



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

GOV. MSG. NO. **102**

June 29, 2006

The Honorable Robert Bunda, President
and Members of the Senate
Twenty-Third State Legislature
State Capitol, Room 003
Honolulu, Hawaii 96813

Dear Mr. President and Members of the Senate:

This is to inform you that on June 29, 2006, the following bill was signed into law:

SB2090 SD2 HD1 CD1

A BILL FOR AN ACT RELATING TO
THE HAWAII COMMUNITY
DEVELOPMENT AUTHORITY.
(ACT 251)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

THE SENATE
TWENTY-THIRD LEGISLATURE, 2006
STATE OF HAWAII

S.B. NO. 2090
S.D. 2
H.D. 1
C.D. 1

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. Chapter 206E, Hawaii Revised Statutes, is
2 amended by adding two new sections to part I to be appropriately
3 designated and to read as follows:

4 "§206E- Community and public notice requirements;
5 posting on the authority's website; required. (a) The
6 authority shall adopt community and public notice procedures
7 pursuant to chapter 91 that shall include at a minimum:

8 (1) A means to effectively engage the community in which
9 the authority is planning a development project to
10 ensure that community concerns are received and
11 considered by the authority;

12 (2) The posting of the authority's proposed plans for
13 development of community development districts, public
14 hearing notices, and minutes of its proceedings on the
15 authority's website; and

16 (3) Any other information that the public may find useful
17 so that it may meaningfully participate in the
18 authority's decision-making processes.



1 (b) The authority shall notify the president of the senate
2 and speaker of the house:

3 (1) Of any public hearing upon posting of the hearing
4 notice; and

5 (2) With a report detailing the public's reaction at the
6 public hearing, within one week after the hearing.

7 **§206E- Public hearing for decision making; separate**
8 **hearing required.** (a) When rendering a decision regarding:

9 (1) An amendment to any of the authority's community
10 development rules established pursuant to chapter 91
11 and section 206E-7; or

12 (2) The acceptance of a developer's proposal to develop
13 lands under the authority's control,

14 the authority shall render its decision at a public hearing
15 separate from the hearing that the proposal under paragraph (1)
16 or (2) was presented.

17 (b) The authority shall issue a public notice in
18 accordance with section 1-28.5 and post the notice on its
19 website; provided that the decision-making hearing shall not
20 occur earlier than five business days after the notice is
21 posted. Prior to rendering a decision, the authority shall

1 provide the general public with the opportunity to testify at
2 its decision-making hearing.

3 (c) The authority shall notify the president of the senate
4 and speaker of the house:

5 (1) Of any public hearing upon posting of the hearing
6 notice; and

7 (2) With a report detailing the public's reaction at the
8 public hearing, within one week after the hearing."

9 SECTION 2. New statutory material is underscored.

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




GOVERNOR OF THE STATE OF HAWAII


Approved this day: JUN 29 2006

THE SENATE OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Twenty-third Legislature of the State of Hawaii, Regular Session of 2006.


President of the Senate



Clerk of the Senate

**THE HOUSE OF REPRESENTATIVES
OF THE STATE OF HAWAII**

Date: May 2, 2006
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the House of Representatives of the Twenty-third Legislature of the State of Hawaii, Regular Session of 2006.


Speaker, House of Representatives


Clerk, House of Representatives