



GOV. MSG. NO. 951

EXECUTIVE CHAMBERS  
HONOLULU

LINDA LINGLE  
GOVERNOR

June 18, 2007

The Honorable Colleen Hanabusa, President  
and Members of the Senate  
Twenty-Fourth State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 18, 2007, the following bill was signed into law:

HB1361 HD1 SD1

A BILL FOR AN ACT RELATING TO HOUSING.  
(ACT 193)

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Aiona, Jr.", written over a faint, illegible stamp.

JAMES R. AIONA, JR.  
Acting Governor



1 SECTION 4. Section 356D-92, Hawaii Revised Statutes, is  
2 amended by amending subsection (f) to read as follows:

3 "(f) If the tenant meets with the authority as provided  
4 for in subsection (b), the authority shall decide, based upon  
5 the facts discussed at the meeting, what action is appropriate  
6 to address the tenant's case. The authority shall notify the  
7 tenant of its decision in writing. If the authority decides to  
8 proceed with an action to terminate the tenancy, the authority  
9 shall further inform the tenant in the same written notice that:

10 (1) The tenant has [~~thirty days~~] ten business days from  
11 receipt of this notice to request a grievance hearing;  
12 and

13 (2) If the tenant fails to request a grievance hearing  
14 within [~~thirty days,~~] ten business days, the authority  
15 has the right to proceed with the eviction hearing  
16 pursuant to section 356D-93."

17 SECTION 5. Section 521-7, Hawaii Revised Statutes, is  
18 amended to read as follows:

19 "**§521-7 Exclusions from application of chapter.** Unless  
20 created solely to avoid the application of this chapter, this  
21 chapter shall not apply to:



- 1           (1) Residence at an institution, whether public or  
2           private, where residence is merely incidental to  
3           detention or the provision of medical, geriatric,  
4           educational, religious, or similar services;
- 5           (2) Residence in a structure directly controlled and  
6           managed by the University of Hawaii for housing  
7           students or faculty of the University of Hawaii or  
8           residence in a structure erected on land leased from  
9           the University of Hawaii by a nonprofit corporation  
10          for the exclusive purpose of housing students or  
11          faculty of the University of Hawaii;
- 12          (3) Occupancy under a bona fide contract of sale of the  
13          dwelling unit or the property of which it is a part  
14          where the tenant is, or succeeds to the interest of,  
15          the purchaser;
- 16          (4) Residence by a member of a fraternal organization in a  
17          structure operated without profit for the benefit of  
18          the organization;
- 19          (5) Transient occupancy on a day-to-day basis in a hotel  
20          or motel;
- 21          (6) Occupancy by an employee of the owner or landlord  
22          whose right to occupancy is conditional upon such



1 employment or by a pensioner of the owner or landlord  
2 or occupancy for a period of up to four years  
3 subsequent thereto, pursuant to a plan for the  
4 transfer of the dwelling unit or the property of which  
5 it is a part to the occupant;

6 (7) A lease of improved residential land for a term of  
7 fifteen years or more, measured from the date of the  
8 commencement of the lease;

9 (8) Occupancy by the prospective purchaser after an  
10 accepted offer to purchase and prior to the actual  
11 transfer of the owner's rights;

12 (9) Occupancy in a homeless facility, or any other program  
13 for the homeless authorized under chapter [201G, part  
14 ~~IV,~~ 356D, part VII;

15 (10) Residence or occupancy in a public housing project or  
16 complex directly controlled, owned, or managed by the  
17 Hawaii public housing authority pursuant to the  
18 federal low rent public housing program; or

19 (11) Residence or occupancy in a transitional facility for  
20 abused family or household members."





1 shall actively partner with and monitor the efforts of the  
2 counties.

3 (b) Each county shall be responsible for partnering with  
4 nonprofit organizations to locate, designate, and maintain the  
5 areas that shall be used for temporary emergency shelters. The  
6 designated locations may include private, county, state, and  
7 federal lands at Kalaeloa.

8 (c) With regard to the former Barbers Point Naval Air  
9 Station, the authority shall work with landowners and the local  
10 redevelopment authority on the use of barracks and other  
11 facilities located in the Kalaeloa community development  
12 district that are suitable for temporary emergency housing for  
13 homeless individuals and families.

14 (d) The authority shall submit an annual report to the  
15 legislature detailing the activities and outcomes under this  
16 section no later than twenty days prior to the convening of each  
17 regular session beginning with the 2008 regular session."

18 SECTION 9. Statutory material to be repealed is bracketed  
19 and stricken. New statutory material is underscored.

20 SECTION 10. This Act shall take effect upon approval.



APPROVED this 18 day of JUN , 2007



JAMES R. AIONA JR.

*ACTING* GOVERNOR OF THE STATE OF HAWAII