



GOV. MSG. NO. **1193**

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

June 9, 2011

The Honorable Shan Tsutsui, President
and Members of the Senate
Twenty-Sixth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Calvin Say, Speaker
and Members of the House
Twenty-Sixth State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on June 9, 2011, the following bill was signed into law:

SB1394 SD1 HD1 CD1

RELATING TO HAWAII PUBLIC HOUSING
AUTHORITY
Act 090 (11)

Sincerely,

NEIL ABERCROMBIE
Governor, State of Hawaii

A BILL FOR AN ACT

RELATING TO HAWAII PUBLIC HOUSING AUTHORITY.

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

1 SECTION 1. Section 356D-11, Hawaii Revised Statutes, is
2 amended to read as follows:
3 " ~~[+] §356D-11 [±]~~ Development of property. (a) The
4 authority, in its own behalf or on behalf of any government,
5 may:
6 (1) Clear, improve, and rehabilitate property; and
7 (2) Plan, develop, construct, and finance public housing
8 projects.
9 (b) The authority may develop public land in an
10 agricultural district subject to the prior approval of the land
11 use commission when developing lands greater than five acres in
12 size, and public land in a conservation district subject to the
13 prior approval of the board of land and natural resources. The
14 authority shall not develop state monuments, historical sites,
15 or parks. When the authority proposes to develop public land,
16 it shall file with the department of land and natural resources
17 a petition setting forth such purpose. The petition shall be



1 conclusive proof that the intended use is a public use superior
2 to that to which the land had been appropriated.

3 (c) The authority may develop or assist in the development
4 of federal lands with the approval of appropriate federal
5 authorities.

6 (d) The authority shall not develop any public land where
7 the development may endanger the receipt of any federal grant,
8 impair the eligibility of any government agency for a federal
9 grant, prevent the participation of the federal government in
10 any government program, or impair any covenant between the
11 government and the holder of any bond issued by the government.

12 (e) The authority may contract or sponsor with any county,
13 housing authority, or person, subject to the availability of
14 funds, an experimental or demonstration housing project designed
15 to meet the needs of elders, disabled, displaced or homeless
16 persons, low- and moderate-income persons, government employees,
17 teachers, or university and college students and faculty.

18 (f) The authority may enter into contracts with eligible
19 developers to develop public housing projects in exchange for
20 mixed use development rights. Eligibility of a developer for an
21 exchange pursuant to this subsection shall be determined



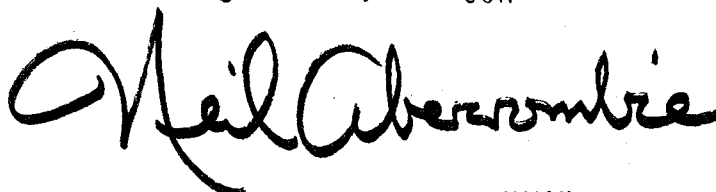
1 pursuant to rules adopted by the authority in accordance with
2 chapter 91.

3 As used in this subsection, "mixed use development rights"
4 means the right to develop a portion of a public housing project
5 for commercial use."

6 SECTION 2. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 3. This Act shall take effect on July 1, 2011.

APPROVED this 9 day of JUN, 2011



GOVERNOR OF THE STATE OF HAWAII