
A BILL FOR AN ACT

RELATING TO THE STADIUM DEVELOPMENT DISTRICT.

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

1 PART I

2 SECTION 1. Section 109-1, Hawaii Revised Statutes, is
3 amended by amending subsections (a) and (b) to read as follows:

4 "(a) There shall be within the department of accounting
5 and general services for administrative purposes only, a stadium
6 authority whose responsibility shall be to maintain, operate,
7 and manage the stadium [~~and facilities attached thereto.~~]
8 development district. The authority shall consist of [~~nine~~]
9 eleven members who shall be appointed by the governor in the
10 manner prescribed by section 26-34.

11 Of the eleven members:

12 (1) One member shall be a resident of one of the following
13 areas:

14 (A) Excluding Ford Island, the area beginning at the
15 intersection of the shoreline and Admiral Clarey
16 (Ford Island) Bridge and running:



- 1 (i) Easterly along said bridge to Salt Lake
- 2 boulevard;
- 3 (ii) Southeasterly along said boulevard to
- 4 Luapele drive;
- 5 (iii) Westerly along said drive to Fleet place;
- 6 (iv) Westerly along said place to Ulithi street;
- 7 (v) Southwesterly along said street to Luapele
- 8 road;
- 9 (vi) Westerly along said road to Ulihi road;
- 10 (vii) Westerly along said road to Makalapa drive;
- 11 (viii) Southwesterly along said drive to Halawa
- 12 drive;
- 13 (ix) Northwesterly along said drive to Kamehameha
- 14 highway;
- 15 (x) Northerly along said highway to Halawa
- 16 stream;
- 17 (xi) Westerly along said stream to Makalapa
- 18 drive;
- 19 (xii) Southwesterly along said drive to Halawa
- 20 drive;



- 1 (xiii) Northwestery along said drive to Kamehameha
- 2 highway;
- 3 (xiv) Northerly along said highway to Halawa
- 4 stream;
- 5 (xv) Westerly along said stream to the shoreline;
- 6 and
- 7 (xvi) Northerly along said shoreline to its
- 8 intersection with Admiral Clarey (Ford
- 9 Island) Bridge;
- 10 (B) The area beginning at the intersection of Kaonohi
- 11 street and H-1 freeway and running:
- 12 (i) Southeasterly along said freeway to the
- 13 Moanalua freeway - Kamehameha highway
- 14 connector;
- 15 (ii) Northwestery along said highway connector
- 16 to Kamehameha highway;
- 17 (iii) Northwestery along said highway to Aiea
- 18 stream;
- 19 (iv) Southeasterly along said stream to the
- 20 Moanalua freeway - Kamehameha highway
- 21 connector;



- 1 (v) Northwesternly along said highway connector
2 to Kamehameha highway;
- 3 (vi) Northwesternly along said highway to Aiea
4 stream;
- 5 (vii) Southerly along said stream to the
6 shoreline;
- 7 (viii) Northwesternly along said shoreline to
8 Kalauao stream;
- 9 (ix) Northeasterly along said stream to
10 Kamehameha highway;
- 11 (x) Northwesternly along said highway to Kaonohi
12 street; and
- 13 (xi) Northeasterly along said street to its
14 intersection with H-1 freeway; or
- 15 (C) The area beginning at the intersection of Waimalu
16 stream and Koolau ridge and running:
- 17 (i) Southeasterly along said ridge to Ewa -
18 Honolulu district boundary;
- 19 (ii) Southwesterly along said boundary to Red
20 Hill Naval Reservation boundary;



- 1 (iii) Southwesterly along said boundary to Tampa
2 drive;
- 3 (iv) Westerly along said drive to the unnamed
4 road;
- 5 (v) Northerly along said road to Icarus way;
- 6 (vi) Westerly along said way to the unnamed road;
- 7 (vii) Southwesterly along said road to Moanalua
8 freeway (H-201);
- 9 (viii) Westerly along said freeway to H-1 freeway;
- 10 (ix) Northwesterly along said freeway to Kaonohi
11 street;
- 12 (x) Southwesterly along said street to Moanalua
13 road;
- 14 (xi) Westerly along said road to Kaahumanu
15 street;
- 16 (xii) Northerly along said street to Komo Mai
17 drive;
- 18 (xiii) Easterly along said drive to Punanani gulch;
- 19 (xiv) Northeasterly along said gulch to the
20 powerline;



- 1 (xv) Southeasterly along said powerline to
- 2 Waimalu stream;
- 3 (xvi) Northeasterly along said stream to Aiea
- 4 stream;
- 5 (xvii) Easterly along said stream to Waimalu
- 6 stream; and
- 7 (xviii) Southeasterly along said stream to its
- 8 intersection with Koolau ridge; and
- 9 (2) One member shall be from the area beginning at the
- 10 intersection of H-1 freeway and Moanalua freeway (H-
- 11 201) and running:
- 12 (A) Southeasterly along said freeway to Aliamanu
- 13 Military Reservation southern boundary;
- 14 (B) Westerly along said boundary to Wanaka street;
- 15 (C) Southwesterly along said street to Likini street;
- 16 (D) Northwesterly along said street to Ukana street;
- 17 (E) Southwesterly along said street to Keaka drive;
- 18 (F) Northwesterly along said drive to Manuwa drive;
- 19 (G) Southeasterly along said drive to Pakini street;
- 20 (H) Southwesterly along said street to Keaka drive;
- 21 (I) Southerly along said drive to Puolo drive;



- 1 (J) Westerly along said drive to Likini street;
2 (K) Southerly along said street to Maluna street;
3 (L) Westerly along said street to Salt Lake
4 boulevard;
5 (M) Southeasterly along said boulevard to the former
6 street entrance to U.S. Naval Reservation;
7 (N) Southwesterly along said feature to Reeves loop;
8 (O) Southwesterly along said loop to Radford drive;
9 (P) Westerly along said drive to H-1 freeway; and
10 (Q) Northerly along said freeway to its intersection
11 with Moanalua freeway (H-201).

12 Each member of the authority shall have been a citizen of the
13 United States and a resident of the State for at least five
14 years next preceding the member's appointment. The eleven
15 members shall include the president of the University of Hawaii
16 and the superintendent of education, who shall be ex officio
17 members of the authority but shall not vote.

18 (b) The chairperson of the authority shall be elected by
19 the majority of the members of the authority. The term of each
20 member shall be four years[7]; provided that [€]:



1 (1) Of the members initially appointed, three members
 2 shall serve for four years, three members shall serve
 3 for three years, and the remaining three members shall
 4 serve for two years~~[-]~~; and

5 (2) The terms of the members added by Act _____, Session
 6 Laws of Hawaii 2021, shall commence on July 1, 2021.

7 No person shall be appointed consecutively to more than two
 8 terms as a member of the authority. Vacancies shall be filled
 9 for the remainder of any unexpired term in the same manner as
 10 original appointments."

11 SECTION 2. Section 109-2, Hawaii Revised Statutes, is
 12 amended to read as follows:

13 "**§109-2 Stadium authority; powers and duties.** The powers
 14 and duties of the stadium authority shall be as follows:

15 (1) To repair, maintain, and operate~~[, and manage the~~
 16 ~~stadium and related facilities;]~~ stadium facilities
 17 and the stadium development district, including:

18 (A) Repairs, maintenance, operations, and demolition
 19 of existing stadium facilities;

20 (B) Operations and maintenance of a new stadium; and



- 1 (C) Contractual payments to developers, contractors,
2 or management contractors engaged by the stadium
3 authority;
- 4 (2) To engage in coordination, planning, design, and
5 construction activities, including on-site repairs,
6 within the stadium development district;
- 7 (3) To acquire and hold title to real property;
- 8 [~~+~~2] (4) To prescribe and collect rents, fees, and charges
9 for the use or enjoyment of the stadium [~~or any of~~
10 its], facilities[+], related to the stadium, and real
11 property held by the stadium authority, including
12 entering into leases, contracts, sponsorship and
13 advertising agreements, food and beverage agreements,
14 concession agreements, parking agreements, or other
15 development and use agreements that may apply;
16 provided that leases shall not exceed a term of
17 ninety-nine years;
- 18 [~~+~~3] (5) To make and execute contracts and other
19 instruments necessary or convenient to exercise its
20 powers under this chapter and subject to any
21 limitations in this chapter, to exercise all powers



1 necessary, incidental, or convenient to carry out and
2 effectuate the purposes and provisions of this
3 chapter;

4 ~~[(4)]~~ (6) To adopt, amend, and repeal in accordance with
5 chapter 91 rules it may deem necessary to effectuate
6 this chapter and in connection with its projects,
7 operations, and facilities;

8 ~~[(5)]~~ (7) To appoint ~~[a manager and a deputy manager who~~
9 ~~shall have qualifications as the authority deems~~
10 ~~necessary and who shall hold their respective offices~~
11 ~~at the pleasure of the authority. The manager and~~
12 ~~deputy manager shall be exempt from the requirements~~
13 ~~of chapters 76 and 89. Effective July 1, 2005, the~~
14 ~~manager shall be paid a salary not to exceed eighty-~~
15 ~~seven per cent of the salary of the director of human~~
16 ~~resources development. Effective July 1, 2005, the~~
17 ~~deputy manager shall be paid a salary not to exceed~~
18 ~~eighty five per cent of the manager's salary. The~~
19 ~~manager shall have full power to administer the~~
20 ~~affairs of the stadium and related facilities, subject~~
21 ~~to the direction and approval of the authority. The~~



1 ~~manager shall, subject to the approval of the~~
2 ~~authority, have power to appoint, suspend, and~~
3 ~~discharge a secretary who shall be exempt from the~~
4 ~~requirements of chapters 76 and 89, and other~~
5 ~~employees, subordinates, and assistants as may be~~
6 ~~necessary for the proper conduct of the business of~~
7 ~~the authority. Except for persons hired on contract~~
8 ~~or otherwise as provided in section 109-3 and except~~
9 ~~for the manager, deputy manager, and secretary, all~~
10 ~~appointments, suspensions, or discharges shall be made~~
11 ~~in conformity with the applicable provisions of~~
12 ~~chapter 76,] officers, agents, and employees,~~
13 ~~prescribe their duties and qualifications, and fix~~
14 ~~their salaries, without regard to chapters 76 and 89,~~
15 ~~to manage the stadium, the stadium development~~
16 ~~district, and its contractors; and~~

17 [+6>] (8) To plan, promote, and market the stadium and
18 related facilities."

19 SECTION 3. Section 109-7, Hawaii Revised Statutes, is
20 amended by amending subsection (a) to read as follows:



1 "(a) Any law enforcement officer who has police powers to
2 arrest offenders and issue citations, including any police
3 officer of the counties, shall have the authority to enforce any
4 rule [~~promulgated~~] adopted pursuant to section [~~109-2(4).~~]
5 109-2(6)."

6 SECTION 4. Section 171-2, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "**§171-2 Definition of public lands.** "Public lands" means
9 all lands or interest therein in the State classed as government
10 or crown lands previous to August 15, 1895, or acquired or
11 reserved by the government upon or subsequent to that date by
12 purchase, exchange, escheat, or the exercise of the right of
13 eminent domain, or in any other manner; including lands accreted
14 after May 20, 2003, and not otherwise awarded, submerged lands,
15 and lands beneath tidal waters that are suitable for
16 reclamation, together with reclaimed lands that have been given
17 the status of public lands under this chapter, except:

18 (1) Lands designated in section 203 of the Hawaiian Homes
19 Commission Act, 1920, as amended;

20 (2) Lands set aside pursuant to law for the use of the
21 United States;



- 1 (3) Lands being used for roads and streets;
- 2 (4) Lands to which the United States relinquished the
- 3 absolute fee and ownership under section 91 of the
- 4 Hawaiian Organic Act prior to the admission of Hawaii
- 5 as a state of the United States unless subsequently
- 6 placed under the control of the board of land and
- 7 natural resources and given the status of public lands
- 8 in accordance with the state constitution, the
- 9 Hawaiian Homes Commission Act, 1920, as amended, or
- 10 other laws;
- 11 (5) Lands to which the University of Hawaii holds title;
- 12 (6) Lands to which the Hawaii housing finance and
- 13 development corporation in its corporate capacity
- 14 holds title;
- 15 (7) Lands to which the Hawaii community development
- 16 authority in its corporate capacity holds title;
- 17 (8) Lands set aside by the governor to the Hawaii public
- 18 housing authority or lands to which the Hawaii public
- 19 housing authority in its corporate capacity holds
- 20 title;



- 1 (9) Lands to which the department of agriculture holds
2 title by way of foreclosure, voluntary surrender, or
3 otherwise, to recover moneys loaned or to recover
4 debts otherwise owed the department under chapter 167;
- 5 (10) Lands that are set aside by the governor to the Aloha
6 Tower development corporation[+],_ lands leased to the
7 Aloha Tower development corporation by any department
8 or agency of the State[+],_ or lands to which the Aloha
9 Tower development corporation holds title in its
10 corporate capacity;
- 11 (11) Lands that are set aside by the governor to the
12 agribusiness development corporation[+],_ lands leased
13 to the agribusiness development corporation by any
14 department or agency of the State[+],_ or lands to
15 which the agribusiness development corporation in its
16 corporate capacity holds title;
- 17 (12) Lands to which the Hawaii technology development
18 corporation in its corporate capacity holds title;
19 [and]
- 20 (13) Lands to which the department of education holds
21 title; and



1 (14) Land to which the stadium authority holds title;
2 provided that, except as otherwise limited under federal law and
3 except for state land used as an airport as defined in section
4 262-1, public lands shall include the air rights over any
5 portion of state land upon which a county mass transit project
6 is developed after July 11, 2005[-]; provided further that if
7 the lands pursuant to paragraph (14) are no longer needed for
8 the stadium development district or related purposes, the lands
9 shall be returned to the public land trust administered by the
10 department."

11 SECTION 5. Section 171-64.7, Hawaii Revised Statutes, is
12 amended by amending subsection (a) to read as follows:

13 "(a) This section applies to all lands or interest therein
14 owned or under the control of state departments and agencies
15 classed as government or crown lands previous to August 15,
16 1895, or acquired or reserved by the government upon or
17 subsequent to that date by purchase, exchange, escheat, or the
18 exercise of the right of eminent domain, or any other manner,
19 including accreted lands not otherwise awarded, submerged lands,
20 and lands beneath tidal waters that are suitable for



1 reclamation, together with reclaimed lands that have been given
2 the status of public lands under this chapter, including:

3 (1) Land set aside pursuant to law for the use of the
4 United States;

5 (2) Land to which the United States relinquished the
6 absolute fee and ownership under section 91 of the
7 Organic Act prior to the admission of Hawaii as a
8 state of the United States;

9 (3) Land to which the University of Hawaii holds title;

10 (4) Land to which the Hawaii housing finance and
11 development corporation in its corporate capacity
12 holds title;

13 (5) Land to which the department of agriculture holds
14 title by way of foreclosure, voluntary surrender, or
15 otherwise, to recover moneys loaned or to recover
16 debts otherwise owed the department under chapter 167;

17 (6) Land that is set aside by the governor to the Aloha
18 Tower development corporation; or land to which the
19 Aloha Tower development corporation holds title in its
20 corporate capacity;



1 (7) Land that is set aside by the governor to the
2 agribusiness development corporation; or land to which
3 the agribusiness development corporation in its
4 corporate capacity holds title;

5 (8) Land to which the Hawaii technology development
6 corporation in its corporate capacity holds title;

7 (9) Land to which the department of education holds title;
8 [~~and~~]

9 (10) Land to which the Hawaii public housing authority in
10 its corporate capacity holds title[-]; and

11 (11) Lands to which the stadium authority holds title."

12 PART II

13 SECTION 6. Chapter 206E, Hawaii Revised Statutes, is
14 amended by adding a new section to part IX to be appropriately
15 designated and to read as follows:

16 "§206E- Stadium development special fund; established.

17 (a) There is established in the state treasury the stadium
18 development special fund, into which shall be deposited:

19 (1) All revenues from the stadium development district,
20 including but not limited to agreements or actions
21 generating revenue related to stadium operations,



- 1 lease or rental of facilities or land, concessions,
2 food and beverage, parking, sponsorship and
3 advertising, utilities and infrastructure, and
4 development;
- 5 (2) All gifts or grants awarded in any form from any
6 public agency or any other source for purposes of the
7 stadium development district;
- 8 (3) All proceeds from revenue bonds issued by the
9 authority; and
- 10 (4) Appropriations made by the legislature to the fund.
- 11 (b) Moneys in the stadium development special fund shall
12 be used by the authority for the payment of expenses arising
13 from any and all use, operation, repair, maintenance,
14 alteration, improvement, development, or any unforeseen or
15 unplanned repairs of the stadium development district, including
16 without limitation:
- 17 (1) The development, operation, and maintenance of a new
18 stadium;
- 19 (2) Food and beverage service and parking service provided
20 at the stadium facility; the sale of souvenirs, logo
21 items, or other items; any future major repair,



1 maintenance, and improvement of the stadium facility
2 as a commercial enterprise or as a world class
3 facility for athletic events, entertainment, or public
4 events; and for marketing the facility pursuant to
5 sections 109-2(4) and 109-2(8); and

6 (3) Contractual payments to developers or contractors
7 engaged by the stadium authority for the purpose of
8 redeveloping the site and related on- and off-site
9 infrastructure that benefits the stadium district and
10 its development guidance policies.

11 (c) In establishing or amending fees or charges that
12 generate receipts for deposit into the stadium development
13 special fund, the authority shall be exempt from the public
14 notice, public hearing, and gubernatorial approval requirements
15 of chapter 91. The fees and charges may be established at an
16 open meeting subject to the requirements of chapter 92. The
17 fees and charges may include rental rates for events,
18 facilities, equipment, parking, and services provided to other
19 government agencies and to the public."



1 SECTION 7. Section 206E-222, Hawaii Revised Statutes, is
2 amended by adding a new definition to be appropriately inserted
3 and to read as follows:

4 "Authority" or "stadium authority" means the stadium
5 authority established pursuant to section 109-1."

6 SECTION 8. Section 206E-223, Hawaii Revised Statutes, is
7 amended by amending subsection (a) to read as follows:

8 "(a) The stadium development district is established and
9 shall be composed of all [~~land~~] real property under the
10 jurisdiction of the stadium authority established pursuant to
11 section 109-1. The stadium authority shall have sole
12 jurisdiction over the development of the stadium development
13 district."

14 SECTION 9. Section 206E-224, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "[~~§~~206E-224[~~]~~] **Development guidance policies.** The
17 following shall be the development guidance policies generally
18 governing the authority's actions in the district:

19 (1) Development shall be in accordance with [~~any county~~]
20 stadium district development plans or transit-oriented
21 development [~~plan, unless modified by the authority~~]



1 ~~pursuant to paragraph (2);~~ plans adopted by the
2 stadium authority for the development of the district;
3 provided that the plan or plans shall consider any
4 county transit-oriented development plan and allow for
5 public input in the plan's preparation and updates;

6 (2) ~~[With the approval of the governor, the]~~ The
7 authority, upon the concurrence of a majority of its
8 voting members, may modify and make changes to a
9 transit-oriented development plan with respect to the
10 district to respond to changing conditions; provided
11 that before amending a transit-oriented development
12 plan, the authority shall conduct a public hearing to
13 inform the public of the proposed changes and receive
14 public input;

15 (3) The authority shall seek to promote economic
16 development and employment opportunities by fostering
17 diverse land uses and encouraging private sector
18 investments that use the opportunities presented by
19 the high-capacity transit corridor project consistent
20 with the needs of the public, including mixed use
21 housing and housing in transit-oriented developments;



- 1 (4) The authority may engage in planning, design, and
2 construction activities within and outside the
3 district; provided that activities outside the
4 district shall relate to infrastructure development,
5 area-wide drainage improvements, roadway realignments
6 and improvements, business and industrial relocation,
7 and other activities the authority deems necessary to
8 carry out development of the district and implement
9 this part. The authority may undertake studies or
10 coordinating activities in conjunction with the county
11 and appropriate state agencies and may address
12 facility systems, industrial relocation, and other
13 activities;
- 14 (5) [~~Hawaiian archaeological,~~] Archaeological, historic,
15 and cultural sites shall be preserved and protected[~~+~~]
16 in accordance with chapter 6E;
- 17 (6) Endangered species of flora and fauna shall be
18 preserved to the extent [~~feasible,~~] required by law;
- 19 (7) Land use and development activities within the
20 district shall be coordinated with and, to the extent
21 possible, complement existing county and state



1 policies, plans, and programs affecting the district;
2 and
3 (8) Public facilities within the district shall be
4 planned, located, and developed to support the
5 development policies established by this chapter for
6 the district and rules adopted pursuant to this
7 chapter."

8 SECTION 10. Section 206E-225, Hawaii Revised Statutes, is
9 amended to read as follows:

10 " ~~[+] §206E-225 []~~ Stadium development district governance;
11 memorandum of agreement. Notwithstanding ~~[section]~~ sections
12 206E-3 ~~[, for]~~ and 206E-4.1, the stadium authority established
13 pursuant to section 109-1 shall have sole jurisdiction regarding
14 matters affecting the stadium development district ~~[, the]~~;
15 provided that the executive director of the Hawaii community
16 development authority shall serve directly under the stadium
17 authority for those matters. The executive director of the
18 Hawaii community development authority, state comptroller, and
19 the stadium authority shall execute a memorandum of agreement
20 with the appropriate state agencies."

21 PART III



1 SECTION 11. Section 36-27, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Except as provided in this section, and
4 notwithstanding any other law to the contrary, from time to
5 time, the director of finance, for the purpose of defraying the
6 prorated estimate of central service expenses of government in
7 relation to all special funds, except the:

- 8 (1) Special out-of-school time instructional program fund
9 under section 302A-1310;
- 10 (2) School cafeteria special funds of the department of
11 education;
- 12 (3) Special funds of the University of Hawaii;
- 13 (4) State educational facilities improvement special fund;
- 14 (5) Convention center enterprise special fund under
15 section 201B-8;
- 16 (6) Special funds established by section 206E-6;
- 17 (7) Aloha Tower fund created by section 206J-17;
- 18 (8) Funds of the employees' retirement system created by
19 section 88-109;
- 20 (9) Hawaii hurricane relief fund established under chapter
21 431P;



- 1 (10) Hawaii health systems corporation special funds and
- 2 the subaccounts of its regional system boards;
- 3 (11) Tourism special fund established under section 201B-
- 4 11;
- 5 (12) Universal service fund established under section 269-
- 6 42;
- 7 (13) Emergency and budget reserve fund under section 328L-
- 8 3;
- 9 (14) Public schools special fees and charges fund under
- 10 section 302A-1130;
- 11 (15) Sport fish special fund under section 187A-9.5;
- 12 [+] (16) [+] Neurotrauma special fund under section 321H-4;
- 13 [+] (17) [+] Glass advance disposal fee established by section
- 14 342G-82;
- 15 [+] (18) [+] Center for nursing special fund under section 304A-
- 16 2163;
- 17 [+] (19) [+] Passenger facility charge special fund established by
- 18 section 261-5.5;
- 19 [+] (20) [+] Solicitation of funds for charitable purposes special
- 20 fund established by section 467B-15;
- 21 [+] (21) [+] Land conservation fund established by section 173A-5;



- 1 [+] (22) [+] Court interpreting services revolving fund under
2 section 607-1.5;
- 3 [+] (23) [+] Trauma system special fund under section 321-22.5;
- 4 [+] (24) [+] Hawaii cancer research special fund;
- 5 [+] (25) [+] Community health centers special fund;
- 6 [+] (26) [+] Emergency medical services special fund;
- 7 [+] (27) [+] Rental motor vehicle customer facility charge special
8 fund established under section 261-5.6;
- 9 [+] (28) [+] Shared services technology special fund under section
10 27-43;
- 11 [+] (29) [+] Automated victim information and notification system
12 special fund established under section 353-136;
- 13 [+] (30) [+] Deposit beverage container deposit special fund under
14 section 342G-104;
- 15 [+] (31) [+] Hospital sustainability program special fund under
16 [+] section 346G-4 [+] ;
- 17 [+] (32) [+] Nursing facility sustainability program special fund
18 under [+] section 346F-4 [+] ;
- 19 [+] (33) [+] Hawaii 3R's school improvement fund under section
20 302A-1502.4;



1 [f] (34) [f] After-school plus program revolving fund under section
2 302A-1149.5; [and]

3 [f] (35) [f] Civil monetary penalty special fund under section 321-
4 30.2 [r]; and

5 (36) Stadium development special fund under section
6 206E-_____,

7 shall deduct five per cent of all receipts of all other special
8 funds, which deduction shall be transferred to the general fund
9 of the State and become general realizations of the State. All
10 officers of the State and other persons having power to allocate
11 or disburse any special funds shall cooperate with the director
12 in effecting these transfers. To determine the proper revenue
13 base upon which the central service assessment is to be
14 calculated, the director shall adopt rules pursuant to chapter
15 91 for the purpose of suspending or limiting the application of
16 the central service assessment of any fund. No later than
17 twenty days prior to the convening of each regular session of
18 the legislature, the director shall report all central service
19 assessments made during the preceding fiscal year."

20 SECTION 12. Section 36-30, Hawaii Revised Statutes, is
21 amended by amending subsection (a) to read as follows:



- 1 "(a) Each special fund, except the:
- 2 (1) Special out-of-school time instructional program fund
- 3 under section 302A-1310;
- 4 (2) School cafeteria special funds of the department of
- 5 education;
- 6 (3) Special funds of the University of Hawaii;
- 7 (4) State educational facilities improvement special fund;
- 8 (5) Special funds established by section 206E-6;
- 9 (6) Aloha Tower fund created by section 206J-17;
- 10 (7) Funds of the employees' retirement system created by
- 11 section 88-109;
- 12 (8) Hawaii hurricane relief fund established under chapter
- 13 431P;
- 14 (9) Convention center enterprise special fund established
- 15 under section 201B-8;
- 16 (10) Hawaii health systems corporation special funds and
- 17 the subaccounts of its regional system boards;
- 18 (11) Tourism special fund established under section 201B-
- 19 11;
- 20 (12) Universal service fund established under section 269-
- 21 42;



- 1 (13) Emergency and budget reserve fund under section 328L-
2 3;
- 3 (14) Public schools special fees and charges fund under
4 section 302A-1130;
- 5 (15) Sport fish special fund under section 187A-9.5;
- 6 [†] (16) [†] Neurotrauma special fund under section 321H-4;
- 7 [†] (17) [†] Center for nursing special fund under section 304A-
8 2163;
- 9 [†] (18) [†] Passenger facility charge special fund established by
10 section 261-5.5;
- 11 [†] (19) [†] Court interpreting services revolving fund under
12 section 607-1.5;
- 13 [†] (20) [†] Trauma system special fund under section 321-22.5;
- 14 [†] (21) [†] Hawaii cancer research special fund;
- 15 [†] (22) [†] Community health centers special fund;
- 16 [†] (23) [†] Emergency medical services special fund;
- 17 [†] (24) [†] Rental motor vehicle customer facility charge special
18 fund established under section 261-5.6;
- 19 [†] (25) [†] Shared services technology special fund under section
20 27-43;



1 [] (26) [] Nursing facility sustainability program special fund
2 established pursuant to [] section 346F-4 [] ;

3 [] (27) [] Automated victim information and notification system
4 special fund established under section 353-136;

5 [] (28) [] Hospital sustainability program special fund under
6 [] section 346G-4 [] ; [and]

7 [] (29) [] Civil monetary penalty special fund under section 321-
8 30.2 [] ; and

9 (30) Stadium development special fund under section
10 206E- ,

11 shall be responsible for its pro rata share of the
12 administrative expenses incurred by the department responsible
13 for the operations supported by the special fund concerned."

14 PART IV

15 SECTION 13. Section 84-17, Hawaii Revised Statutes, is
16 amended by amending subsection (d) to read as follows:

17 "(d) The financial disclosure statements of the following
18 persons shall be public records and available for inspection and
19 duplication:

20 (1) The governor, the lieutenant governor, the members of
21 the legislature, candidates for and delegates to the



- 1 constitutional convention, the trustees of the office
2 of Hawaiian affairs, and candidates for state elective
3 offices;
- 4 (2) The directors of the state departments and their
5 deputies, regardless of the titles by which the
6 foregoing persons are designated; provided that with
7 respect to the department of the attorney general, the
8 foregoing shall apply only to the attorney general and
9 the first deputy attorney general;
- 10 (3) The administrative director of the State;
- 11 (4) The president, the vice presidents, the assistant vice
12 presidents, the chancellors, members of the board of
13 regents, and the provosts of the University of Hawaii;
- 14 (5) The members of the board of education and the
15 superintendent, the deputy superintendent, the state
16 librarian, and the deputy state librarian of the
17 department of education;
- 18 (6) The administrative director and the deputy director of
19 the courts;
- 20 (7) The administrator and the assistant administrator of
21 the office of Hawaiian affairs; and



- 1 (8) The members of the following state boards,
2 commissions, and agencies:
- 3 (A) The board of directors of the agribusiness
4 development corporation established under section
5 163D-3;
- 6 (B) The board of agriculture established under
7 section 26-16;
- 8 (C) The state ethics commission established under
9 section 84-21;
- 10 (D) The Hawaii community development authority
11 established under section 206E-3;
- 12 (E) The Hawaiian homes commission established under
13 the Hawaiian Homes Commission Act of 1920, as
14 amended, and section 26-17;
- 15 (F) The board of directors of the Hawaii housing
16 finance and development corporation established
17 under section 201H-3;
- 18 (G) The board of land and natural resources
19 established under section 171-4;
- 20 (H) The state land use commission established under
21 section 205-1;



- 1 (I) The legacy land conservation commission
2 established under section 173A-2.4;
- 3 (J) The natural area reserves system commission
4 established under section 195-6;
- 5 (K) The board of directors of the natural energy
6 laboratory of Hawaii authority established under
7 section 227D-2;
- 8 (L) The board of directors of the Hawaii public
9 housing authority established under section
10 356D-3;
- 11 (M) The public utilities commission established under
12 section 269-2; [~~and~~]
- 13 (N) The commission on water resource management
14 established under section 174C-7[-]; and
- 15 (O) The stadium authority established under section
16 109-1."

PART V

18 SECTION 14. Act 268, Session Laws of Hawaii 2019, is
19 amended by adding a new section to read as follows:

20 "SECTION 7A. The Hawaii community development authority,
21 as the designated expending agency for capital improvement



1 projects authorized in this Act, may delegate to other state
2 agencies the implementation of projects when it is determined
3 advantageous to do so by both the Hawaii community development
4 authority as the original expending agency and the agency to
5 which expending authority is to be delegated."

6 SECTION 15. Act 268, Session Laws of Hawaii 2019, is
7 amended by amending section 5 to read as follows:

8 ~~"SECTION 5. [The legislature finds and declares that the~~
9 ~~issuance of revenue bonds under this Act is in the public~~
10 ~~interest and for the public health, safety, and general welfare.~~
11 ~~Pursuant to part III, chapter 39, Hawaii Revised Statutes.~~
12 ~~Accordingly, the Hawaii community development authority, with~~
13 ~~the approval of the governor, may issue in one or more series~~
14 ~~revenue bonds in a total amount not to exceed \$180,000,000 for~~
15 ~~the Hawaii community development authority to implement the~~
16 ~~stadium development district as provided for in part _____,~~
17 ~~chapter 206E, Hawaii Revised Statutes.~~

18 ~~The proceeds of the revenue bonds shall be deposited into~~
19 ~~the Hawaii community development revolving fund created in~~
20 ~~section 206E-16, Hawaii Revised Statutes.~~



1 ~~The revenue bonds authorized under this Act shall be issued~~
2 ~~pursuant to part III, chapter 39, Hawaii Revised Statutes. The~~
3 ~~authorization to issue revenue bonds under this Act shall lapse~~
4 ~~on June 30, 2024.] REPEALED."~~

5 SECTION 16. Act 268, Session Laws of Hawaii 2019, as
6 amended by Act 4, Session Laws of Hawaii 2020, is amended by
7 amending section 6 to read as follows:

8 "SECTION 6. (a) The director of finance is authorized to
9 issue general obligation bonds in the sum of \$170,000,000 or so
10 much thereof as may be necessary and the same sum or so much
11 thereof as may be necessary is appropriated for fiscal year
12 2019-2020 to the Hawaii community development authority for the
13 stadium development district; provided that the appropriation
14 made for the capital improvement project authorized by this
15 section shall not lapse at the end of the fiscal year for which
16 the appropriation is made; provided further that all moneys from
17 the appropriation unencumbered as of June 30, [2022,] 2024,
18 shall lapse as of that date.

19 The sum appropriated shall be expended by the Hawaii
20 community development authority for the purposes of this Act.



1 SECTION 18. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 19. This Act shall take effect upon its approval.



Report Title:

HCDA; Stadium Development District; Stadium Authority;
Membership; Appropriation

Description:

Establishes the stadium development district special fund. Revises the general development guidance policies for the stadium development district and clarifies the respective roles the stadium authority and Hawaii community development authority in the development of the stadium development district. Broadens the powers and duties of the stadium authority, including authorizing the stadium authority to acquire and hold title to real property. Exempts land to which the stadium authority holds title from the definition of "public lands." Authorizes the Hawaii community development authority, with approval from the governor, to delegate to other state agencies implementation of capital improvement projects, under certain conditions. Broadens the representation of the stadium authority by adding two members to its membership. Amends the general bond authorization made by Act 268, Session Laws of Hawaii 2019. Makes the financial disclosures of members of the stadium authority public records pursuant to section 84-17(d), Hawaii Revised Statutes. (SD1)

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

