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## A BILL FOR AN ACT

RELATING TO HOUSING.

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

1           SECTION 1. The legislature finds that in spite of efforts  
2 by governments and nonprofit organizations to provide overnight  
3 shelter to homeless people, many do not use homeless shelters  
4 because of their inability to conform to shelter rules, mental  
5 illness, drug addiction, or other reasons.

6           The purpose of this measure is to establish a special fund  
7 to create new parks or the designation of existing parks for use  
8 by the homeless. In spite of several homeless shelters having  
9 been built, there are still a lot of homeless people who sleep  
10 in public parks, along sidewalks, and other similar areas, which  
11 creates a concern for our vital visitor industry.

12           These homeless people apparently cannot be accommodated in  
13 shelters because their lifestyles conflict with shelter rules.  
14 The purpose of this Act is to provide an area where homeless  
15 people may set up tents at night and certain basic conveniences  
16 will be provided.



1 SECTION 2. Chapter 356D, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4 "PART . PARKS FOR HOMELESS IMPACT FEE.

5 "§356D-A Parks for homeless special fund. (a) There is  
6 established in the state treasury, the parks for homeless  
7 special fund to be administered by the authority into which  
8 shall be deposited transfers of county impact fees assess under  
9 part VIII of chapter 46 and this part for the purposes of this  
10 part.

11 (b) Moneys in the parks for homeless special fund shall be  
12 used to establish new parks or designate existing parks for  
13 their maintenance and use by homeless persons. The parks for  
14 homeless people shall:

- 15 (1) Provide pavilions with open walls and shelter over  
16 head;
- 17 (2) Showers and toilets;
- 18 (3) Potable water;
- 19 (4) Coin-operated clothes washing machines and clothes  
20 drying machines;
- 21 (5) Allow camping at night only; and



1           (6) Allow homeless people to bring in a limited amount of  
2                   possessions and a maximum of one pet.

3           §356D-B Authority to assess impact fee. (a) In addition  
4 to any other impact fee that may apply, the counties are  
5 directed to assess, impose, levy, collect, and transfer to the  
6 authority impact fees for any development pursuant to ordinances  
7 adopted under section 46-142 and this part, and the authority is  
8 authorized to receive those funds for deposit into the parks for  
9 homeless special fund.

10           (b) This assessment of impact fees shall be in the amount  
11 of five per cent of the cost of the development and shall not  
12 apply to the development of housing units, single, duplex, or  
13 multi-family, that are priced under \$700,000.

14           §356D-C Refund of impact fees. Upon the request of the  
15 county, the department shall refund any impact fees transferred  
16 to the parks for homeless special fund that have not been  
17 expended or encumbered for the purposes of this part within six  
18 years after the collection under part VIII of chapter 46."

19           SECTION 3. This Act does not affect rights and duties that  
20 matured, penalties that were incurred, and proceedings that were  
21 begun before its effective date.



1 SECTION 4. This Act shall apply to any grading or building  
2 permit issued after its effective date.

3 SECTION 5. This Act shall take effect upon its approval.  
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INTRODUCED BY:

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**Report Title:**

Housing; Homeless Parks; Special Fund

**Description:**

Establishes a surcharge for the application of a building permit for a residence with a valuation in excess of \$700,000 to be deposited into a parks for homeless special fund to develop homeless parks.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

