
A BILL FOR AN ACT

RELATING TO SCHOOL IMPACT FEES.

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

1	SECTION 1. Section 302A-1603, Hawaii Revised Statutes, is		
2	amended to read as follows:		
3	"§302A-1603 Applicability and exemptions. (a) Except as		
4	provided in subsection (b), any person who seeks to develop a		
5	new residential development within a designated school impact		
6	district requiring:		
7	(1) A county subdivision approval;		
8	(2) A county building permit; or		
9	(3) A condominium property regime approval for the		
10	project,		
11	shall be required to fulfill the land component impact fee or		
12	fee in lieu requirement and construction cost component impact		
13	fee requirement of the department[, including all government		
14	housing projects and projects processed pursuant to sections 46-		
15	15.1 and 201H-38].		

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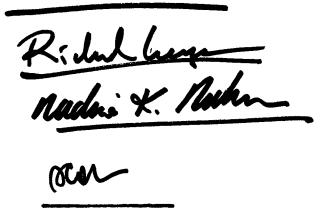
(b) The following shall be exempt from this section:

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2		children, with the necessary covenants or declarations	
3		of restrictions recorded on the property;	
4	(2)	Any form of housing that is or will be paying the	
5		transient accommodations tax under chapter 237D;	
6	(3)	All nonresidential development; [and]	
7	(4)	Any development with an executed education	
8		contribution agreement or other like document with the	
9		department for the contribution of school sites or	
10		payment of fees for school land or school	
11		construction[+]; and	
12	(5)	Government housing projects and projects processed	
13		pursuant to sections 46-15.1 and 201H-38."	
14	SECT	ION 2. Statutory material to be repealed is bracketed	
15	and stric	ken. New statutory material is underscored.	
16	SECTION 3. This Act shall take effect upon its approval.		
17		INTRODUCED BY: Mile E. Loven	
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(1) Any form of housing permanently excluding school-aged



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Report Title:

Affordable Housing; School Impact Fees; Exemptions; HHFDC; Counties

Description:

Exempts affordable housing projects developed or financed by HHFDC or a county from school impact fees.

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