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# A BILL FOR AN ACT

RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS.

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

1           SECTION 1. Section 46-15.1, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:  
3           "(b) Each county shall issue affordable housing credits to  
4 the department of Hawaiian home lands with respect to existing  
5 and future Hawaiian home lands projects upon a request for  
6 [~~such~~] credits by the department of Hawaiian home lands. The  
7 credits shall be transferable and shall be issued on a one-unit  
8 for one-unit basis. Credits shall be issued for each single-  
9 family residence, multi-family unit, other residential unit, or  
10 if allowed under the county's affordable housing programs,  
11 vacant lot, developed by the department of Hawaiian home lands.  
12 The credits may be applied county-wide within the same county in  
13 which the credits were earned to satisfy affordable housing  
14 obligations imposed by the county on [~~market-priced~~] market-  
15 priced residential and non-residential developments. County-  
16 wide or project-specific requirements for the location of  
17 affordable housing units; housing class; use, or type;  
18 construction time; or other county requirements for affordable



1 housing units shall not impair, restrict, or condition the  
2 county's obligation to apply the credits in full satisfaction of  
3 all county requirements, whether by rule, ordinance, or  
4 particular zoning conditions of a project.

5 For purposes of this section, "affordable housing  
6 obligation" means the requirement imposed by a county,  
7 regardless of the date of its enactment, to develop vacant lots,  
8 single-family residences, multi-family residences, or any other  
9 type of residence for sale or rent to individuals within a  
10 specified income range."

11 SECTION 2. Act 141, Session Laws of Hawaii 2009, is  
12 amended by amending section 3 to read as follows:

13 "SECTION 3. This Act shall take effect on July 1, 2009[~~7~~  
14 ~~provided that on June 30, 2015, this Act shall be repealed and~~  
15 ~~section 46-15.1, Hawaii Revised Statutes, shall be reenacted in~~  
16 ~~the form in which it read on the day before the approval of this~~  
17 ~~Act]."~~

18 SECTION 3. Act 98, Session Laws of Hawaii 2012, is amended  
19 by amending section 3 to read as follows:

20 "SECTION 3. This Act shall take effect upon its approval[~~7~~  
21 ~~and shall be repealed on June 30, 2015; provided that section~~



1 ~~46-15.1(b), Hawaii Revised Statutes, shall be reenacted pursuant~~  
2 ~~to section 3 of Act 141, Session Laws of Hawaii 2009]."~~

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

5 SECTION 5. This Act shall take effect on July 1, 2050.



**Report Title:**

Hawaiian Home Lands; Affordable Housing Credits

**Description:**

Makes permanent Act 141, Sessions Laws of Hawaii 2009, which requires the county to issue affordable housing credits to DHHL. Makes permanent Act 98, Session Laws of Hawaii 2012, which requires the counties to issue affordable housing credits for each residential unit developed by DHHL. Allows credits to satisfy affordable housing obligations imposed by the county, regardless of the date of enactment thereof. Effective 7/1/2050. (SD2)

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

