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# A BILL FOR AN ACT

RELATING TO THE LAND USE COMMISSION.

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

1           SECTION 1. Chapter 205, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§205-       Conflict of interest. (a) Notwithstanding any  
5 provision of law to the contrary, if any member of the land use  
6 commission has had material personal involvement with a parcel  
7 of land that is the subject of action to be taken by the  
8 commission, the member shall disclose the nature of the material  
9 personal involvement and shall not vote or take any official  
10 action relating to that parcel of land.

11           (b) For the purposes of this section:

12           "Entity" has the same meaning as defined in section 245-1.

13           "Material personal involvement" means:

14           (1) The commissioner has at any time had ownership or  
15 tenancy rights attached to the parcel of land that is  
16 subject to a land use commission proceeding; or



1       (2) The commissioner has a relationship with a person or  
2       entity that controls the parcel of land that is  
3       subject to a land use commission proceeding where:

4       (A) The commissioner is, or has been within the last  
5       three years, an employee other than a benefit  
6       officer of the person or entity or any of the  
7       entity's subsidiaries; or

8       (B) The commissioner is related by blood, marriage,  
9       or adoption to; is a party to a civil union with;  
10      is a reciprocal beneficiary or household member  
11      of; or resides with an officer other than a  
12      benefit officer or director of an entity or any  
13      of its subsidiaries."

14       SECTION 2. This Act does not affect rights and duties that  
15      matured, penalties that were incurred, and proceedings that were  
16      begun before its effective date.

17       SECTION 3. New statutory material is underscored.

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



**Report Title:**

Land Use Commission; Conflict of Interest

**Description:**

Prohibits members of the land use commission from voting on action taken by the commission if there is a conflict of interest. (HB1730 HD1)

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

