

JAN 19 2024

A BILL FOR AN ACT

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

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

1 SECTION 1. The legislature finds that the Hawaii community
2 development authority is tasked with promoting and coordinating
3 public and private sector community development and to plan for
4 the development of underutilized areas of Hawaii.

5 The purpose of this Act is to add the chairperson of the
6 Hawaiian homes commission or the chairperson's designee to the
7 Hawaii community development authority.

8 SECTION 2. Section 206E-3, Hawaii Revised Statutes, is
9 amended by amending subsection (b) to read as follows:

10 "(b) The authority shall consist of the director of
11 finance or the director's designee; the director of
12 transportation or the director's designee; the director of
13 business, economic development, and tourism or the director's
14 designee; the chairperson of the board of land and natural
15 resources; the chairperson of the Hawaiian homes commission or
16 the chairperson's designee; the director of planning or planning
17 and permitting of each county in which a community development



1 district is located or the director's designee; a cultural
2 specialist; an at-large member nominated by the president of the
3 senate; an at-large member nominated by the speaker of the house
4 of representatives; two representatives of the Heeia community
5 development district, comprising one resident of that district
6 or the Koolaupoko district, which consists of sections 1 through
7 9 of zone 4 of the first tax map key division, and one owner of
8 a small business or one officer or director of a nonprofit
9 organization in the Heeia community development district or
10 Koolaupoko district; two representatives of the Kalaeloa
11 community development district, comprising one resident of the
12 Ewa zone (zone 9, sections 1 through 2) or the Waianae zone
13 (zone 8, sections 1 through 9) of the first tax map key
14 division, and one owner of a small business or one officer or
15 director of a nonprofit organization in the Ewa or Waianae zone;
16 two representatives of the Kakaako community development
17 district, comprising one resident of the district and one owner
18 of a small business or one officer or director of a nonprofit
19 organization in the district; and two representatives of the
20 Pulehunui community development district, consisting of one
21 resident of the island of Maui, and one owner of a small



1 business or one officer or director of a nonprofit organization
2 on the island of Maui.

3 All members except the director of finance, director of
4 transportation, county directors of planning or planning and
5 permitting, director of business, economic development, and
6 tourism, chairperson of the board of land and natural resources,
7 chairperson of the Hawaiian homes commission, or their
8 respective designees shall be appointed by the governor pursuant
9 to section 26-34. The two at-large members nominated by the
10 president of the senate and speaker of the house of
11 representatives shall each be invited to serve and appointed by
12 the governor from a list of three nominees submitted for each
13 position by the nominating authority specified in this
14 subsection.

15 The president of the senate and the speaker of the house of
16 representatives shall each submit a list of six nominees for
17 each district to the governor to fill the two district
18 representative positions for each community development
19 district. For each community development district, the governor
20 shall appoint one member from a list of nominees submitted by
21 the president of the senate and one member from a list of



1 nominees submitted by the speaker of the house of
2 representatives, and of the two appointees, one shall meet the
3 district residency requirement and one shall meet the district
4 small business owner or nonprofit organization officer or
5 director requirement.

6 The authority shall be organized and shall exercise
7 jurisdiction as follows:

8 (1) For matters affecting the Heeia community development
9 district, the following members shall be considered in
10 determining quorum and majority and shall be eligible
11 to vote:

12 (A) The director of finance or the director's
13 designee;

14 (B) The director of transportation or the director's
15 designee;

16 (C) The director of business, economic development,
17 and tourism or the director's designee;

18 (D) The director of planning and permitting for the
19 county in which the Heeia community development
20 district is located or the director's designee;



1 (E) The chairperson of the Hawaiian homes commission
2 or the chairperson's designee;

3 [~~(E)~~] (F) The cultural specialist;

4 [~~(F)~~] (G) The two at-large members; and

5 [~~(G)~~] (H) The two representatives of the Heeia
6 community development district;

7 (2) For matters affecting the Kalaeloa community
8 development district, the following members shall be
9 considered in determining quorum and majority and
10 shall be eligible to vote:

11 (A) The director of finance or the director's
12 designee;

13 (B) The director of transportation or the director's
14 designee;

15 (C) The director of business, economic development,
16 and tourism or the director's designee;

17 (D) The director of planning and permitting for the
18 county in which the Kalaeloa community
19 development district is located or the director's
20 designee;



1 (E) The chairperson of the Hawaiian homes commission
2 or the chairperson's designee;

3 [~~(E)~~] (F) The cultural specialist;

4 [~~(F)~~] (G) The two at-large members; and

5 [~~(G)~~] (H) The two representatives of the Kalaeloa
6 community development district;

7 (3) For matters affecting the Kakaako community
8 development district, the following members shall be
9 considered in determining quorum and majority and
10 shall be eligible to vote:

11 (A) The director of finance or the director's
12 designee;

13 (B) The director of transportation or the director's
14 designee;

15 (C) The director of business, economic development,
16 and tourism or the director's designee;

17 (D) The director of planning and permitting for the
18 county in which the Kakaako community development
19 district is located or the director's designee;

20 (E) The chairperson of the Hawaiian homes commission
21 or the chairperson's designee;



- 1 ~~[-E-]~~ (F) The cultural specialist;
- 2 ~~[-F-]~~ (G) The two at-large members; and
- 3 ~~[-G-]~~ (H) The two representatives of the Kakaako
- 4 community development district; and
- 5 (4) For matters affecting the Pulehunui community
- 6 development district, the following members shall be
- 7 considered in determining quorum and majority and
- 8 shall be eligible to vote:
- 9 (A) The director of finance or the director's
- 10 designee;
- 11 (B) The director of transportation or the director's
- 12 designee;
- 13 (C) The director of business, economic development,
- 14 and tourism or the director's designee;
- 15 (D) The director of planning for the county in which
- 16 the Pulehunui community development district is
- 17 located or the director's designee;
- 18 (E) The chairperson of the board of land and natural
- 19 resources or the chairperson's designee;
- 20 (F) The cultural specialist;
- 21 (G) The two at-large members; and



1 (H) The two representatives of the Pulehunui
2 community development district.

3 ~~[In the event of]~~ If a vacancy~~[r]~~ occurs, a member shall be
4 appointed to fill the vacancy in the same manner as the original
5 appointment within thirty days of the vacancy or within ten days
6 of the senate's rejection of a previous appointment, as
7 applicable.

8 The terms of the director of finance; director of
9 transportation; county directors of planning or planning and
10 permitting; director of business, economic development, and
11 tourism; ~~[and]~~ chairperson of the board of land and natural
12 resources; and chairperson of the Hawaiian homes commission; or
13 their respective designees shall run concurrently with each
14 official's term of office. The terms of the appointed voting
15 members shall be for four years, commencing on July 1 and
16 expiring on June 30. The governor shall provide for staggered
17 terms of the initially appointed voting members so that the
18 initial terms of four members selected by lot shall be for two
19 years, the initial terms of four members selected by lot shall
20 be for three years, and the initial terms of the remaining three
21 members shall be for four years.




1 The governor may remove or suspend for cause any member
2 after due notice and public hearing.

3 Notwithstanding section 92-15, a majority of all eligible
4 voting members as specified in this subsection shall constitute
5 a quorum to do business, and the concurrence of a majority of
6 all eligible voting members as specified in this subsection
7 shall be necessary to make any action of the authority valid.
8 All members shall continue in office until their respective
9 successors have been appointed and qualified. Except as herein
10 provided, no member appointed under this subsection shall be an
11 officer or employee of the State or its political subdivisions.

12 For purposes of this section, "small business" means a
13 business that is independently owned and that is not dominant in
14 its field of operation."

15 SECTION 3. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

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

18
INTRODUCED BY: 

S.B. NO. 2649

Report Title:

HCDA; Membership; HHC

Description:

Adds the Chairperson of the Hawaiian Homes Commission or the Chairperson's designee to the Hawaii Community Development Authority.

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