

ACT 251

S.B. NO. 2090

A Bill for an Act Relating to the Hawaii Community Development Authority.

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

SECTION 1. Chapter 206E, Hawaii Revised Statutes, is amended by adding two new sections to part I to be appropriately designated and to read as follows:

“§206E- Community and public notice requirements; posting on the authority’s website; required. (a) The authority shall adopt community and public notice procedures pursuant to chapter 91 that shall include at a minimum:

- (1) A means to effectively engage the community in which the authority is planning a development project to ensure that community concerns are received and considered by the authority;
 - (2) The posting of the authority’s proposed plans for development of community development districts, public hearing notices, and minutes of its proceedings on the authority’s website; and
 - (3) Any other information that the public may find useful so that it may meaningfully participate in the authority’s decision-making processes.
- (b) The authority shall notify the president of the senate and speaker of the

house:

- (1) Of any public hearing upon posting of the hearing notice; and
- (2) With a report detailing the public’s reaction at the public hearing, within one week after the hearing.

§206E- Public hearing for decision making; separate hearing required. (a) When rendering a decision regarding:

- (1) An amendment to any of the authority’s community development rules established pursuant to chapter 91 and section 206E-7; or
- (2) The acceptance of a developer’s proposal to develop lands under the authority’s control,

the authority shall render its decision at a public hearing separate from the hearing that the proposal under paragraph (1) or (2) was presented.

(b) The authority shall issue a public notice in accordance with section 1-28.5 and post the notice on its website; provided that the decision-making hearing shall not occur earlier than five business days after the notice is posted. Prior to rendering a decision, the authority shall provide the general public with the opportunity to testify at its decision-making hearing.

(c) The authority shall notify the president of the senate and speaker of the house:

- (1) Of any public hearing upon posting of the hearing notice; and
- (2) With a report detailing the public's reaction at the public hearing, within one week after the hearing.''

SECTION 2. New statutory material is underscored.¹

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

(Approved June 29, 2006.)

Note

1. Edited pursuant to HRS §23G-16.5.