

JAN 22 2016

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# A BILL FOR AN ACT

RELATING TO HOUSING.

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

1           SECTION 1. Chapter 356D, Hawaii Revised Statutes, is  
2 amended by adding a new section to part III to be appropriately  
3 designated and to read as follows:

4           "§356D- State low-income housing restrictions. (a) The  
5 authority shall ensure that housing units within a state low-  
6 income housing project are not being passed along from one  
7 tenant to another individual and that tenant selection occurs  
8 pursuant to section 356D-42.

9           (b) The authority shall adopt rules pursuant to chapter 91  
10 to carry out the purposes of this section.

11           (c) This section shall not apply to federal public housing  
12 projects."

13           SECTION 2. Section 356D-42, Hawaii Revised Statutes, is  
14 amended by amending subsection (a) to read as follows:

15           "(a) The authority shall select tenants upon the basis of  
16 those in greatest need for the particular housing, subject to  
17 the following limitations and preferences:



- 1           (1) The authority may limit the tenants of any state low-  
2           income housing project to classes of persons when  
3           required by federal law or regulation as a term or  
4           condition of obtaining assistance from the federal  
5           government; provided that not less than fifty per cent  
6           of available units shall be for applicants without  
7           preference and up to fifty per cent of available units  
8           shall be for applicants with preference;
- 9           (2) Within the priorities established by the authority  
10          recognizing need, veterans with a permanent disability  
11          of ten per cent or more, as certified by the United  
12          States Department of Veterans Affairs, and their  
13          dependent parents, if any. The deceased veteran's  
14          widow or widower shall be given first preference.  
15          Parents of veterans shall not use the veteran status  
16          of their adult child as a basis for preference; [and]
- 17          (3) Subject to any limitations set by federal law or  
18          regulation, the authority shall not select as a  
19          tenant, and may terminate the tenancy of, any person  
20          if the person or any household member owns or acquires  
21          a home within the State[-];



1       (4) Except as required by federal law or regulation, the  
2       authority shall not select any applicant, except an  
3       elder as defined in section 356D-1, as a tenant for  
4       more than seven consecutive years; and

5       (5) The authority shall require tenants of state low-  
6       income housing projects who are unemployed or not  
7       enrolled in at least ten hours of classes per week to  
8       perform at least twenty hours of community service per  
9       week in order to remain eligible for tenancy."

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

12       SECTION 4. This Act shall take effect on July 1, 2016.

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# S.B. NO. 2509

**Report Title:**

State Low-income Housing; Tenants; Limits; Restrictions

**Description:**

Establishes a seven-year limit on tenants in state low-income housing projects. Prohibits state low-income housing units from being passed along from one individual to another. Requires unemployed tenants who live in state low-income housing to perform community service or enroll in classes.

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