
A BILL FOR AN ACT

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO
ASSIST E OLA MAU NA LEO O KEKAHA.

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

1 SECTION 1. The legislature finds that E Ola Mau Na Leo O
2 Kekaha proposes to obtain, remediate, and develop the old Kekaha
3 Sugar Mill from Kekaha MS, LLC, in Kekaha, Kauai, Hawaii,
4 through its subsidiary Kekaha Community Development Corporation,
5 to create, among other things, a smart farming enterprise,
6 tourist and cultural center, community sunshine market,
7 community greenhouse, and community manufacturing and incubator
8 facility. Acquiring, remediating, and developing the property
9 to provide various services will address community and island-
10 wide issues relating to the preservation of a historic cultural
11 site, preservation of important agricultural endeavors, and
12 development and creation of diverse economic drivers on the west
13 side of Kauai that have significantly diminished in recent years
14 due to the closing of the Kekaha Sugar Mill.

15 The legislature additionally finds and declares that the
16 proposed acquisition, remediation, and development of the Kekaha
17 Sugar Mill through the issuance of special purpose revenue bonds



1 under this Act is in the public interest and will further public
2 health, safety, and general welfare.

3 The purpose of this Act is to authorize the issuance of
4 special purpose revenue bonds to assist E Ola Mau Na Leo O
5 Kekaha, with the financing, acquisition, remediation,
6 construction, and development of the old Kekaha Sugar Mill
7 through its subsidiary, Kekaha Community Development
8 Corporation.

9 SECTION 2. Pursuant to part V, chapter 39A, Hawaii Revised
10 Statutes, the department of budget and finance, with the
11 approval of the governor, is authorized to issue special purpose
12 revenue bonds in a total amount not to exceed \$10,000,000 in one
13 or more series, for the purpose of assisting E Ola Mau Na Leo O
14 Kekaha, a Hawaii domestic 501(c)(3) entity, in acquiring,
15 remediating, and developing the aforementioned project. The
16 legislature hereby finds and determines that E Ola Mau Na Leo O
17 Kekaha's financing, acquisition, remediation, construction, and
18 development of this project constitutes projects as defined in
19 part V, chapter 39A, Hawaii Revised Statutes, and the financing
20 thereof will provide assistance to an industrial enterprise.



1 SECTION 3. The special purpose revenue bonds and the
2 refunding special purpose revenue bonds issued under this Act
3 shall be issued pursuant to part V, chapter 39A, Hawaii Revised
4 Statutes, relating to the power to issue special purpose revenue
5 bonds to assist industrial enterprises.

6 SECTION 4. The department of budget and finance is
7 authorized, from time to time, including times subsequent to
8 June 30, 2024, to issue special purpose revenue bonds in
9 whatever principal amounts the department shall determine to be
10 necessary to refund the special purpose revenue bonds authorized
11 in section 2 and to refund special purpose revenue bonds
12 authorized in this section, regardless of whether the
13 outstanding special purpose revenue bonds or refunding special
14 purpose revenue bonds have matured or are the subject of
15 redemption or whether the refunding special purpose revenue
16 bonds shall be bonds for the multi-project programs described in
17 section 2. In making this determination, the department shall
18 comply with federal law relating to the exemption from federal
19 income taxation of the interest on bonds of the nature
20 authorized by this section.



1 SECTION 5. The authorization to issue special purpose
2 revenue bonds under this Act shall lapse on June 30, 2024.

3 SECTION 6. This Act shall take effect on July 1, 2019.



Report Title:

Special Purpose Revenue Bonds; E Ola Mau Na Leo O Kekaha; Kekaha Sugar Mill

Description:

Authorizes the issuance of special purpose revenue bonds (SPRB) to assist E Ola Mau Na Leo O Kekaha with the acquisition, remediation, and development of the old Kekaha Sugar Mill in Kekaha, Kauai, Hawaii. (HB1413 CD1)

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