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# A BILL FOR AN ACT

RELATING TO COUNTIES.

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

1       SECTION 1. The legislature finds that lands utilized by  
2 the department of Hawaiian home lands to provide housing for  
3 native Hawaiians are offered at affordable rates when compared  
4 to similar housing available in Hawaii.

5       The purpose of this Act is to require counties to provide  
6 for the maintenance of infrastructure for any housing  
7 development for the department of Hawaiian home lands within a  
8 specified time and under certain conditions.

9       SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended  
10 by adding to a new section to part I to be appropriately  
11 designated and to read as follows:

12       "§46-       Infrastructure maintenance; housing development  
13 for the department of Hawaiian home lands. (a) Notwithstanding  
14 any other provision to the contrary, infrastructure for any  
15 housing development for the department of Hawaiian home lands  
16 shall be maintained by the county in which the housing  
17 development is located commencing sixty days after the receipt



1 by the appropriate county council of a completed application for  
2 maintenance request; provided that:

3       (1) Applicable meter and connection fees and utility costs

4       relating to the infrastructure have been paid;

5       (2) The infrastructure conforms to applicable county

6       standards in effect at the time of construction;

7       (3) The completion of the improvements of the

8       infrastructure is granted approval by the county,

9       along with concurrence by the state historic

10       preservation division for any permitted action

11       requiring historic preservation review; and

12       (4) The sixty day timeline may be tolled for the time

13       necessary to implement actions to mitigate impacts to

14       historic properties from the infrastructure

15       maintenance action.

16       (b) For the purposes of this section, "infrastructure"

17 includes waterlines and appurtenances; storm drainage, including

18 catch basin; sewer lines and appurtenances; waste disposal and

19 waste treatment systems; roadway improvements, including

20 pavement; gutters; curbing; sidewalks; street trees; and street

21 lighting that connect to county infrastructure."



1 SECTION 3. New statutory material is underscored.

2 SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Counties; Department of Hawaiian Home Lands; Infrastructure

**Description:**

Gives counties jurisdiction over the infrastructure of the Department of Hawaiian Home Lands housing developments in their boundaries under specific conditions. Requires counties, under specific conditions, to commence maintenance on that certain infrastructure within sixty days, subject to tolling to comply with certain other laws. (SD1)

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

