
A BILL FOR AN ACT

RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.

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

PART I

1
2 SECTION 1. Section 356D-4, Hawaii Revised Statutes, is
3 amended by amending subsection (a) to read as follows:

4 "(a) The authority may:

5 (1) Sue and be sued;

6 (2) Have a seal and alter the same at pleasure;

7 (3) Make and execute contracts and other instruments

8 necessary or convenient to the exercise of its powers;

9 [and]

10 (4) Adopt bylaws and rules in accordance with chapter 91

11 for its organization, internal management, and to

12 carry into effect its purposes, powers, and

13 programs [-];

14 (5) Sell, lease, rent, hold, maintain, use, and operate

15 any property, real, personal, or mixed, tangible or

16 intangible, in support of its purposes, powers, and

17 programs; provided that the sale of real property

18 shall be subject to legislative approval;



1 (6) Receive by gift, grant, devise, bequest, or otherwise
2 from any source, any property, real, personal, or
3 mixed, intangible or tangible, absolutely or in trust,
4 to be used and disposed of, either the principal or
5 the income thereof, for the benefit only of the
6 residents assisted by its programs; provided that no
7 gift to the authority that has an estimated value of
8 \$1,000 or more shall be accepted unless approved or
9 confirmed by the board; and

10 (7) Engage the services of volunteers as deemed
11 appropriate by the authority without regard to chapter
12 76, 89, 90, 103, or 103D."

PART II

14 SECTION 2. Section 356D-31, Hawaii Revised Statutes, is
15 amended by amending its title and subsection (a) to read as
16 follows:

17 "**[+]§356D-31[+]** **Rentals and tenant selection.** (a) In the
18 operation or management of federal public housing projects, the
19 authority (acting directly or by an agent or agents) at all
20 times shall observe the following duties with respect to rentals
21 and tenant selection:



1 (1) It may establish maximum limits of annual net income
2 for tenant selection in any public housing project,
3 less such exemptions as may be authorized by federal
4 regulations pertaining to public housing. The
5 authority may agree to conditions as to tenant
6 eligibility or preference required by the federal
7 government pursuant to federal law in any contract for
8 financial assistance with the authority; provided that
9 not less than fifty per cent of available units shall
10 be for applicants without preference and up to fifty
11 per cent of available units shall be for applicants
12 with preference;

13 (2) It may rent or lease the dwelling units therein only
14 at rentals within the financial reach of persons who
15 lack the amount of income that it determines to be
16 necessary to obtain safe, sanitary, and uncongested
17 dwelling accommodations within the area of operation
18 of the authority and to provide an adequate standard
19 of living; and

20 (3) It may rent or lease to a tenant a dwelling consisting
21 of the number of rooms (but no greater number) that it
22 deems necessary to provide safe and sanitary



1 accommodations to the proposed occupants thereof,
2 without overcrowding."

3 SECTION 3. Section 356D-42, Hawaii Revised Statutes, is
4 amended to read as follows:

5 "[+]§356D-42[+] **Housing; tenant selection.** Subject to the
6 following limitations and preferences, the authority shall
7 select tenants upon the basis of those in greatest need for the
8 particular housing. The authority may limit the tenants of any
9 state low-income housing project to classes of persons when
10 required by federal law or regulation as a term or condition of
11 obtaining assistance from the federal government [-]; provided
12 that not less than fifty per cent of available units shall be
13 for applicants without preference and up to fifty per cent of
14 available units shall be for applicants with preference. Within
15 the priorities established by the authority recognizing need,
16 veterans with a permanent disability of ten per cent or more as
17 certified by the United States Department of Veterans Affairs,
18 the dependent parents of the veteran, and the deceased veteran's
19 widow shall be given first preference."

20 **PART III**

21 SECTION 4. Statutory material to be repealed is bracketed
22 and stricken. New statutory material is underscored.



1 SECTION 5. This Act shall take effect on July 1, 2013.



Report Title:

Hawaii Public Housing Authority; General Powers

Description:

Authorizes Hawaii Public Housing Authority to receive, use, and dispose of property and sell real property subject to legislative approval; receive gifted property to benefit public housing residents; and use volunteer services. Directs the Hawaii Public Housing Authority to make available not less than fifty per cent of available federal and state low-income housing units for applicants without preference and up to fifty per cent of available federal and state low-income housing units for applicants with preference. (CD1)

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