

JAN 26 2022

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# A BILL FOR AN ACT

RELATING TO GOVERNMENT OPERATIONS.

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

1 PART I

2 SECTION 1. The legislature finds that the effective,  
3 efficient, and appropriate development and redevelopment of  
4 state lands is an important priority, both for the purposes of  
5 economic development and for the creation of new facilities that  
6 are of benefit to the public. However, at present, expertise  
7 with land development is scattered around state government. The  
8 office of planning and sustainable development and the Hawaii  
9 state energy office are a part of the department of business,  
10 economic development, and tourism, and the Hawaii green  
11 infrastructure authority is administratively attached to that  
12 department. The State's two real estate development agencies,  
13 the Hawaii housing finance and development corporation and the  
14 Hawaii community development authority are also administratively  
15 attached to that department. The director of the office of  
16 planning and sustainable development and the executive director  
17 of the Hawaii housing finance and development corporation are



1 the co-chairs of the Hawaii interagency council for transit-  
2 oriented development. The Hawaii technology development  
3 corporation is administratively attached to the department of  
4 business, economic development, and tourism and has recently  
5 become responsible for the development of the first responders  
6 campus on Oahu. The Hawaii tourism authority is also  
7 administratively attached to the department of business,  
8 economic development, and tourism and is considering  
9 redeveloping all or a part of the Hawaii convention center.

10 However, the stadium authority is currently attached to the  
11 department of accounting and general services and is responsible  
12 for the construction of a new stadium and the development of the  
13 area surrounding the stadium, which includes more than seventy  
14 acres, is adjacent to the new Honolulu rail line, and is  
15 currently used as a parking lot. Similarly, the school facility  
16 authority is currently attached to the department of education  
17 and is responsible for the development and redevelopment of  
18 school facilities and related state lands including potential  
19 mixed-use developments.

20 Consolidating the State's land development functions within  
21 the department of business, economic development, and tourism



1 would centralize the State's land development expertise and  
2 thereby more efficiently use the State's limited financial  
3 resources and personnel.

4 Accordingly, the purpose of this Act is to improve the  
5 operation of state government by:

6 (1) Restoring the director of business, economic  
7 development, and tourism to the board of directors of  
8 the Hawaii tourism authority as an ex officio voting  
9 member; and

10 (2) Transferring the stadium authority and the school  
11 facilities authority to the department of business,  
12 economic development, and tourism.

13 PART II

14 SECTION 2. The purpose of this part is to add the director  
15 of business, economic development, and tourism to the board of  
16 the Hawaii tourism authority as an ex officio, voting member.

17 SECTION 3. Section 201B-2, Hawaii Revised Statutes, is  
18 amended by amending subsection (b) to read as follows:

19 "(b) The authority shall be headed by a policy-making  
20 board of directors that shall consist of twelve members;  
21 provided that:



- 1           (1) The members shall be appointed by the governor as  
2           provided in section 26-34, except as provided by this  
3           section;
- 4           (2) The members shall include at least one representative  
5           each from the city and county of Honolulu and the  
6           counties of Hawaii, Kauai, and Maui;
- 7           (3) Three members shall be appointed by the governor from  
8           a list of three names submitted for each appointment  
9           by the president of the senate, and three members  
10          shall be appointed by the governor from a list of  
11          three names submitted for each appointment by the  
12          speaker of the house of representatives; provided that  
13          if fewer than three names are submitted for each  
14          appointment, the governor may disregard the list;
- 15          (4) At least six members shall have knowledge, experience,  
16          and expertise in the area of accommodations,  
17          transportation, retail, entertainment, or attractions,  
18          and at least one member appointed by the governor  
19          shall have knowledge, experience, and expertise in the  
20          area of Hawaiian cultural practices; provided that no  
21          more than three members shall represent, be employed



1 by, or be under contract to any sector of the industry  
2 represented on the board;

3 (5) One member shall be the director of business, economic  
4 development, and tourism, or the director's designee,  
5 who shall be an ex-officio, voting member;

6 ~~[(+5)]~~ (6) The governor shall make appointments to ensure  
7 the fulfillment of all requirements of paragraphs (2)  
8 and (4); provided that upon the occurrence of a  
9 vacancy subject to paragraph (3), the governor shall  
10 notify the president of the senate and the speaker of  
11 the house of representatives of any unfulfilled  
12 requirements pursuant to paragraphs (2) and (4), and  
13 the president of the senate or the speaker of the  
14 house of representatives, as appropriate, shall submit  
15 nominees who fulfill those requirements; and

16 ~~[(+6)]~~ (7) No person who has served as a member of the board  
17 of directors of the Hawaii Visitors and Convention  
18 Bureau shall be eligible to sit as a member of the  
19 board of directors of the Hawaii tourism authority  
20 until at least two years have expired between the  
21 person's termination from service on the Hawaii



1 Visitors and Convention Bureau board and the person's  
2 appointment to the authority's board of directors."

3 SECTION 4. The amendments made to section 201B-2, Hawaii  
4 Revised Statutes, shall apply to any vacancy of a Hawaii tourism  
5 authority board of directors member appointed pursuant to  
6 section 201B-2(b)(2) or (4), Hawaii Revised Statutes, that  
7 occurs on or after the effective date of this Act.

8 PART III

9 SECTION 5. The purpose of this part is to transfer the  
10 stadium authority from the department of accounting and general  
11 services to the department of business, economic development,  
12 and tourism, and to repeal the stadium development special  
13 fund's exemption from the pro rata share established in section  
14 36-30, Hawaii Revised Statutes.

15 SECTION 6. Section 36-30, Hawaii Revised Statutes, is  
16 amended by amending subsection (a) to read as follows:

17 "(a) Each special fund, except the:

18 (1) Special out-of-school time instructional program fund  
19 under section 302A-1310;

20 (2) School cafeteria special funds of the department of  
21 education;



- 1 (3) Special funds of the University of Hawaii;
- 2 (4) Special funds established by section 206E-6;
- 3 (5) Aloha Tower fund created by section 206J-17;
- 4 (6) Funds of the employees' retirement system created by
- 5 section 88-109;
- 6 (7) Hawaii hurricane relief fund established under chapter
- 7 431P;
- 8 (8) Convention center enterprise special fund established
- 9 under section 201B-8;
- 10 (9) Hawaii health systems corporation special funds and
- 11 the subaccounts of its regional system boards;
- 12 (10) Universal service fund established under section
- 13 269-42;
- 14 (11) Emergency and budget reserve fund under section
- 15 328L-3;
- 16 (12) Public schools special fees and charges fund under
- 17 section 302A-1130;
- 18 (13) Sport fish special fund under section 187A-9.5;
- 19 (14) Neurotrauma special fund under section 321H-4;
- 20 (15) Center for nursing special fund under section
- 21 304A-2163;



- 1 (16) Passenger facility charge special fund established by
- 2 section 261-5.5;
- 3 (17) Court interpreting services revolving fund under
- 4 section 607-1.5;
- 5 (18) Trauma system special fund under section 321-22.5;
- 6 (19) Hawaii cancer research special fund;
- 7 (20) Community health centers special fund;
- 8 (21) Emergency medical services special fund;
- 9 (22) Rental motor vehicle customer facility charge special
- 10 fund established under section 261-5.6;
- 11 (23) Shared services technology special fund under section
- 12 27-43;
- 13 (24) Nursing facility sustainability program special fund
- 14 established pursuant to section 346F-4;
- 15 (25) Automated victim information and notification system
- 16 special fund established under section 353-136;
- 17 (26) Hospital sustainability program special fund under
- 18 section 346G-4; and
- 19 (27) Civil monetary penalty special fund under section
- 20 321-30.2 [~~and~~



1       ~~[(28)] Stadium development special fund under section~~  
2               ~~109-3.5],~~  
3 shall be responsible for its pro rata share of the  
4 administrative expenses incurred by the department responsible  
5 for the operations supported by the special fund concerned."

6           SECTION 7. Section 109-1, Hawaii Revised Statutes, is  
7 amended by amending subsection (a) to read as follows:

8           "(a) There shall be within the department of [~~accounting~~  
9 ~~and general services]~~ business, economic development, and  
10 tourism for administrative purposes only, a stadium authority  
11 whose responsibility shall be to maintain, operate, and manage  
12 the stadium development district. The authority shall consist  
13 of eleven members who shall be appointed by the governor in the  
14 manner prescribed by section 26-34.

15           Of the eleven members:

16           (1) One member shall be a resident of one of the following  
17 areas:

18           (A) Excluding Ford Island, the area beginning at the  
19 intersection of the shoreline and Admiral Clarey  
20 (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 the shoreline;
- 18                  and
- 19                  (xii) Northerly along said shoreline to its
- 20                  intersection with Admiral Clarey (Ford
- 21                  Island) Bridge;



- 1 (B) The area beginning at the intersection of Kaonohi  
2 street and H-1 freeway and running:
- 3 (i) Southeasterly along said freeway to the  
4 Moanalua freeway - Kamehameha highway  
5 connector;
  - 6 (ii) Northwesterly along said highway connector  
7 to Kamehameha highway;
  - 8 (iii) Northwesterly along said highway to Aiea  
9 stream;
  - 10 (iv) Southerly along said stream to the  
11 shoreline;
  - 12 (v) Northwesterly along said shoreline to  
13 Kalauao stream;
  - 14 (vi) Northeasterly along said stream to  
15 Kamehameha highway;
  - 16 (vii) Northwesterly along said highway to Kaonohi  
17 street; and
  - 18 (viii) Northeasterly along said street to its  
19 intersection with H-1 freeway; or
- 20 (C) The area beginning at the intersection of Waimalu  
21 stream and Koolau ridge and running:



- 1           (i) Southeasterly along said ridge to
- 2           Ewa-Honolulu district boundary;
- 3           (ii) Southwesterly along said boundary to Red
- 4           Hill Naval Reservation boundary;
- 5           (iii) Southwesterly along said boundary to Tampa
- 6           drive;
- 7           (iv) Westerly along said drive to the unnamed
- 8           road;
- 9           (v) Northerly along said road to Icarus way;
- 10          (vi) Westerly along said way to the unnamed road;
- 11          (vii) Southwesterly along said road to Moanalua
- 12          freeway (H-201);
- 13          (viii) Westerly along said freeway to H-1 freeway;
- 14          (ix) Northwesterly along said freeway to Kaonohi
- 15          street;
- 16          (x) Southwesterly along said street to Moanalua
- 17          road;
- 18          (xi) Westerly along said road to Kaahumanu
- 19          street;
- 20          (xii) Northerly along said street to Komo Mai
- 21          drive;



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



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

15 Each public member of the authority shall have been a citizen of  
16 the United States and a resident of the State for at least five  
17 years next preceding the member's appointment. The eleven  
18 members shall include the director of business, economic  
19 development, and tourism, the president of the University of  
20 Hawaii, and the superintendent of education, or their designees



1 who shall be ex officio voting members of the authority [~~but~~  
2 ~~shall not vote~~]."

3 SECTION 8. Section 206E-221, Hawaii Revised Statutes, is  
4 amended to read as follows:

5 "[~~+~~]**§206E-221**[~~+~~] **Stadium development district; purpose;**

6 **findings.** The legislature finds that the aloha stadium and

7 lands under the jurisdiction of the stadium authority and

8 department of [~~accounting and general services~~] business,

9 economic development, and tourism are underutilized. The

10 stadium facility has been in dire need of significant repair and

11 maintenance for many years. The stadium authority has

12 considered repairing, upgrading, and replacing the existing

13 facility to optimize the public's enjoyment and ensure public

14 safety. Redeveloping, renovating, or improving these public

15 lands in a manner that will provide suitable recreational,

16 residential, educational, and commercial areas, where the public

17 can live, congregate, recreate, attend schools, and shop, as

18 part of a thoughtfully integrated experience, is in the best

19 interests of the State and its people.



1           This part establishes the stadium development district to  
2 make optimal use of public land for the economic, residential,  
3 educational, and social benefit of the people of Hawaii.

4           The legislature finds that the jurisdiction of the  
5 authority shall include development within the stadium  
6 development district. Any development within the district shall  
7 require a permit from the authority."

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

10           "**§206E-224 Development guidance policies.** The following  
11 shall be the development guidance policies generally governing  
12 the authority's actions in the district:

13           (1) Development shall be in accordance with stadium  
14 development district development plans [~~or transit-~~  
15 ~~oriented development plans~~] adopted by the stadium  
16 authority for the development of the district;  
17 provided that the plan or plans shall consider any  
18 county [~~transit-oriented~~] development plan and allow  
19 for public input in the plan's preparation and  
20 updates;



1           (2) The authority, upon the concurrence of a majority of  
2           its voting members, may modify and make changes to a  
3           transit-oriented development plan with respect to the  
4           district to respond to changing conditions; provided  
5           that before amending a transit-oriented development  
6           plan, the authority shall conduct a public hearing to  
7           inform the public of the proposed changes and receive  
8           public input;

9           (3) The authority shall seek to promote economic  
10          development and employment opportunities by fostering  
11          diverse land uses and encouraging private sector  
12          investments that use the opportunities presented by  
13          the high-capacity transit corridor project consistent  
14          with the needs of the public, including mixed-use  
15          housing and housing in transit-oriented developments;

16          (4) The authority may engage in planning, design, and  
17          construction activities within and outside the  
18          district; provided that activities outside the  
19          district shall relate to infrastructure development,  
20          area-wide drainage improvements, roadway realignments  
21          and improvements, business and industrial relocation,



1 and other activities the authority deems necessary to  
2 carry out development of the district and implement  
3 this part. The authority may undertake studies or  
4 coordinate activities in conjunction with the county  
5 and appropriate state agencies and may address  
6 facility systems, industrial relocation, and other  
7 activities;

8 (5) Archaeological, historic, and cultural sites shall be  
9 preserved and protected in accordance with chapter 6E;

10 (6) Endangered species of flora and fauna shall be  
11 preserved to the extent required by law;

12 (7) Land use and development activities within the  
13 district shall be coordinated with and, to the extent  
14 possible, complement existing county and state  
15 policies, plans, and programs affecting the district;  
16 and

17 (8) Public facilities within the district shall be  
18 planned, located, and developed to support the  
19 development policies established by this chapter for  
20 the district and rules adopted pursuant to this  
21 chapter."



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

3 "~~§206E-225 Stadium development district governance;~~  
4 **memorandum of agreement.** Notwithstanding sections 206E-3 and  
5 206E-4.1, the stadium authority established pursuant to section  
6 109-1 shall have sole jurisdiction regarding matters affecting  
7 the stadium development district; provided that the Hawaii  
8 community development authority~~[];~~ department of ~~[accounting~~  
9 ~~and general services,~~] business, economic development, and  
10 tourism; and stadium authority shall enter into a memorandum of  
11 agreement regarding the implementation of responsibilities of  
12 the respective agencies."

13 SECTION 11. Act 268, Session Laws of Hawaii 2019,  
14 section 6, as amended by section 5 of Act 4, Session Laws of  
15 Hawaii 2020, as amended by section 18 of Act 146, Session Laws  
16 of Hawaii 2021, is amended to read as follows:

17 "SECTION 6. The director of finance is authorized to issue  
18 general obligation bonds in the sum of [~~\$170,000,000~~]  
19 \$350,000,000 or so much thereof as may be necessary and the same  
20 sum or so much thereof as may be necessary is appropriated for  
21 fiscal year 2019-2020 to the [~~stadium authority~~] department of



1 business, economic development, and tourism for the stadium  
2 development district; provided that the appropriation made for  
3 the capital improvement project authorized by this section shall  
4 not lapse at the end of the fiscal year for which the  
5 appropriation is made; provided further that all moneys from the  
6 appropriation unencumbered as of June 30, 2024, shall lapse as  
7 of that date.

8 The sum appropriated shall be expended by the [~~stadium~~  
9 ~~authority~~] department of business, economic development, and  
10 tourism for the purposes of this Act."

11 SECTION 12. All rights, powers, functions, and duties of  
12 the stadium authority and the department of accounting and  
13 general services as they relate to the stadium authority are  
14 transferred to the department of business, economic development,  
15 and tourism.

16 All officers and employees whose functions are transferred  
17 by this part shall be transferred with their functions and shall  
18 continue to perform their regular duties upon their transfer,  
19 subject to the state personnel laws and this part.

20 No officer or employee of the State having tenure shall  
21 suffer any loss of salary, seniority, prior service credit,



1 vacation, sick leave, or other employee benefit or privilege as  
2 a consequence of this part, and such officer or employee may be  
3 transferred or appointed to a civil service position without the  
4 necessity of examination; provided that the officer or employee  
5 possesses the minimum qualifications for the position to which  
6 transferred or appointed; and provided that subsequent changes  
7 in status may be made pursuant to applicable civil service and  
8 compensation laws.

9 An officer or employee of the State who does not have  
10 tenure and who may be transferred or appointed to a civil  
11 service position as a consequence of this part shall become a  
12 civil service employee without the loss of salary, seniority,  
13 prior service credit, vacation, sick leave, or other employee  
14 benefits or privileges and without the necessity of examination;  
15 provided that such officer or employee possesses the minimum  
16 qualifications for the position to which transferred or  
17 appointed.

18 If an office or position held by an officer or employee  
19 having tenure is abolished, the officer or employee shall not  
20 thereby be separated from public employment, but shall remain in  
21 the employment of the State with the same pay and classification



1 and shall be transferred to some other office or position for  
2 which the officer or employee is eligible under the personnel  
3 laws of the State as determined by the head of the department or  
4 the governor.

5 SECTION 13. All rules, policies, procedures, guidelines,  
6 and other material adopted or developed by the stadium authority  
7 or the department of accounting and general services to  
8 implement provisions of the Hawaii Revised Statutes that are  
9 reenacted or made applicable to the department of business,  
10 economic development, and tourism by this part shall remain in  
11 full force and effect until amended or repealed by the  
12 department of business, economic development, and tourism  
13 pursuant to chapter 91, Hawaii Revised Statutes.

14 In the interim, every reference to the stadium authority,  
15 department of accounting and general services, or comptroller in  
16 those rules, policies, procedures, guidelines, and other  
17 material is amended to refer to the department of business,  
18 economic development, and tourism or director of business,  
19 economic development, and tourism, as appropriate.

20 SECTION 14. All deeds, leases, contracts, loans,  
21 agreements, permits, or other documents executed or entered into



1 by or on behalf of the stadium authority or the department of  
2 accounting and general services, pursuant to the provisions of  
3 the Hawaii Revised Statutes, that are reenacted or made  
4 applicable to the department of business, economic development,  
5 and tourism by this part shall remain in full force and effect.  
6 Upon the effective date of this part, every reference to the  
7 stadium authority, department of accounting and general  
8 services, or the comptroller therein shall be construed as a  
9 reference to the department of business, economic development,  
10 and tourism or the director of business, economic development,  
11 and tourism, as appropriate.

12 SECTION 15. All appropriations, records, equipment,  
13 machines, files, supplies, contracts, books, papers, documents,  
14 maps, and other personal property heretofore made, used,  
15 acquired, or held by the stadium authority or the department of  
16 accounting and general services relating to the functions  
17 transferred to the department of business, economic development,  
18 and tourism shall be transferred with the functions to which  
19 they relate.



1 PART IV

2 SECTION 16. The purpose of this part is to transfer the  
3 school facilities authority from the department of education to  
4 the department of business, economic development, and tourism  
5 for administrative purposes.

6 SECTION 17. Section 302A-1702, Hawaii Revised Statutes, is  
7 amended by amending subsection (a) to read as follows:

8 "(a) There is established the school facilities authority,  
9 which shall be a body corporate and a public instrumentality of  
10 the State. The authority shall be placed within the department  
11 of business, economic development, and tourism for  
12 administrative purposes only."

13 SECTION 18. Section 302A-1704, Hawaii Revised Statutes, is  
14 amended by amending subsection (b) to read as follows:

15 "(b) The board shall consist of five voting members. The  
16 director of business, economic development, and tourism or the  
17 director's designee shall be an ex-officio, voting member of the  
18 board. The remaining four members shall:

- 19 (1) Be appointed by the governor pursuant to section  
20 26-34;
- 21 (2) Have an interest in public school facilities;



- 1           (3) Include one member actively or previously engaged in  
2           the construction industry for at least five years; and  
3           (4) Serve without compensation but may be reimbursed for  
4           expenses, including travel expenses, necessary for the  
5           performance of their duties."

6           SECTION 19. The amendments made to section 302A-1704(b),  
7 Hawaii Revised Statutes, shall apply to any vacancy of a school  
8 facilities authority board of directors member that occurs on or  
9 after the effective date of this Act.

10          SECTION 20. All rights, powers, functions, and duties of  
11 the department of education as they relate to the school  
12 facilities authority are transferred to the department of  
13 business, economic development, and tourism.

14          All officers and employees whose functions are transferred  
15 by this part shall be transferred with their functions and shall  
16 continue to perform their regular duties upon their transfer,  
17 subject to the state personnel laws and this part.

18          No officer or employee of the State having tenure shall  
19 suffer any loss of salary, seniority, prior service credit,  
20 vacation, sick leave, or other employee benefit or privilege as  
21 a consequence of this part, and such officer or employee may be



1 transferred or appointed to a civil service position without the  
2 necessity of examination; provided that the officer or employee  
3 possesses the minimum qualifications for the position to which  
4 transferred or appointed; and provided that subsequent changes  
5 in status may be made pursuant to applicable civil service and  
6 compensation laws.

7 An officer or employee of the State who does not have  
8 tenure and who may be transferred or appointed to a civil  
9 service position as a consequence of this part shall become a  
10 civil service employee without the loss of salary, seniority,  
11 prior service credit, vacation, sick leave, or other employee  
12 benefits or privileges and without the necessity of examination;  
13 provided that such officer or employee possesses the minimum  
14 qualifications for the position to which transferred or  
15 appointed.

16 If an office or position held by an officer or employee  
17 having tenure is abolished, the officer or employee shall not  
18 thereby be separated from public employment, but shall remain in  
19 the employment of the State with the same pay and classification  
20 and shall be transferred to some other office or position for  
21 which the officer or employee is eligible under the personnel



1 laws of the State as determined by the head of the department or  
2 the governor.

3 SECTION 21. All rules, policies, procedures, guidelines,  
4 and other material adopted or developed by the department of  
5 education to implement provisions of the Hawaii Revised Statutes  
6 that are reenacted or made applicable to the department of  
7 business, economic development, and tourism by this part shall  
8 remain in full force and effect until amended or repealed by the  
9 department of business, economic development, and tourism  
10 pursuant to chapter 91, Hawaii Revised Statutes.

11 In the interim, every reference to the department of  
12 education or superintendent in those rules, policies,  
13 procedures, guidelines, and other material is amended to refer  
14 to the department of business, economic development, and tourism  
15 or director of business, economic development, and tourism, as  
16 appropriate.

17 SECTION 22. All deeds, leases, contracts, loans,  
18 agreements, permits, or other documents executed or entered into  
19 by or on behalf of the department of education, pursuant to the  
20 provisions of the Hawaii Revised Statutes, that are reenacted or  
21 made applicable to the department of business, economic



1 development, and tourism by this part shall remain in full force  
 2 and effect. Upon the effective date of this part, every  
 3 reference to the department of education or the superintendent  
 4 therein shall be construed as a reference to the department of  
 5 business, economic development, and tourism or the director of  
 6 business, economic development, and tourism, as appropriate.

7 SECTION 23. All appropriations, records, equipment,  
 8 machines, files, supplies, contracts, books, papers, documents,  
 9 maps, and other personal property heretofore made, used,  
 10 acquired, or held by the department of education relating to the  
 11 functions transferred to the department of business, economic  
 12 development, and tourism shall be transferred with the functions  
 13 to which they relate.

14 PART V

15 SECTION 24. Statutory material to be repealed is bracketed  
 16 and stricken. New statutory material is underscored.

17 SECTION 25. This Act shall take effect on July 1, 2022.

18

INTRODUCED BY: 



# S.B. NO. 3334

**Report Title:**

DBEDT; DAGS; DOE; HTA; Stadium Authority; School Facilities Authority; Transfer

**Description:**

Establishes the Director of Business, Economic Development, and Tourism, or a designee of the Director, as an ex-officio, voting member of the Hawaii Tourism Authority and the School Facilities Authority Board. Transfers the Stadium Authority and the School Facilities Authority from the Department of Accounting and General Services and Department of Education, respectively, to the Department of Business, Economic Development, and Tourism. Requires that administrative expenses incurred for the stadium development special fund be deducted. Increases the amount of general obligation bonds that may be issued for the Stadium Development District.

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

