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# A BILL FOR AN ACT

RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT  
CORPORATION.

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

SECTION 1. Chapter 201H, Hawaii Revised Statutes, is amended by adding to part II a new section to be appropriately designated and to read as follows:

**"§201H- Authority to modify and amend development agreements with eligible developers.** The corporation shall have the power and authority to amend, delete, restate, and otherwise modify the terms, conditions, plans, specifications, and all other matters relating, directly or indirectly, to any housing project that was previously approved by the housing finance and development corporation, including, without limitation, the terms, covenants, and conditions of any development agreement for a housing project between the housing finance and development corporation and an eligible developer."

SECTION 2. Section 201H-4, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) The corporation may:

(1) Sue and be sued;

- 1 (2) Have a seal and alter the same at pleasure;
- 2 (3) Make and execute contracts and other instruments
- 3 necessary or convenient to the exercise of its powers;
- 4 [~~and~~]
- 5 (4) Adopt bylaws and rules in accordance with chapter 91
- 6 for its organization, internal management, and to
- 7 carry into effect its purposes, powers, and
- 8 programs~~[.]~~; and
- 9 (5) Establish and collect reasonable fees for
- 10 administrative expenses incurred by the corporation in
- 11 processing applications for loans, grants, services,
- 12 and real estate documents related to the corporation's
- 13 functions under this chapter, notwithstanding any law
- 14 to the contrary."

15 SECTION 3. Section 201H-10, Hawaii Revised Statutes, is

16 amended by amending subsection (a) to read as follows:

17 "(a) The corporation may:

- 18 (1) Obtain the aid and cooperation of governmental
- 19 agencies in the planning, construction, and operation
- 20 of [~~public~~] housing projects and enter into agreements
- 21 and arrangements as it deems advisable to obtain aid
- 22 and cooperation;

1           (2) Arrange or enter into agreements with any governmental  
2           agency for the acquisition of property, options, or  
3           property rights or for the furnishing, installing,  
4           opening, or closing of streets, roads, alleys,  
5           sidewalks, or other places, or for the furnishing of  
6           property, services, parks, sewage, water, and other  
7           facilities in connection with housing projects, or for  
8           the changing of the map of a political subdivision or  
9           the planning, replanning, zoning, or rezoning of any  
10          part of a political subdivision;

11          (3) Procure insurance or guarantees from any governmental  
12          agency for the payment of any debts or parts thereof  
13          incurred by the corporation, including the power to  
14          pay premiums on any such insurance; and

15          (4) Agree to make payments to any state or county agency,  
16          if the agency is authorized to accept payments, as the  
17          corporation deems consistent with the maintenance of  
18          the character of housing projects or the purposes of  
19          this chapter."

20          SECTION 4. Section 201H-10, Hawaii Revised Statutes, is  
21          amended by amending subsection (c) to read as follows:

1       "(c) Any county in which a [~~public~~] housing project is  
2 located or is about to be located may make donations or advances  
3 to the corporation in sums as the county in its discretion may  
4 determine. The advances or donations shall be made for the  
5 purpose of aiding or cooperating in the construction and  
6 operation of the housing project. The corporation, when it has  
7 money available therefor, shall reimburse the county for all  
8 advances made by way of a loan to it."

9       SECTION 5. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11       SECTION 6. This Act shall take effect upon approval.

**Report Title:**

Hawaii Housing Finance and Development Corporation

**Description:**

Makes necessary housekeeping amendments to chapter 201H, Hawaii Revised Statutes; authorizes the imposition of service fees to recoup program administrative expenses. (SD1)