or agency having the power to make the declaration; and provided further that this requirement shall not apply to up to ten per cent of eligible loans of a bond issue made to single parent household borrowers. No loans, however, shall be made if they adversely affect the tax exempt status of the bonds issued. For the purpose of this section, "single parent</p>
279.	Housing programs; loans, etc.	Rental program; qualifications; 201H-121 through 201H-140	Assists owners in developing low- to moderate-income level eligible tenants. May use funds to subsidize tenants' rents in eligible projects. Defines "eligible tenant" as a family or an individual whose income does not exceed eighty per cent of the area median income as determined by HUD. (Note: this program is to benefit owners of projects; indirect benefit to eligible tenants.)
280.	Housing programs; loans, etc.	Taxable mortgage securities program; housing loan programs; eligible borrowers; 201H-141 through	<p>Authorizes the corporation to make one or more eligible loan programs, allowing the corporation to invest in, make, purchase, take assignments of, etc., any eligible loans. The corporation may purchase loans from mortgage lenders, or make loans through mortgage lenders to eligible borrowers.</p> <p>Defines "eligible borrower" as, among other things, any person or family, without regard to race, creed, national origin, or sex, who does not personally, or whose spouse does not if the person is married, own a majority interest in any residential property in the State. Defines "eligible loan" as a loan to an eligible borrower for the purchase of a dwelling unit, including a condominium unit.</p>
281.	Housing programs; loans, etc.	Housing finance and development; housing development programs; sale; co-mortgagor/family member; criteria for giving preference to applicants; 201H-33; 201H-45; 201H-46; 201H-47; 201H-32 (definition)	<p>The corporation may develop dwelling units and sell or lease them to qualified residents. The corporation shall sell dwelling units to qualified residents in fee simple, or cause them to be leased to qualified residents. The corporation may loan qualified residents funds to purchase the dwelling unit, pursuant to a mortgage. A qualified resident may be assisted by a co-mortgagor who is a family member as defined by the corporation, subject to certain restrictions and conditions. Certain restrictions apply on the transfer of the real property after (right to repurchase the property, etc.), which the corporation may waive if the purchaser wishes to transfer title to the real property by devise or through the laws of descent to a family member who would otherwise qualify under rules established by the corporation.</p> <p>Defines "qualified resident" as a person who, among other things, is a person who either by the person's self, or together with a spouse or household member, does not own a majority interest in fee simple or leasehold lands under any trust agreement subject to certain conditions, and is a person whose spouse or household member does not own a majority interest in fee simple or leasehold lands suitable for dwelling purposes or more than a majority interest in land which</p>

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282.	Housing programs; loans, etc.	Oahu land development; disposition of residence lots by the BLNR to eligible buyers; 206-9 through 206-11	The BLNR may develop projects with residential lots for sale to eligible purchasers, subject to certain restrictions. To be eligible to purchase or lease a residence lot from the BLNR, a buyer must furnish satisfactory evidence to the board, under oath, that the buyer, meets certain qualifications. The BLNR is required to develop policies whereby the most deserving of housing shall be given preference. One factor is the applicant's household income and the number of dependents. Persons who are not eligible include: (A) A person who oneself or whose husband or wife or both (when husband and wife are living together) owns or own in fee simple lands suitable for residential purposes within the political subdivision and in or reasonably near the place of residence or place of business of the person; and (B) A person who oneself or whose husband or wife (when husband and wife are living together) has pending an unrefused application to purchase a lot in a development area under this chapter from the board. A "residential lot" is a lot not exceeding one-half acre in size, obtained by subdivision of lands required by ch 206 and used for one or two family residential use only. (Note: "one or two family residential use" means single-family homes or duplexes; not relevant to CUs.)
283.	Housing programs; loans, etc.	Hawaii Community Development Authority; Kakaako community development district	Provides that the development guidance policies generally governing the HCDA's action in Kakaako shall include, among other things, the integration both vertically and horizontally of residents of varying incomes, ages, and family groups. (Note: not really a right; more of a policy that could affect the type of planning in the Kakaako area.)
284.	Housing programs; loans, etc.	Hawaii Community Development Authority; relocation; 206E-10.5	Requires the HCDA to adopt rules to insure the appropriate relocation within or outside the development district of persons, families, and businesses displaced by governmental action within the district. Requires the HCDA to provide relocation assistance to persons, families and businesses within the district; provided that such assistance shall not include any form of direct monetary payments. temporary relocation facilities within or outside the district may be made available to displacees.
285.	Housing programs; loans, etc.	Hawaii Community Development Authority; reserved housing loan programs; 206E-101	Defines "eligible borrower" as, among other things, any person or family. Family is not defined.
286.	Housing programs; loans, etc.	Housing finance and development; downpayment loan program; 201H-161 through 201H-170	Authorizes the corporation to make direct downpayment loaned to eligible borrowers under certain circumstances, which shall not exceed 30% of the purchase price of the residential property or \$15,000, whichever is less. No person shall be qualified for this program if the person owns in fee simple or in leasehold any other residential property within the State. A person shall be deemed to own a residential property if the person, the person's spouse, or both (unless separated and living apart under a decree of a court of competent jurisdiction) own a majority interest in a residential property.
287.	Housing programs; loans, etc.	Workforce development council; duties; 202-2	Duties of the council include, among other things: review and assess the coordination between the State's workforce development programs, and consider, among other things, the special problems of single parents; analyze and interpret, among other things, the social and economic effects of certain developments on the State's economy, labor force, communities, families, social structure, and human values.
288.	Housing programs; loans, etc.	Housing finance and development; starter homes; 201H-39	Requires the corporation to a adopt rules to establish design and construction standards for starter homes (i.e., a dwelling unit that is designed to meet the basic living capacity requirements of homebuyers with families of limited size). The corporation shall also adopt rules to establish the basic requirements for families eligible to purchase starter homes, including guidelines and restrictions on occupancy standards initially permitted in a starter homes, as well as the income ranges of families eligible to purchase.

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289.	Housing programs; loans, etc.	Mortgage loans; persons leasing or purchasing state lands for their personal residential needs; 207-1; 207-2 through 207-6.	The director of finance may grant loans to persons leasing or purchasing state lands for their personal residential needs; provided that the loans may be granted only to eligible persons who occupy state land by virtue of leases or agreements of sale executed after July 13, 1961. Loans subject to restrictions. To qualify for a loan under this part an applicant must, among other things, (1) Be of legal age and have at least one person who will occupy the premises with the applicant and who is related to the applicant by blood or marriage and solely dependent upon the applicant for support. A husband and wife, who are both employed, shall jointly qualify for a loan; and (2) Have a gross annual income not in excess of \$7,000 including the gross income of the applicant's spouse.
290.	Housing programs; loans, etc.	Disaster relief and rehabilitation; commercial and personal loans; 209-29	Loans may be made to, among others, individuals, but only if, among other things, the applicant presents a suitable program for meeting necessary expenses and satisfying the serious needs of the applicant and the applicant's family including reciprocal beneficiary when applying for a personal loan.