

# S.B. NO. 1358

JAN 25 2023

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## A BILL FOR AN ACT

RELATING TO SCHOOL IMPACT FEES.

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

1           SECTION 1. The legislature finds that exempting housing  
2 developed by the department of Hawaiian home lands from school  
3 impact fees allows for more homes to be developed for  
4 beneficiaries. The department of Hawaiian home lands currently  
5 leases educational facilities for public schools, public charter  
6 schools, early learning facilities, and other similar facilities  
7 at minimal to no cost. The purpose of this Act is to make  
8 permanent the exemption of housing developed by the department  
9 of Hawaiian home lands from school impact fees.

10           SECTION 2. Act 197, Session Laws of Hawaii 2021, is  
11 amended by amending section 6 to read as follows:

12           "~~SECTION 6. This Act shall take effect upon its approval [+~~  
13 ~~provided that on July 1, 2024, section 1 of this Act shall be~~  
14 ~~repealed and section 302A-1603(b), Hawaii Revised Statutes,~~  
15 ~~shall be reenacted in the form in which it read on the day prior~~  
16 ~~to the effective date of this Act]."~~

17           SECTION 2. Statutory material to be repealed is bracketed  
18 and stricken.

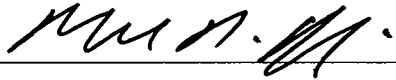
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1 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:



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BY REQUEST

# S.B. NO. 1358

**Report Title:**

School Impact Fees; Housing; Department of Hawaiian Home Lands

**Description:**

Makes permanent Act 197, Session Laws of Hawaii 2021, which excludes housing developed by the Department of Hawaiian Home Lands from school impact fees.

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

# SB. NO. 1358

## JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES.

PURPOSE: Repeals the July 1, 2024, sunset date of Act 197, Session Laws of Hawaii 2021, to make permanent the exemption of housing developed by the Department of Hawaiian Home Lands from school impact fees.

MEANS: Amend section 6 of Act 197, Session Laws of Hawaii 2021.

JUSTIFICATION: Making permanent the exemption of housing developed by the Department of Hawaiian Home Lands from school impact fees because exempting housing developed by the Department of Hawaiian Home Lands from school impact fees allows for more homes to be developed for beneficiaries. The Department of Hawaiian Home Lands currently leases educational facilities for public schools, public charter schools, early learning facilities, and other similar facilities at minimal to no cost.

Impact on the public: This bill will protect the interests of beneficiaries of the Hawaiian Homes Commission Act by making permanent the exclusion of housing developed by the Department of Hawaiian Home Lands from school impact fees.

Impact on the department and other agencies: By exempting any housing developed by the Department of Hawaiian Home Lands from school impact fee requirements, that savings can be allocated toward developing more housing.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM

DESIGNATION: HHL 602.

OTHER AFFECTED

AGENCIES: Department of Education; School Facilities  
Authority

EFFECTIVE DATE: Upon approval.