

JAN 22 2016

A BILL FOR AN ACT

RELATING TO PUBLIC HOUSING.

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

1 SECTION 1. Chapter 46, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:

4 "§46- Section 8 housing choice voucher program. No
5 county shall limit the number of section 8 housing choice
6 voucher program tenants that may occupy a single tax map key
7 property, including a tax map key property that is comprised of
8 three units, each unit may be occupied by section 8 housing
9 choice voucher program tenant."

10 SECTION 2. Section 356D-31, Hawaii Revised Statutes, is
11 amended by amending subsection (a) to read as follows:

12 "(a) In the operation or management of federal public
13 housing projects, the authority (acting directly or by an agent
14 or agents) at all times shall observe the following duties with
15 respect to rentals and tenant selection:

16 (1) It may establish maximum limits of annual net income
17 for tenant selection in any public housing project,



1 less such exemptions as may be authorized by federal
2 regulations pertaining to public housing. The
3 authority may agree to conditions as to tenant
4 eligibility or preference required by the federal
5 government pursuant to federal law in any contract for
6 financial assistance with the authority; provided that
7 not less than fifty per cent of available units shall
8 be for applicants without preference and up to fifty
9 per cent of available units shall be for applicants
10 with preference;

11 (2) It may rent or lease the dwelling units therein only
12 at rentals within the financial reach of persons who
13 lack the amount of income that it determines to be
14 necessary to obtain safe, sanitary, and uncongested
15 dwelling accommodations within the area of operation
16 of the authority and to provide an adequate standard
17 of living; and

18 (3) It may rent or lease to a tenant a dwelling consisting
19 of the number of rooms (but no greater number) that it
20 deems necessary to provide safe and sanitary
21 accommodations to the proposed occupants thereof,



1 without overcrowding [-]; provided that the authority
 2 shall not limit the number of tenants in the section 8
 3 housing choice voucher program that may occupy a
 4 single tax map key property, including a tax map key
 5 property that is comprised of three units, each unit
 6 may be occupied by a section 8 housing choice voucher
 7 program tenant."

8 SECTION 3. If any part of this Act is found to be in
 9 conflict with federal requirements that are a prescribed
 10 condition for the allocation of federal funds to the State, the
 11 conflicting part of this Act is inoperative solely to the extent
 12 of the conflict and with respect to the agencies directly
 13 affected, and this finding does not affect the operation of the
 14 remainder of this Act.

15 SECTION 4. Statutory material to be repealed is bracketed
 16 and stricken. New statutory material is underscored.

17 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY: 


S.B. NO. 2343

Report Title:

Public Housing; Section 8 Housing Choice Voucher Program

Description:

Prohibits any county and the Hawaii public housing authority from limiting the number of tenants in the section 8 housing choice voucher program that may occupy a single tax map key property, regardless of the number of units comprising the TMK. Clarifies that in a TMK comprised of 3 units each unit may have one section 8 tenant.

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