

JAN 16 2020

S.B. NO. 2074

A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF
HAWAII TO AUTHORIZE THE LEGISLATURE TO ESTABLISH A
SURCHARGE ON REAL PROPERTY TO FUND INFRASTRUCTURE
IMPROVEMENTS NEAR RAPID TRANSIT STATIONS.

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

1 SECTION 1. The purpose of this Act is to propose an
2 amendment to the Constitution of the State of Hawaii to
3 authorize the State legislature to establish a surcharge on real
4 property near rapid transit stations for the purpose of funding
5 infrastructure improvements near those rapid transit stations.

6 SECTION 2. Article VIII, section 3, of the Constitution of
7 the State of Hawaii is amended to read as follows:

8 **"TAXATION AND FINANCE**

9 **Section 3.** The taxing power shall be reserved to the
10 State, except so much thereof as may be delegated by the
11 legislature to the political subdivisions, and except that all
12 functions, powers and duties relating to the taxation of real
13 property shall be exercised exclusively by the counties, with
14 the exception of the county of Kalawao[-]; provided that the
15 legislature may establish, as provided by law, a surcharge on



1 real property taxes for real property located near rapid transit
2 stations to fund infrastructure improvements in those areas.

3 The legislature shall have the power to apportion state revenues
4 among the several political subdivisions."

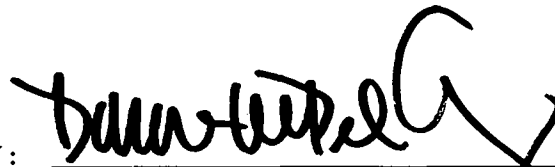
5 SECTION 3. The question to be printed on the ballot shall
6 be as follows:

7 "Shall the exclusive authority of the counties to tax real
8 property provided in the constitution be amended to also
9 provide authority to the state legislature to establish a
10 surcharge on real property taxes for real property located
11 near rapid transit stations for the purpose of funding
12 infrastructure improvements in those areas?"

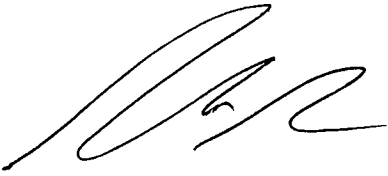
13 SECTION 4. Constitutional material to be repealed is
14 bracketed and stricken. New constitutional material is
15 underscored.

16 SECTION 5. This amendment shall take effect upon
17 compliance with article XVII, section 3, of the Constitution of
18 the State of Hawaii.

19
INTRODUCED BY:


Michael D. Kilani



A stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke.

DC. Kirk-Ann



S.B. NO. 2074

Report Title:

Transit-Oriented Development; Infrastructure Improvement; Real Property; Taxation; Surcharge; Constitutional Amendment

Description:

Proposes an amendment to the Constitution of the State of Hawaii to authorize the State legislature to establish a surcharge on taxation of real property near rapid transit stations for the purpose of funding infrastructure improvements in those areas.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

