
A BILL FOR AN ACT

RELATING TO ADMINISTRATIVE PROCEDURE.

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

1 SECTION 1. Section 91-13.5, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Unless otherwise provided by law, an agency shall
4 adopt rules that specify a maximum time period to grant or deny
5 a business or development-related permit, license, or approval;
6 provided that ~~[the]~~:

7 (1) The application is not subject to state administered
8 permit programs delegated, authorized, or approved
9 under federal law[-]; and

10 (2) If a county agency has adopted rules pursuant to this
11 section to specify a maximum time period to grant or
12 deny a business or development-related permit,
13 license, or approval, all agencies, including state
14 agencies, shall comply with the maximum time period
15 established by those rules to grant or deny that
16 business or development-related permit, license, or
17 approval; provided that if a county agency has not
18 adopted such rules and a state law specifies a maximum



1 time period for granting or denying a state permit,
2 the time period under state law shall prevail."

3 SECTION 2. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun before its effective date.

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 Statutory material to be repealed is bracketed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

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

9



Report Title:

Administrative Procedures; Time Period to Review Applications
for County Permits

Description:

Requires state agencies to comply with county rules to grant or deny permit applications for development-related permits within a specified time as contained in county rule; provided that if a county agency has not adopted such a rule and a state law specifies a maximum time period for granting or denying a state permit, the time period under state law shall prevail. (SD1)

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