
A BILL FOR AN ACT

RELATING TO SPORTS FACILITIES.

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

1 PART I

2 SECTION 1. Any law to the contrary notwithstanding, the
3 appropriation under Act 88, Session Laws of Hawaii 2021,
4 section 26, as amended by section 5 of Act 248, Session Laws of
5 Hawaii 2022, in the amount indicated or balance thereof,
6 unallocated, allotted, encumbered, and unrequired, is hereby
7 lapsed:

8	<u>"Item No.</u>	<u>Amount</u>	<u>(MOF)</u>
9	A-0.03	\$350,000,000	C"

10 SECTION 2. Any law to the contrary notwithstanding, the
11 appropriation under Act 268, Session Laws of Hawaii 2019,
12 section 6, as amended by section 5 of Act 4, Session Laws of
13 Hawaii 2020, as amended by section 18 of Act 146, Session Laws
14 of Hawaii 2021, as amended by section 10 of Act 220, Session
15 Laws of Hawaii 2022, in the amount of \$20,000,000 of general
16 obligation bond funds or balance thereof, unallocated, allotted,
17 encumbered, and unrequired, is hereby lapsed.



1 SECTION 3. There is appropriated out of the Halawa
2 redevelopment special fund, as renamed pursuant to section 8 of
3 this Act, the sum of \$49,500,000 or so much thereof as may be
4 necessary for fiscal year 2025-2026 to be deposited into the
5 general fund.

6 PART II

7 SECTION 4. The director of finance is authorized to issue
8 general obligation bonds in the sum of \$350,000,000 or so much
9 thereof as may be necessary and the same sum or so much thereof
10 as may be necessary is appropriated for fiscal year 2025-2026
11 for the purpose of upgrading or constructing a stadium
12 in to meet National Collegiate Athletic Association
13 division I football stadium requirements, including plans,
14 design, construction, equipment, appurtenances, ground and site
15 improvements, infrastructure, and all related and associated
16 project costs.

17 The sum appropriated shall be expended by the Halawa
18 redevelopment authority for the purposes of this part.

19 SECTION 5. The appropriations made for the capital
20 improvement project authorized by this part shall not lapse at
21 the end of the fiscal biennium for which the appropriations are



1 made; provided that all moneys from the appropriations
2 unencumbered as of June 30, 2027, shall lapse as of that date.

3 PART III

4 SECTION 6. Chapter 109, Hawaii Revised Statutes, is
5 amended by amending its title to read as follows:

6 "CHAPTER 109

7 ~~[STADIUMS AND RECREATIONAL FACILITIES]~~ HALAWA REDEVELOPMENT

8 AUTHORITY"

9 SECTION 7. Section 109-2, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "§109-2 ~~[Stadium]~~ Halawa redevelopment authority; powers
12 and duties. The powers and duties of the ~~[stadium]~~ Halawa
13 redevelopment authority shall be as follows:

14 (1) To repair, maintain, and operate ~~[stadium facilities~~
15 ~~and the stadium development]~~ the Halawa redevelopment
16 district, including:

17 (A) ~~[Repairs, maintenance, operations, and~~
18 ~~demolition]~~ Demolition of existing stadium
19 facilities;

20 (B) Operations and maintenance of a new stadium; and



(C) Contractual payments to developers, contractors,
or management contractors engaged by the
[stadium] Halawa redevelopment authority;

(2) To coordinate in planning, design, and construction
activities, including on-site repairs, within the
[~~stadium development~~] Halawa redevelopment district;

(3) To acquire and hold title to real property;

(4) To prescribe and collect rents, fees, and charges for
the use or enjoyment of the [~~stadium, facilities~~
~~related to the stadium,~~] Halawa redevelopment
district, facilities related to the Halawa
redevelopment district, and real property held by the
[~~stadium~~] Halawa redevelopment authority, including
selling naming rights to a stadium located in the
Halawa redevelopment district and operated by the
Halawa redevelopment authority and entering into
leases, contracts, sponsorship and advertising
agreements, food and beverage agreements, concession
agreements, parking agreements, or other development
and use agreements that may apply; provided that
leases shall not exceed a term of ninety-nine years;



(5) To make and execute contracts and other instruments necessary or convenient to exercise its powers under this chapter and subject to any limitations in this chapter, to exercise all powers necessary, incidental, or convenient to carry out and effectuate the purposes and provisions of this chapter;

(6) To adopt, amend, and repeal, in accordance with chapter 91, rules it may deem necessary to effectuate this chapter and in connection with its projects, operations, and facilities;

(7) To appoint officers, agents, and employees, prescribe their duties and qualifications, and fix their salaries, without regard to chapters 76 and 89, to manage the [~~stadium, the stadium development~~] Halawa redevelopment district[7] and its contractors; and

(8) To plan, promote, and market the [~~stadium~~] Halawa redevelopment district and related facilities."

SECTION 8. Section 109-3.5, Hawaii Revised Statutes, is amended to read as follows:

"[~~§109-3.5~~] ~~Stadium development~~ Halawa redevelopment special fund; established. (a) There is established in the



1 state treasury the [~~stadium development~~] Halawa redevelopment
2 special fund, into which funds collected by the [~~stadium~~] Halawa
3 redevelopment authority shall be deposited, including:

4 (1) All revenues from the [~~stadium development~~] Halawa
5 redevelopment district, including but not limited to
6 agreements or actions generating revenue related to
7 [~~stadium~~] operations, including stadium operations;
8 lease or rental of facilities or land[~~τ~~];

9 concessions[~~τ~~]; food and beverage[~~τ~~]; parking[~~τ~~];
10 sponsorship and advertising[~~τ~~]; utilities and
11 infrastructure[~~τ~~]; and development;

12 (2) All gifts, [~~or~~] grants, or donations awarded in any
13 form from any public agency, private person, or any
14 other source for purposes of the [~~stadium development~~]
15 Halawa redevelopment district;

16 (3) All proceeds from revenue bonds issued for the purpose
17 of the [~~stadium development~~] Halawa redevelopment
18 district; [~~and~~]

19 (4) All revenues from the sale of naming rights of a
20 stadium located in the Halawa redevelopment district



1 and developed, operated, and maintained by the
2 authority; and

3 [~~(4)~~] (5) Appropriations made by the legislature to the
4 fund.

5 (b) Moneys in the [~~stadium development~~] Halawa
6 redevelopment special fund shall be used by the [~~stadium~~] Halawa
7 redevelopment authority for the payment of expenses arising from
8 any and all use, operation, repair, maintenance, alteration,
9 improvement, development, or any unforeseen or unplanned repairs
10 of the [~~stadium development~~] Halawa redevelopment district,
11 including without limitation:

12 (1) The development, operation, and maintenance of a new
13 stadium;

14 (2) Food and beverage service and parking service provided
15 at the stadium facility; the sale of souvenirs, logo
16 items, or other items; any future major repair,
17 maintenance, and improvement of the stadium facility
18 as a commercial enterprise or as a world-class
19 facility for athletic events, entertainment, or public
20 events; and marketing the facility pursuant to section
21 109-2(4) and (8); and



1 (3) Contractual payments to developers or contractors
2 engaged by the [stadium] Halawa redevelopment
3 authority for the purpose of redeveloping the site and
4 related on- and off-site infrastructure that benefits
5 the [stadium] Halawa redevelopment district and its
6 development guidance policies."

7 SECTION 9. Chapter 206E, Hawaii Revised Statutes, is
8 amended by amending the title of part IX to read as follows:

9 **"PART IX. [STADIUM DEVELOPMENT] HALAWA REDEVELOPMENT DISTRICT"**

10 SECTION 10. Section 109-3, Hawaii Revised Statutes, is
11 repealed.

12 ~~["§109-3 Stadium special fund. (a) There is created a~~
13 ~~special fund to be known as the stadium special fund into which~~
14 ~~funds collected by the authority shall be deposited. The~~
15 ~~stadium special fund shall be applied, used, and disposed of for~~
16 ~~the payment of:~~

17 ~~(1) The expenses of the operation, maintenance, promotion,~~
18 ~~and management of; and~~

19 ~~(2) All or a portion of the cost of financing any capital~~
20 ~~improvement project for;~~



~~the stadium and related facilities; provided that all services required for the stadium and related facilities shall be performed by persons hired on contract or otherwise, without regard for chapter 76; provided further that the authority shall report to the legislature all receipts and expenditures of the stadium special fund account twenty days prior to the convening of each regular session until the stadium special fund is closed pursuant to subsection (c).~~

~~(b) Notwithstanding subsection (a), all moneys collected by the stadium authority after June 30, 2021, shall be deposited into the stadium development special fund pursuant to section 109-3.5.~~

~~(c) Upon June 30, 2021, the stadium special fund established herein shall be abolished, and all appropriations, encumbrances, and the remaining unencumbered balance shall be transferred to the stadium development special fund."]~~

SECTION 11. Section 206E-222, Hawaii Revised Statutes, is amended to read as follows:

"§206E-222 Definitions. As used in this part, unless the context otherwise requires:



1 "Authority" [~~or "stadium authority"~~] means the [~~stadium~~
2 Halawa redevelopment authority established pursuant to section
3 109-1.

4 "District" means the [~~stadium development~~] Halawa
5 redevelopment district established by this part."

6 SECTION 12. Section 445-112, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "**§445-112 Where and when permitted.** No person shall
9 erect, maintain, or use a billboard or display any outdoor
10 advertising device, except as provided in this section:

11 (1) The display of official notices and signs, posted by
12 order of any court or public office, or posted by any
13 public officer in the performance of a public duty, or
14 posted by any person required to do so by any law or
15 rule having the force of law;

16 (2) Any outdoor advertising device announcing a meeting or
17 series of meetings is not prohibited by this section
18 if displayed on the premises where the meeting or
19 series of meetings will be or is being held. Meeting,
20 as used in this section, includes all meetings
21 regardless of whether open to the public or conducted



1 for profit and includes but is not limited to sports
2 events, conventions, fairs, rallies, plays, lectures,
3 concerts, motion pictures, dances, and religious
4 services;

5 (3) Any outdoor advertising device indicating that the
6 building or premises on which it is displayed is the
7 residence, office, or place of business, commercial or
8 otherwise, of any individual, partnership, joint
9 venture, association, club, or corporation, and
10 stating the nature of the business;

11 (4) Any outdoor advertising device that advertises
12 property or services that may be bought, rented, sold,
13 or otherwise traded in on the premises or in the
14 building on which the outdoor advertising device is
15 displayed;

16 (5) The offering for sale of merchandise bearing
17 incidental advertising, including books, magazines,
18 and newspapers, in any store, newsstand, vending
19 machine, rack, or other place where such merchandise
20 is regularly sold;



- 1 (6) Any outdoor advertising device offering any land,
2 building, or part of a building for sale or rent, if
3 displayed on the property so offered or on the
4 building so offered;
- 5 (7) Any outdoor advertising device carried by persons or
6 placed upon vehicles used for the transportation of
7 persons or goods, except as provided under section
8 445-112.5, relating to vehicular advertising devices;
- 9 (8) Any outdoor advertising device warning the public of
10 dangerous conditions that they may encounter in nearby
11 sections of streets, roads, paths, public places,
12 power lines, gas and water mains, or other public
13 utilities;
- 14 (9) Signs serving no commercial purpose that indicate
15 places of natural beauty, or of historical or cultural
16 interest and that are made according to designs
17 approved by the department of business, economic
18 development, and tourism;
- 19 (10) Any outdoor advertising device or billboard erected,
20 placed, or maintained upon a state office building, if
21 erected, placed, or maintained by authority of a state



1 agency, department, or officer for the sole purpose of
2 announcing cultural or educational events within the
3 State, and if the design and location thereof has been
4 approved by the department of business, economic
5 development, and tourism;

6 (11) Signs urging voters to vote for or against any person
7 or issue, may be erected, maintained, and used, except
8 where contrary to or prohibited by law;

9 (12) Signs stating that a residence that is offered for
10 sale, lease, or rent is open for inspection at the
11 actual time the sign is displayed and showing the
12 route to the residence; provided that the sign
13 contains no words or designs other than the words
14 "Open House", the address of the residence, the name
15 of the person or agency responsible for the sale, and
16 an arrow or other directional symbol and is removed
17 during such time as the residence is not open for
18 inspection;

19 (13) The erection, maintenance, and use of billboards if
20 the billboard is used solely for outdoor advertising
21 devices not prohibited by this section;



1 (14) The continued display and maintenance of outdoor
2 advertising devices actually displayed on
3 July 8, 1965, in accordance with all laws and
4 ordinances immediately theretofore in effect;

5 (15) The continued maintenance of any billboard actually
6 maintained on July 8, 1965, and the display thereon of
7 the same or new advertising devices, all in accordance
8 with all laws and ordinances in effect immediately
9 prior to July 9, 1965;

10 (16) Any outdoor advertising device, displayed with the
11 authorization of the University of Hawaii, on any
12 scoreboard of any stadium owned by the university. An
13 outdoor advertising device displayed under this
14 paragraph shall be on the front of the scoreboard and
15 face the interior of the stadium;

16 (17) Any temporary outdoor advertising device attached to
17 or supported by the structure of any stadium owned by
18 the University of Hawaii, located within and facing
19 the interior of the stadium, and authorized to be
20 displayed by the university. For the purpose of this
21 paragraph, "temporary" means displayed for a short



1 period before the official start of organized athletic
2 competition, during the organized athletic
3 competition, and for a short period after the official
4 end of the organized athletic competition;

5 (18) Any outdoor advertising device, displayed with the
6 authorization of the [~~stadium~~] Halawa redevelopment
7 authority, on any scoreboard of any stadium operated
8 by the [~~stadium~~] Halawa redevelopment authority. An
9 outdoor advertising device displayed under this
10 paragraph shall be on the front of the scoreboard and
11 face the interior of the stadium; [~~and~~]

12 (19) Any outdoor advertising device, displayed with the
13 authorization of the Halawa redevelopment authority,
14 on the exterior of any stadium operated by the Halawa
15 redevelopment authority and located in the Halawa
16 redevelopment district. An outdoor advertising device
17 displayed under this paragraph shall be limited to the
18 name of any entity who purchased naming rights to the
19 stadium from the Halawa redevelopment authority; and

20 [~~(19)~~] (20) Any outdoor advertising device, displayed with
21 the authorization of the city and county of Honolulu,



1 on the scoreboard of the Waipio peninsula soccer
2 stadium. The outdoor advertising device shall be:
3 (A) Attached to the bottom of the scoreboard;
4 (B) No longer than the width of the scoreboard; and
5 (C) No higher than twenty-five per cent of the
6 scoreboard height.

7 The scoreboard shall be no larger than twenty-eight
8 feet by ten feet. Any outdoor advertising device
9 displayed pursuant to this paragraph shall be on the
10 front of the scoreboard and face the interior of the
11 stadium; provided that the outdoor advertising device
12 shall not be visible from any thoroughfare."

13 SECTION 13. Sections 40-84, 84-17(d), 109-1, 109-6, 109-7,
14 171-2, 171-64.7(a), 206E-221, 206E-223, 206E-224, 206E-225, and
15 226-64, Hawaii Revised Statutes, are amended by substituting the
16 words "Halawa redevelopment authority" wherever the words
17 "stadium authority" appear, as the context requires.

18 SECTION 14. Sections 109-1, 171-2, 201H-191.5, 206E-14,
19 206E-221, 206E-223(a), 206E-224, 206E-225, and 206E-226, Hawaii
20 Revised Statutes, are amended by substituting the words "Halawa



1 redevelopment district" wherever the words "stadium development
2 district" appear, as the context requires.

3 SECTION 15. Sections 36-27(a), 36-30(a), and 109-8, Hawaii
4 Revised Statutes, are amended by substituting the words "Halawa
5 redevelopment special fund" wherever the words "stadium
6 development special fund" appear, as the context requires.

7 PART IV

8 SECTION 16. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 17. This Act shall take effect on July 1, 3000.



Report Title:

Sports Facilities; Stadium Authority; New Stadium; GO Bonds;
Lapse; Stadium Development Special Fund; Halawa Redevelopment;
Appropriations

Description:

Lapses appropriations of general obligation bond funds previously authorized for the planning, design, and construction of a stadium in Halawa by the Stadium Authority. Transfers certain special fund moneys earmarked for the development of a new stadium in Halawa to the general fund. Authorizes the issuance of general obligation bonds for a new or upgraded stadium. Renames the Stadium Authority as the Halawa Redevelopment Authority and the Stadium Development District as the Halawa Redevelopment District. Amends the powers and duties of the Halawa Redevelopment Authority. Permits the display of the name of an entity that has purchased naming rights to a stadium operated by the Halawa Redevelopment Authority on the exterior of a stadium. Effective 7/1/3000. (HD1)

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

