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# 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.



**Report Title:**

Hawaii Community Development Authority; Public Notice; Oversight

**Description:**

Requires HCDA to adopt community and public notice procedures, including posting its proposed plans for development, public notice of its proceedings, and meeting minutes on its website, and providing the public with the opportunity to testify at its decision making hearings. Requires HCDA to notify the Legislature prior to any public hearing, and after the hearing regarding the public's reaction. (CD1)

