

ACT 44

S.B. NO. 2965

A Bill for an Act Relating to Concessions on Public Property.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 102-2, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) The bidding requirements of subsection (a) shall not apply to concessions or space on public property set aside for the following purposes:

- (1) For operation of ground transportation services at airports;
- (2) For lei vendors;
- (3) For airline and aircraft operations;

- (4) For automatic teller machines and vending machines, except vending machines located at public schools operated by blind or visually handicapped persons in accordance with section 298-21.5;
- (5) For operation of concessions set aside without any charge;
- (6) For operation of concessions by handicapped persons, or blind persons; except concessions operated in the public schools by blind or visually handicapped persons in accordance with section 298-21.5;
- (7) For operation of concessions on permits revocable on notice of thirty days or less; provided that no such permits shall be issued unless the premises covered [therein shall] under the permit is no longer [be] being used for the existing purposes and that the permit is issued as a temporary use of the premises until the governmental agency proceeds to [apply] use the premises for [the new use thereof;] a new purpose; and provided further that no permits shall be issued for more than one year;
- (8) For operation of concessions or concession spaces for a beach service association dedicated to the preservation of the Hawaii beachboy tradition, incorporated as a nonprofit corporation in accordance with state law, and whose members are appropriately licensed or certified as required by law; and
- (9) For operation of concessions at county zoos [or], botanic [parks,] gardens, or other county parks which are environmentally, culturally, historically, or operationally unique and are supported, by [support groups that are incorporated as] nonprofit corporations incorporated in accordance with state law[,] solely for purposes of supporting county aims and goals of the zoo [and botanic parks.], botanic garden, or other county park and operating under agreement with the appropriate agency solely for such purposes, aims, and goals."

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved April 23, 1996.)