
A BILL FOR AN ACT

RELATING TO COUNTIES.

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

1 SECTION 1. The legislature finds that lands utilized by
2 the department of Hawaiian home lands to provide housing for
3 native Hawaiians are offered at affordable rates when compared
4 to similar housing available in Hawai'i.

5 The purpose of this Act is to require counties to provide
6 for the maintenance of infrastructure for any housing
7 development for the department of Hawaiian home lands within a
8 specified time and under certain conditions.

9 SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended
10 by adding to a new section to part I to be appropriately
11 designated and to read as follows:

12 "§46- Infrastructure maintenance; housing development
13 for the department of Hawaiian home lands. (a) Notwithstanding
14 any other provision of law to the contrary, infrastructure for
15 any housing development for the department of Hawaiian home
16 lands shall be maintained by the county in which the housing
17 development is located commencing sixty days after the receipt



1 by the appropriate county council of a completed application for
2 maintenance request; provided that:

3 (1) Applicable meter and connection fees and utility costs
4 relating to the infrastructure have been paid;

5 (2) The infrastructure conforms to applicable county
6 standards in effect at the time of construction;

7 (3) The completion of the improvements of the
8 infrastructure is granted approval by the county,
9 along with concurrence by the state historic
10 preservation division for any permitted action
11 requiring historic preservation review; and

12 (4) The sixty day timeline may be tolled for the time
13 necessary to implement actions to mitigate impacts to
14 historic properties from the infrastructure
15 maintenance action.

16 (b) For the purposes of this section, "infrastructure"
17 includes waterlines and appurtenances; storm drainage, including
18 catch basin; sewer lines and appurtenances; waste disposal and
19 waste treatment systems; roadway improvements, including
20 pavement; gutters; curbing; sidewalks; street trees; and street
21 lighting that connect to county infrastructure."



1 SECTION 3. New statutory material is underscored.

2 SECTION 4. This Act shall take effect on May 6, 2137.



Report Title:

Counties; Department of Hawaiian Home Lands; Infrastructure

Description:

Gives counties jurisdiction over the infrastructure of the Department of Hawaiian Home Lands housing developments in their boundaries under specific conditions. Requires counties, under specific conditions, to commence maintenance on that certain infrastructure within sixty days, subject to tolling to comply with certain other laws. Effective 5/6/2137. (SD2)

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