

OFFICE OF THE GOVERNOR
STATE OF HAWAII

**SECOND PROCLAMATION RELATING TO
TROPICAL STORM LALA**

By the authority vested in me by the Constitution and laws of the State of Hawai'i, to provide relief for disaster damages, losses, and suffering, and to protect the health, safety, and welfare of the people, I, JOSH GREEN, M.D., Governor of the State of Hawai'i, proclaim as follows:

WHEREAS, on August 13, 2026, I issued my Proclamation Relating to Tropical Storm Lala. Lala reached hurricane strength on August 15, 2026;

WHEREAS, Lala impacted the State starting around August 14, 2026, and continuing through around August 16, 2026. Lala caused loss of life, and significant damage to power, transportation, communications, and other infrastructure, and to private property across the State. Entire communities in Hawaii and Maui Counties were cut off from road access. More than 250,000 customers lost power. Personal wellness checks, relief efforts, damage assessments, and recovery efforts are continuing;

WHEREAS, it is critical that the State and counties have sufficient resources to clear debris, secure infrastructure, conduct emergency relief efforts, and take other measures to respond to and recover from Tropical Storm / Hurricane Lala; and

WHEREAS, my August 13, 2026, Proclamation Relating to Tropical Storm Lala must be supplemented to support ongoing response and recovery efforts;

NOW, THEREFORE, I, JOSH GREEN, M.D., Governor of the State of Hawai'i, hereby declare the existence of a state of emergency under section 127A-14, Hawaii Revised Statutes (HRS), because the impacts from Tropical Storm / Hurricane Lala pose an imminent danger or threat of an emergency or disaster in the State of Hawai'i. This Proclamation covers the entire State. I further authorize and invoke the following emergency provisions, if not already in effect upon this declaration of an emergency:

I. Invocation of Laws

Section 121-30, HRS. I authorize and direct the Adjutant General to activate such units of the Hawai'i National Guard as may be necessary to assist and aid civilian

authorities in disaster relief and in averting any imminent public danger and threat and to ensure the compliance with the civil laws of the State of Hawai'i.

Subsection 127A-12(b)(5), HRS, to ensure that public property of the State is available to support the government's emergency preparation, response, and recovery operations.

Subsection 127A-12(b)(13), HRS. I require each public utility, or any person owning, controlling, or operating a critical infrastructure, to protect and safeguard the property and infrastructure, or to provide for its protection and safeguarding; protecting or safeguarding may include regulating or prohibiting public entry, or permitting entry on terms and conditions as I may prescribe.

Subsection 127A-12(b)(16), HRS. I direct all state agencies and officers to cooperate and extend their services, materials, and facilities as may be required to assist in emergency response efforts.

Section 127A-16, HRS. I activate the Major Disaster Fund.

Under section 127A-25, HRS, I hereby adopt the attached Rules Relating to Housing Relief Programs. These rules shall have the force and effect of law.

II. Suspension of Laws

I suspend the following specific provisions of law, as allowed by federal law, under subsections 127A-12(b)(8) and 127A-13(a)(3), HRS, to the extent that the law impedes or tends to impede or is detrimental to the expeditious and efficient execution of, or conflicts with, emergency functions, including laws which by this chapter specifically are made applicable to emergency personnel:

Chapter 6E, HRS, **historic preservation**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Section 37-41, HRS, **appropriations to revert to state treasury; exceptions**, to the extent that appropriations lapse at the end of the fiscal year before completion of the emergency actions.

Subsection 37-74(d), HRS, **program execution**, except for subsections 37-74(d)(2) and 37-74(d)(3), HRS, and any such transfers or changes considered to be authorized transfers or changes for purposes of section 34-74(d)(1) for legislative reporting requirements, to the extent that legislative authorization would likely delay

appropriation transfers or changes between programs to provide necessary funding to complete the emergency actions.

Section 40-66, HRS, **lapsing of appropriations**, to the extent that the timing of the procurement of the construction of the emergency permanent repairs may occur the fiscal year following the original emergency proclamation.

Chapter 46, HRS, **county organization and administration, provisions applicable to all counties, general provisions**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 89, HRS, **collective bargaining in public employment**, to the extent that compliance with this chapter requires additional time detrimental to the expeditious and efficient execution of emergency actions.

Chapter 89C, HRS, **public officers and employees excluded from collective bargaining**, to the extent that compliance with this chapter requires additional time detrimental to the expeditious and efficient execution of emergency actions.

Section 103-2, HRS, **general fund**, to the extent that compliance results in any additional delays.

Section 103-53, HRS, **contracts with the State or counties; tax clearances, assignments**, only to the extent necessary to waive the Internal Revenue Service tax clearance requirement.

Section 103-55, HRS, **wages, hours, and working conditions of employees of contractors performing services**, to the extent that compliance results in any additional delays.

Chapter 103D, HRS, **Hawaii public procurement code**, to the extent that compliance results in any additional delays involved in meeting procurement requirements for selecting contractors in a timely manner to prepare for or respond to emergency situations.

Chapter 103F, HRS, **purchases of health and human services**, to the extent that compliance results in any additional delays involved in meeting procurement requirements for selecting contractors in a timely manner to prepare for or respond to emergency situations.

Chapter 104, HRS, **wages and hours of employees on public works**, to the extent that compliance with this chapter requires additional time detrimental to the expeditious and efficient execution of emergency actions.

Sections 105-1 to 105-10, HRS, **use of government vehicles, limitations**, to the extent that compliance with this chapter requires additional time detrimental to the expeditious and efficient execution of emergency actions.

Section 127A-25(c), HRS, **rules and orders**, to suspend the requirement to publish rules adopted under chapter 127A, HRS, in a newspaper of general circulation in the State, considering that posting the rules on the applicable state or county government website and other official announcement under this section brings the rules' contents to the attention of the general public.

Section 127A-30, HRS, **rental or sale of essential commodities during a state of emergency; prohibition against price increases**, as it relates to this Proclamation and emergency. The invocations and suspensions of section 127A-30, HRS, contained in any other emergency proclamations are not affected by this Proclamation.

Paragraph (3) only of section 174C-71, HRS, **protection of instream uses – limited to stream channel alterations**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 179, HRS, **flood control and flood water conservation**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 179D, HRS, **dams and reservoirs**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 183C, HRS, **conservation district**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 195D, HRS, **conservation of aquatic life, wildlife, and land plants**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 205A, HRS, **coastal zone management**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 279A, HRS, **transportation control**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Section 338-25.5, HRS, **disinterment of human bodies**, and section 11-118-2, Hawaii Administrative Rules, **permit required for disinterment**, only to the extent necessary to waive the requirement of disinterment permits for burials impacted by Tropical Storm / Hurricane Lala in Hawai'i County; provided that such emergency actions shall be conducted with utmost reverence and in a manner consistent with cultural protocols and traditional practices for the protection and care of *iwi kūpuna*; and provided further that upon the respectful identification, recovery, and reinterment of the disrupted remains, the owner of the cemetery will provide the Department of Health, Office of Health Status Monitoring, a list of identified decedents and their re-burial location.

Chapter 342B, HRS, **air pollution control**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 342D, HRS, **water pollution**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 342E, HRS, **nonpoint source pollution management**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 342F, HRS, **noise pollution**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 342H, HRS, **solid waste pollution**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

Chapter 343, HRS, **environmental impact statements**, to the extent necessary to allow government agencies to prepare for, respond to, and recover from the emergency.

III. Severability

If any provision of this Proclamation is rendered or declared illegal for any reason, or shall be invalid or unenforceable, such provision shall be modified or deleted, and the remainder of this Proclamation and the application of such provision to other

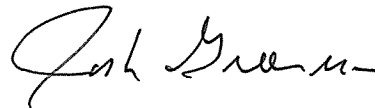
persons or circumstances shall not be affected thereby but shall be enforced to the greatest extent permitted by applicable law.

IV. Enforcement

No provision of this Proclamation, or any rule or regulation hereunder, shall be construed as authorizing any private right of action to enforce any requirement of this Proclamation, or of any rule or regulation. Unless the Governor, Director of Emergency Management, or their designee issues an express order to a non-judicial public officer, no provision of this Proclamation, or any rule or regulation hereunder, shall be construed as imposing any ministerial duty upon any non-judicial public officer and shall not bind the officer to any specific course of action or planning in response to the emergency or interfere with the officer's authority to utilize his or her discretion.

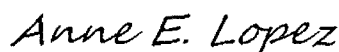
I FURTHER DECLARE that the disaster emergency relief period shall commence immediately and continue through October 19, 2026, unless terminated or superseded by separate proclamation, whichever shall occur first. This Proclamation supersedes my August 13, 2026, Proclamation Relating to Tropical Storm Lala. Following the termination of a disaster emergency relief period, any contracts, agreements, procurements, programs, or employment of personnel entered into, started, amended, or continued by reason of the provisions of the proclamation relating to this emergency shall continue in full force and effect to the extent allowed by law.

Done at the State Capitol, this
20th day of August 2026



JOSH GREEN M.D.,
Governor of Hawai'i

APPROVED:



ANNE E. LOPEZ
Attorney General
State of Hawai'i

Rules Related to Housing Relief Programs

- §1 Purpose and Authority
- §2 Grant Standards for Rental Assistance Program
- §3 Grant Standards for Home Repair Program
- §4 Grant Standards for General Disaster Assistance Program

§1 Purpose and Authority. These rules are adopted under sections 127A-9, 11, 12, 13, and 25, Hawaii Revised Statutes, to respond to Tropical Storm / Hurricane Lala. The following rule is necessary to establish standards for the issuance of grants by the Hawai'i Emergency Management Agency for its Housing Relief Programs. These rules have the force and effect of law. Neither these rules nor programs shall create any property interest or entitlement for any person to receive a grant award. All grants under these rules are subject to the availability and release of funds.

§2 Grant Standards for Rental Assistance Program. Applications for rental assistance grants shall be submitted to the Provider contracted by the State and shall contain information as necessary and required for the Hawai'i Emergency Management Agency to administer the Program. At a minimum, the applicant shall:

- (1) Be a Hawai'i resident whose housing was impacted as a direct result of the storm system covered by the Second Proclamation Relating to Tropical Storm Lala;
- (2) Be a household that rented or owned a primary home that suffered damage or loss and:
 - a. Who is ineligible for federal disaster assistance under the FEMA Individual Assistance (IA) program;
 - b. Who was denied federal disaster assistance under the FEMA IA program; or
 - c. Who has exhausted IA assistance that FEMA awarded and has a remaining unmet housing need;
- (3) Be a household that can independently secure a lease for a residential unit that will serve as a primary home;
- (4) Agree to use State funds exclusively for the purposes authorized under this Program; and
- (5) Receive no more than 12 months lease rent based on eligible area fair market value, as determined by the U.S. Department of Housing and Urban Development, from the Program.

§3 Grant Standards for Home Repair Program. Applications for home repair grants shall be submitted to the Provider contracted by the State and shall contain information as necessary and required for the Hawai'i Emergency Management Agency to administer the Program. At a minimum, the applicant shall:

- (1) Be a Hawai'i resident whose housing was impacted as a direct result of the storm system covered by the Second Proclamation Relating to Tropical Storm Lala;
- (2) Be a household that owned a primary home, or in limited circumstances rented a housing unit and was responsible for the repair and maintenance of such unit, that suffered damage or loss and:
 - a. Who is ineligible for federal disaster assistance under the FEMA IA program;
 - b. Who was denied federal disaster assistance under the FEMA IA program; or
 - c. Who has exhausted IA assistance that FEMA awarded and has a remaining unmet housing need;
- (3) Be a household that can undertake repairs that could restore a primary home to a habitable condition;
- (4) Agree to use State funds exclusively for the purposes authorized under this Program; and
- (5) Receive no more than one grant of up to \$25,000.00 from the Program.

§4 Grant Standards for General Disaster Assistance Program. Applications for general disaster assistance grants shall be submitted to the Provider contracted by the State and shall contain information as necessary and required for the Hawai'i Emergency Management Agency to administer the Program. At a minimum, the applicant shall:

- (1) Be a Hawai'i resident whose housing was impacted as a direct result of the storm system covered by the Second Proclamation Relating to Tropical Storm Lala;
- (2) Be a household whose primary home suffered damage or loss and:
 - a. Who is ineligible for federal disaster assistance under the FEMA IA program;

- b. Who was denied federal disaster assistance under the FEMA IA program; or
 - c. Who has exhausted IA assistance that FEMA awarded and has a remaining unmet housing need;
- (3) Be a household that is not otherwise eligible for any other housing relief program provided for in these rules;
- (4) Agree to use State funds exclusively for the purposes authorized under this Program; and
- (5) Receive no more than one grant of up to \$5,000.00 from the Program as follows:
 - a. A minimum award of \$2,000 per eligible household; and
 - b. An additional \$500 per household member for households consisting of 3 or more individuals up to a maximum of \$5,000 for the entire household.