

S.B. NO. 2742

JAN 25 2012

A BILL FOR AN ACT

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

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

1 SECTION 1. **Purpose.** There are five voting members
2 representing the authority's Kalaeloa community development
3 district. Two of the five members are the (i) chairperson of
4 the Hawaiian homes commission and (ii) director of the city and
5 county of Honolulu department of planning and permitting.

6 Section 206E-191(c), Hawaii Revised Statutes, does not
7 permit those Kalaeloa members to appoint designated
8 representatives to attend and vote on their behalf in the event
9 that they are unable to attend an authority meeting.

10 Quorum of the authority may be difficult to achieve if
11 those Kalaeloa members are unable to appoint their designated
12 representatives to attend and vote on their behalf in the event
13 that they are unable to attend an authority meeting.

14 The purpose of this bill is to amend section 206E-191(c),
15 Hawaii Revised Statutes, to designate the chairperson of the
16 Hawaiian homes commission, and the director of the city and
17 county of Honolulu department of planning and permitting, or

S.B. NO. 2742

1 their respective designated representatives as ex-officio voting
2 members.

3 SECTION 2. Section 206E-191, Hawaii Revised Statutes, is
4 amended by amending subsection (c) to read as follows:

5 "(c) Five additional voting members shall, except as
6 otherwise provided in this subsection, be appointed to the
7 authority by the governor to represent the Kalaeloa community
8 development district. These members shall be considered in
9 determining quorum and majority only on issues relating to the
10 Kalaeloa community development district, and may vote only on
11 issues relating to the Kalaeloa community development district.
12 These members shall consist of:

13 (1) The chairperson of the Hawaiian homes commission[+] or
14 the chairperson's designated representative who shall
15 serve as an ex-officio, voting member;

16 (2) The director of the city and county of Honolulu
17 department of planning and permitting[+] or the
18 director's designated representative who shall serve
19 as an ex-officio, voting member;

20 (3) Two members representing the surrounding community

S.B. NO. 2742

1 for a term pursuant to section 26-34, one of which
2 shall be selected by the mayor of the city and county
3 of Honolulu; and

4 (4) One member who is a Hawaiian cultural specialist."

5 SECTION 3. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

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

8

9

10

INTRODUCED BY: 

11

BY REQUEST

12

S.B. NO. 2742

Report Title:

Hawaii Community Development Authority

Description:

Amends section 206E-191, Hawaii Revised Statutes, to permit the Hawaii Community Development Authority's Kalaeloa Community Development District ex-officio members to designate a representative with voting powers in the event they are unable to attend an authority meeting.

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

JUSTIFICATION SHEET

DEPARTMENT: Business, Economic Development, and Tourism

TITLE: A BILL FOR AN ACT RELATING TO THE HAWAII
COMMUNITY DEVELOPMENT AUTHORITY.

PURPOSE: Permit the Authority's Kalaeloa Community
Development District ex-officio members to
designate a representative with voting-
powers at an authority meeting.

MEANS: Amend section 206E-191(c), Hawaii Revised
Statutes.

JUSTIFICATION: Currently, section 206E-191 does not provide
specific authorization to the Chairperson of
the Hawaiian Homes Commission of the
Department of Hawaiian Home Lands and the
Director of the City and County of Honolulu
Department of Planning and Permitting to
designate a person with voting powers to
attend an Authority meeting on his/her
behalf. The statute should be amended to
permit such designation with voting powers
to be in congruence with the abilities of
the Kakaako Community Development District
ex-officio members to do the same.

Impact on the public: This amendment will
allow the Authority greater flexibility in
achieving quorum for its Authority meetings
when it is tasked with making decisions on
matters affecting the Kalaeloa Community
Development District.

Impact on the department and other agencies:
This amendment will provide the Department
of Hawaiian Home Lands and the City
Department of Planning and Permitting the
option to assign a designee to attend the
Authority meeting and have voting powers in
order to ensure representation and
participation of these agencies.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM
DESIGNATION: BED-150.

OTHER AFFECTED
AGENCIES: Department of Hawaiian Home Lands, City
Department of Planning and Permitting.

EFFECTIVE DATE: Upon approval.