May 29, 2025

The Honorable Ronald D. Kouchi President of the Senate, and Members of the Senate Thirty-Third State Legislature State Capitol, Room 409 Honolulu, Hawai'i 96813 The Honorable Nadine Nakamura Speaker, and Members of the House of Representatives Thirty-Third State Legislature State Capitol, Room 431 Honolulu, Hawai'i 96813

Aloha President Kouchi, Speaker Nakamura, and Members of the Legislature:

This is to inform you that on May 29, 2025, the following bill was signed into law:

S.B. NO. 1413, S.D. 1, H.D. 2, C.D. 1 RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.

ACT 117

Mahalo,

Josh Green, M.D.

Governor, State of Hawai'i

on <u>MAY 2 9 2025</u>

THE SENATE
THIRTY-THIRD LEGISLATURE, 2025
STATE OF HAWAII

ACT 117 S.B. NO. 1413 S.D. 1 H.D. 2 C.D. 1

## A BILL FOR AN ACT

RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.

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

- 1 SECTION 1. Chapter 356D, Hawaii Revised Statutes, is
- 2 amended by adding a new section to part II to be appropriately
- 3 designated and to read as follows:
- 4 "§356D- Disposition of abandoned or seized property.
- 5 (a) The authority may sell, donate, or otherwise dispose of
- 6 property abandoned or seized in or around any federal public
- 7 housing project upon compliance with the requirements of this
- 8 section.
- 9 (b) The authority shall send notice by certified mail, at
- 10 least five calendar days before disposition of the abandoned or
- 11 seized property, to the address of the owner of the property
- 12 abandoned or seized if the owner is known or can be determined.
- 13 The notice shall apprise the owner of the identity and location
- 14 of the property abandoned or seized and of the intent of the
- 15 authority to sell, donate, or otherwise dispose of the property.
- 16 If the identity or the address of the owner is unknown or cannot

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- 1 be determined, the notice shall be posted on the premises on
- 2 which the property was abandoned or seized.
- 3 (c) If the abandoned or seized property has an estimated
- 4 value of \$500 or more per item, as estimated at the discretion
- 5 of the authority, the authority shall give public notice of the
- 6 disposition at least once statewide or in a publication of local
- 7 circulation in the county in which the property was abandoned or
- 8 seized; provided that the disposition shall not take place fewer
- 9 than five days after the publication date of the notice of
- 10 intent to sell, donate, or otherwise dispose of the property.
- 11 (d) The sale of abandoned or seized property having an
- 12 estimated value of \$500 or more per item, as estimated at the
- 13 discretion of the authority, shall be by public auction through
- 14 oral offers in the county in which the property was abandoned or
- 15 seized. If no bid is received, the property may be sold,
- 16 donated, or otherwise disposed of as the authority deems
- 17 appropriate.
- (e) Any person entitled to the abandoned or seized
- 19 property may repossess the property before its disposition upon
- 20 proof of entitlement and payment of all unpaid rent, debts,
- 21 charges, and fines owed to the authority and all handling,

- 1 storage, appraisal, advertising, and other expenses incurred in
- 2 connection with the proposed disposition of the abandoned or
- 3 seized property; provided that storage fees shall be not less
- 4 than \$25 per day.
- 5 (f) The requirement of public notice and public auction
- 6 pursuant to subsections (c) and (d) shall not apply when the
- 7 value of the abandoned or seized property is less than \$500 per
- 8 item. The property may be sold, donated, or otherwise disposed
- 9 of as the authority deems appropriate.
- 10 (g) The proceeds of the sale of abandoned or seized
- 11 property, after deduction of all unpaid rent, debts, charges,
- 12 and fines owed to the authority, and all expenses of handling,
- 13 storge, appraisal, advertising, and other expenses, shall be
- 14 first offset against any amounts owed by the owner to the State.
- 15 Any amount remaining shall be held in trust for the owner of the
- 16 property for thirty days, after which time the proceeds shall be
- 17 paid into the authority's appropriate special fund.
- 18 (h) The State and its officers, employees, and agents
- 19 shall not be liable to the owner of abandoned or seized property
- 20 for actions taken pursuant to this section."
- 21 SECTION 2. New statutory material is underscored.

S.B. NO. S.D. 1 H.D. 2 C.D. 1

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

S.B. NO. S.D. 1 H.D. 2 C.D. 1

APPROVED this 29th day of May , 2025

GOVERNOR OF THE STATE OF HAWAI'I

## THE SENATE OF THE STATE OF HAWAI'I

Date: April 30, 2025 Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Third Legislature of the State of Hawai'i, Regular Session of 2025.

President of the Senate

Clerk of the Senate

Oluve 12

SB No. 1413, SD 1, HD 2, CD 1

## THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2025 Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Third Legislature of the State of Hawaii, Regular Session of 2025.

Nadine K. Nakamura

Speaker

House of Representatives

M. L. I le

Mudni K. Ruhm

Brian L. Takeshita

Chief Clerk

House of Representatives