
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 such
6 credits by the department of Hawaiian home lands. The credits
7 shall be transferable and shall be issued on a one-unit for one-
8 unit basis. In the event that credits are transferred by the
9 department of Hawaiian home lands, twenty-five per cent of the
10 revenue from the transfer shall be used by the department of
11 Hawaiian home lands to develop units for rental purposes.

12 Credits shall be issued for each single-family residence, multi-
13 family unit, other residential unit, or if allowed under the
14 county's affordable housing programs, vacant lot, developed by
15 the department of Hawaiian home lands. The credits may be
16 applied county-wide within the same county in which the credits
17 were earned to satisfy affordable housing obligations imposed by
18 the county on [~~market-priced~~] market-priced residential and non-



1 residential developments. County-wide or project-specific
 2 requirements for the location of affordable housing units;
 3 housing class, use, or type; construction time; or other county
 4 requirements for affordable housing units shall not impair,
 5 restrict, or condition the county's obligation to apply the
 6 credits in full satisfaction of all county requirements, whether
 7 by rule, ordinance, or particular zoning conditions of a
 8 project.

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

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

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 18 ~~provided that on June 30, 2015, this Act shall be repealed and~~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



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

3 "SECTION 3. This Act shall take effect upon its approval [7
4 and shall be repealed on June 30, 2015; provided that section
5 46-15.1(b), Hawaii Revised Statutes, shall be reenacted pursuant
6 to section 3 of Act 141, Session Laws of Hawaii 2008]."

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

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

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Report Title:

Affordable Housing Credit; Hawaiian Home Lands

Description:

Makes permanent Act 141, Session Laws of Hawaii 2009, which requires the counties 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. Requires that 25% of revenues from any transfer of credits be expended by DHHL for the development of rental units. Effective date June 1, 2050.
(SD1)

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

