
A BILL FOR AN ACT

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.

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

1 SECTION 1. Development by the government is often viewed
2 as a way to stimulate the economy during economic recessions or
3 depressions. The economic effects of construction projects are
4 widespread, as they create other types of jobs to support the
5 construction industry.

6 The department of Hawaiian home lands is a state agency
7 that has the ability to create construction projects in
8 residential and commercial markets. Specifically, there are
9 areas that the department has identified as areas of commercial
10 growth. The legislature finds that it is in the best interest
11 of the State to attract and secure private sector commercial
12 development projects to these areas. These developments would
13 support the department's homesteading programs, benefit the
14 increasing population base in the area of the commercial
15 development by creating additional jobs, and create residential
16 communities surrounding the commercial development.

17 The legislature declares that providing the department of
18 Hawaiian home lands with the authority to issue long term



1 commercial leases pursuant to this Act is in the interest of the
2 Hawaiian home lands trust fund and the public. The purpose of
3 this Act is to grant the department of Hawaiian home lands the
4 authority to negotiate and extend commercial leases for
5 aggregate lease terms of up to ninety-nine years.

6 SECTION 2. Title 2 of the Hawaiian Homes Commission Act of
7 1920, as amended, is amended by adding a new section to be
8 appropriately designated and to read as follows:

9 "§ ____ . Leases for commercial development. The department
10 of Hawaiian home lands may negotiate lease terms, including
11 initial lease terms and any extensions, of up to ninety-nine
12 years for commercial development projects that have or shall be
13 developed pursuant to a land disposition authorized under
14 section 204(a)(2), Hawaiian Homes Commission Act of 1920, as
15 amended, or a project developer agreement authorized under
16 section 220.5, Hawaiian Homes Commission Act of 1920, as
17 amended."

18 SECTION 3. The provisions of the amendments made by this
19 Act to the Hawaiian Homes Commission Act, 1920, as amended, are
20 declared to be severable, and if any section, sentence, clause,
21 or phrase, or the application thereof to any person or
22 circumstances is held ineffective because there is a requirement



1 of having the consent of the United States to take effect, then
2 that portion only shall take effect upon the granting of consent
3 by the United States and effectiveness of the remainder of these
4 amendments or the application thereof shall not be affected.

5 SECTION 4. New statutory material is underscored.

6 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:

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By [Signature]

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JAN 26 2009



Report Title:

Hawaiian Homes Commission Act

Description:

Authorizes the department of Hawaiian home lands to issue long term commercial leases.

