

JAN 25 2006

S.B. NO. 2890

A BILL FOR AN ACT

RELATING TO LOSS MITIGATION.

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

1 SECTION 1. Chapter 46, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:

4 "§46- Loss mitigation inspection. Notwithstanding any
5 law to the contrary, each county shall train its county building
6 inspectors to properly inspect residential dwellings and
7 commercial buildings for compliance with the standards and
8 requirements under article 22 of chapter 431, relating to loss
9 mitigation and wind resistive devices."

10 SECTION 2. Section 431:22-104, Hawaii Revised Statutes, is
11 amended:

12 1. By amending subsection (a) to read as follows:

13 "(a) Subject to the availability of funds and the
14 standards in this article, grants for wind resistive devices
15 shall be awarded by the commissioner:

16 (1) That reimburse thirty-five per cent of costs incurred
17 for the wind resistive devices and their installation,
18 up to a maximum total reimbursement of [~~\$2,100~~]



1 \$15,000 per single or multi-family residential
2 dwelling;

3 (2) That reimburse thirty-five per cent of costs incurred
4 for the wind resistive devises and their installation
5 in a commercial building; and

6 [~~2~~] (3) On a first-come, first-served basis, as
7 determined by the commissioner[~~;~~ and

8 ~~(3) For a wind resistive device or devices installed in a~~
9 ~~single or multi-family residential dwelling]."~~

10 2. By amending subsection (c) to read as follows:

11 "(c) In addition, a grant may be made to an applicant only
12 if the applicant:

13 (1) Has met the descriptions, specifications, guidelines,
14 and requirements established by the commissioner for
15 the grant program;

16 (2) Has filed a completed application form, as determined
17 solely by the commissioner, together with all
18 supporting documentation required by the commissioner;

19 (3) Has, in the case of a building with multiple
20 dwellings, filed together completed grant applications
21 for all dwellings in the building, for installation of
22 wind resistive devices indicated in section



1 431:22-104(b) (1), (2), and (4); provided that this
2 requirement does not apply to section
3 431:22-104(b) (3);

4 (4) Has installed a wind resistive device or devices
5 including residential safe room designs that meet the
6 standards established by the state department of
7 defense and that have been designated and approved by
8 the commissioner;

9 (5) Has fully paid, prior to applying for the grant, the
10 cost of the wind resistive device or devices, as well
11 as the installation costs for which the grant is
12 sought. The grant shall be used to reimburse only
13 these costs or a portion thereof;

14 (6) Has [~~hired an inspector, determined by the~~
15 ~~commissioner to be qualified in accordance with the~~
16 ~~requirements of the commissioner, who has verified in~~
17 ~~writing]~~ acquired from the manufacturer or dealer of
18 the wind resistive device or devices, a written
19 verification that the installation of the wind
20 resistive device or devices is complete and is in
21 compliance with the grant program specifications,
22 guidelines, and requirements, as determined by the



1 commissioner[+], or has had the installation of the
 2 wind resistive device or devices inspected by a county
 3 building inspector;

4 (7) Has installed the wind resistive device or devices
 5 after July 1, 2002;

6 (8) Has provided any other information deemed necessary by
 7 the commissioner; and

8 (9) Has met all additional requirements needed to
 9 implement the grant program as determined by the
 10 commissioner."

11 SECTION 3. Statutory material to be repealed is bracketed
 12 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:

J. Alan Galt
Ronny H. Paul

Bob Hegue
Ann M. Slon
Shanne Chun Oakland
Norman Sakomfe
Ray L. Hearn
Joe D. Jones
Will Evans



Report Title:

Loss Mitigation; Wind Resistive Devices

Description:

Increases the ceiling on state grants for installing wind resistive devices, allows an inspection by a county inspector or the manufacturer or dealer of wind resistive devices, and expands the scope of the law to include commercial buildings.

