



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

July 16, 2009

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1338 SD2 HD2 CD1

On July 15, 2009, Senate Bill No. 1338, entitled "A Bill for an Act Relating to Household Energy Demand" became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to prohibit real estate contracts, agreements, and rules from precluding the use of a clothesline on single-family dwellings or townhouses and to allow private entities to adopt rules that reasonably restrict the placement and use of clotheslines.

Hawaii residents should consider using clotheslines as an alternative to electric dryers. This is a simple and easy way to lower individual energy costs, help the environment, and move us closer to meeting our goals of 70 percent clean energy by 2030. However, the proper way to promote this practice is through public education campaigns, not government laws.

This bill addresses an issue that can and should be addressed at the local, community level. Homeowners who choose to buy a home or townhouse in a neighborhood governed by a community association do so for a reason – they want to live in a community that provides and protects a certain aesthetic. These homeowners often pay more for this option, and, upon purchase, agree to abide by specific covenants and rules that regulate certain activities, such as the number of cars that can be parked on the street, the color of the paint on their house, and the use or placement of a clothesline.

This bill recognizes that homeowners associations should be allowed to adopt rules for the placement of clotheslines in their communities. As such, this measure is less onerous than the legislation I vetoed last year.

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and Members of the Senate
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For the foregoing reasons, I allowed Senate Bill No. 1338 to become law as Act 192,
effective July 15, 2009, without my signature.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Lingle", with a large, stylized loop at the end.

LINDA LINGLE