
A BILL FOR AN ACT

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY

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

1 SECTION 1. The legislature finds that the Hawaii community
2 development authority is tasked with promoting and coordinating
3 public and private sector community development and to plan for
4 the development of underutilized areas of Hawaii. The purpose of
5 this Act is to add the chair of the Hawaiian homes commission,
6 or the chair's designee to the Hawaii community development
7 authority.

8 SECTION 2. Section 206E-3, Hawaii Revised Statutes, is
9 amended by amending subsection (b) to read as follows:

10 “(b) The authority shall consist of the director of
11 finance or the director's designee; the director of
12 transportation or the director's designee; the chairperson of
13 the board of land and natural resources; the chair of the
14 Hawaiian homes commission or the chair's designee; the director
15 of planning or planning and permitting of each county in which a
16 community development district is located or the director's
17 designee.; a cultural specialist; an at-large member nominated
18 by the president of the senate; an at-large member nominated by

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1 the speaker of the house of representatives; two representatives
2 of the Heeia community development district, comprising one
3 resident of that district or the Koolaupoko district, which
4 consists of sections 1 through 9 of zone 4 of the first tax map
5 key division, and one owner of a small business or one officer
6 or director of a nonprofit organization in the Heeia community
7 development district or Koolaupoko district; two representatives
8 of the Kalaeloa community development district, comprising one
9 resident of the Ewa zone (zone 9, sections 1 through 2) or the
10 Waianae zone (zone 8, sections 1 through 9) of the first tax map
11 key division, and one owner of a small business or one officer
12 or director of a nonprofit organization in the Ewa or Waianae
13 zone; two representatives of the Kakaako community development
14 district, comprising one resident of the district and one owner
15 of a small business or one officer or director of a nonprofit
16 organization in the district; and two representatives of the
17 Pulehunui community development district, consisting of one
18 resident of the island of Maui, and one owner of a small
19 business or one officer or director of a nonprofit organization
20 on the island of Maui.

21 All members except the director of finance, director of
22 transportation, county directors of planning or planning and

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1 permitting, director of business, economic development, and
2 tourism, chairperson of the board of land and natural resources,
3 chair of the Hawaiian homes commission, or their respective
4 designees, shall be appointed by the governor pursuant to
5 section 26-34. The two at-large members nominated by the
6 president of the senate and speaker of the house of
7 representatives shall each be invited to serve and appointed by
8 the governor from a list of three nominees submitted for each
9 position by the nominating authority specified in this
10 subsection.

11 The president of the senate and the speaker of the
12 house of representatives shall each submit a list of six
13 nominees for each district to the governor to fill the two
14 district representative positions for each community development
15 district. For each community development district, the governor
16 shall appoint one member from a list of nominees submitted by
17 the president of the senate and one member from a list of
18 nominees submitted by the speaker of the house of
19 representatives, and of the two appointees, one shall meet the
20 district residency requirement and one shall meet the district
21 small business owner or nonprofit organization officer or
22 director requirement.

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1 The authority shall be organized and shall exercise
2 jurisdiction as follows:

3 (1) For matters affecting the Heeia community
4 development district, the following members shall be considered
5 in determining quorum and majority and shall be eligible to
6 vote:

7 (A) The director of finance or the director's designee;

8 (B) The director of transportation or the director's
9 designee;

10 (C) The director of business, economic development, and
11 tourism or the director's designee;

12 (D) The director of planning and permitting for the
13 county in which the Heeia community development district is
14 located or the director's designee;

15 (E) The cultural specialist;

16 (F) The two at-large members; and

17 (G) The two representatives of the Heeia
18 community development district;

19 (2) For matters affecting the Kalaeloa community
20 development district, the following members shall be considered
21 in determining quorum and majority and shall be eligible to
22 vote:

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1 (A) The director of finance or the director's
2 designee;

3 (B) The director of transportation or the
4 director's designee;

5 (C) The director of business, economic
6 development, and tourism or the director's designee;

7 (D) The director of planning and permitting for
8 the county in which the Kalaeloa community development district
9 is located or the director's designee;

10 (E) The chair of the Hawaiian homes commission
11 or the chair's designee;

12 [~~(E)~~] (F) The cultural specialist;

13 [~~(F)~~] (G) The two at-large members; and

14 [~~(G)~~] (H) The two representatives of the
15 Kalaeloa community development district;

16 (3) For matters affecting the Kakaako community
17 development district, the following members shall be considered
18 in determining quorum and majority and shall be eligible to
19 vote:

20 (A) The director of finance or the director's
21 designee;

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1 (B) The director of transportation or the
2 director's designee;

3 (C) The director of business, economic
4 development, and tourism or the director's designee;

5 (D) The director of planning and permitting for
6 the county in which the Kakaako community development district
7 is located or the director's designee;

8 (E) The cultural specialist;

9 (F) The two at-large members; and

10 (G) The two representatives of the Kakaako
11 community development district; and

12 (4) For matters affecting the Pulehunui community
13 development district, the following members shall be considered
14 in determining quorum and majority and shall be eligible to
15 vote:

16 (A) The director of finance or the director's
17 designee;

18 (B) The director of transportation or the
19 director's designee;

20 (C) The director of business, economic
21 development, and tourism or the director's designee;

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1 (D) The director of planning for the county in
2 which the Pulehunui community development district is located or
3 the director's designee;

4 (E) The chairperson of the board of land and
5 natural resources or the chairperson's designee;

6 (F) The cultural specialist;

7 (G) The two at-large members; and

8 (H) The two representatives of the Pulehunui
9 community development district.

10 In the event of a vacancy, a member shall be appointed
11 to fill the vacancy in the same manner as the original
12 appointment within thirty days of the vacancy or within ten days
13 of the senate's rejection of a previous appointment, as
14 applicable.

15 The terms of the director of finance; director of
16 transportation; county directors of planning and permitting;
17 director of business, economic development, and tourism; ~~and~~
18 chairperson of the board of land and natural resources; and
19 chair of the Hawaiian homes commission; or their respective
20 designees shall run concurrently with each official's term of
21 office. The terms of the appointed voting members shall be for
22 four years, commencing on July 1 and expiring on June 30. The

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1 governor shall provide for staggered terms of the initially
2 appointed voting members so that the initial terms of four
3 members selected by lot shall be for two years, the initial
4 terms of four members selected by lot shall be for three years,
5 and the initial terms of the remaining three members shall be
6 for four years.

7 The governor may remove or suspend for cause any
8 member after due notice and public hearing.

9 Notwithstanding section 92-15, a majority of all
10 eligible voting members as specified in this subsection shall
11 constitute a quorum to do business, and the concurrence of a
12 majority of all eligible voting members as specified in this
13 subsection shall be necessary to make any action of the
14 authority valid. All members shall continue in office until
15 their respective successors have been appointed and qualified.
16 Except as herein provided, no member appointed under this
17 subsection shall be an officer or employee of the State or its
18 political subdivisions.

19 For purposes of this section, "small business" means a
20 business that is independently owned and that is not dominant in
21 its field of operation."

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1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect upon its approval.

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5

INTRODUCED BY: _____

6

BY REQUEST

____.B. NO.____

Report Title:

Hawaii Community Development Authority; Membership

Description:

Adds the Chair of the Hawaiian Homes Commission or the Chair's designee to the Hawaii Community Development Authority.

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