



GOV. MSG. NO. 1434

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 12, 2022

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirty-First State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty-First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 12, 2022, the following bill was signed into law:

HB1837 HD1 SD2 CD1

RELATING TO HOUSING.
ACT 305

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

HOUSE OF REPRESENTATIVES
THIRTY-FIRST LEGISLATURE, 2022
STATE OF HAWAII

H.B. NO. 1837
H.D. 1
S.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO HOUSING.

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

1 SECTION 1. This Act shall be known as the "Yes In My
2 Backyard Act".

3 SECTION 2. The legislature finds that the report *Measuring*
4 *Housing Demand in Hawaii, 2015-2025*, published by the department
5 of business, economic development, and tourism in March 2015,
6 concluded that, based in part on the State's population growth,
7 the projected statewide demand for residential housing was
8 between 64,700 and 66,000 units. Although the department finds
9 that population growth in the State has slowed since the 2015
10 report, in the *Hawaii Housing Demand: 2020-2030* report,
11 published in December 2019, the department still projects that
12 an additional 36,155 units will be needed between 2020 and 2030,
13 not including units under construction or already in the
14 permitting process.

15 The legislature further finds that "yes in my backyard"
16 legislation, which is aimed at increasing housing availability
17 by reducing administrative barriers and encouraging the adoption



1 of more flexible zoning and regulatory policies, has been
2 enacted in Oregon and California. Similar legislation aimed at
3 increasing transparency and tracking discriminatory land use
4 policies was co-introduced on the federal level by United States
5 Senator Brian Schatz in May 2021.

6 The legislature believes that Hawaii could benefit from
7 similar discussions on opportunities to reduce zoning,
8 regulatory, and statutory barriers to affordable housing
9 development.

10 Accordingly, the purpose of this Act is to establish a
11 statewide working group on affordable housing that shall meet
12 annually to:

- 13 (1) Foster increased inter-agency coordination on housing
14 and zoning issues;
- 15 (2) Raise public awareness of the ongoing efforts by the
16 State and counties to reduce barriers to affordable
17 housing development; and
- 18 (3) Propose legislation.

19 SECTION 3. (a) There is established a statewide working
20 group on affordable housing that shall meet annually to discuss



1 opportunities to reduce zoning, regulatory, and statutory
2 barriers to affordable housing development.

3 (b) The working group shall comprise:

4 (1) The executive director of the Hawaii housing finance
5 and development corporation, or the executive
6 director's designee, who shall serve as a co-chair of
7 the working group;

8 (2) The executive director of the Hawaii public housing
9 authority, or the executive director's designee, who
10 shall serve as a co-chair of the working group;

11 (3) The chairpersons of the respective standing committees
12 on housing of the senate and house of representatives,
13 or their designees;

14 (4) The executive director of the land use commission, or
15 the executive director's designee;

16 (5) The executive director of the office of planning and
17 sustainable development, or the executive director's
18 designee;

19 (6) The executive director of the Hawaii community
20 development authority, or the executive director's
21 designee;



- 1 (7) Representatives from each county agency having
- 2 authority over zoning; and
- 3 (8) Relevant stakeholders, as recommended by the working
- 4 group.
- 5 (c) The working group shall discuss:
- 6 (1) Opportunities to reduce zoning, regulatory, and
- 7 statutory barriers to affordable housing development;
- 8 (2) Statutory or regulatory measures adopted in the
- 9 previous year by the State or counties that have
- 10 successfully increased opportunities to develop
- 11 housing for residents at all income levels;
- 12 (3) Opportunities for public outreach to inform residents
- 13 of the ongoing efforts by the State and counties to
- 14 reduce barriers to affordable housing development;
- 15 (4) The feasibility of:
- 16 (A) Allowing multi-family housing development in
- 17 retail and commercial zones;
- 18 (B) Converting office units and commercial spaces
- 19 into apartments and other multi-family
- 20 residential spaces;



- 1 (C) Promoting a range of housing types in areas zoned
- 2 for single-family homes;
- 3 (D) Reducing the minimum lot size for housing uses;
- 4 (E) Streamlining the housing permitting process and
- 5 timelines;
- 6 (F) Establishing density bonuses;
- 7 (G) Utilizing vacant or underutilized county land for
- 8 affordable housing development; and
- 9 (H) Utilizing financing programs to more efficiently
- 10 develop affordable housing; and

11 (5) Any other topics requested by the legislature.

12 (d) The working group shall submit an annual report of its
13 findings and recommendations, including any proposed
14 legislation, to the legislature no later than twenty days prior
15 to the convening of each regular session, beginning with the
16 regular session of 2023.

17 SECTION 4. There is appropriated out of the general
18 revenues of the State of Hawaii the sum of \$100,000 or so much
19 thereof as may be necessary for fiscal year 2022-2023 to support
20 the statewide working group established by this Act, including
21 one full-time equivalent (1.0 FTE) position.



1 The sum appropriated shall be expended by the Hawaii
2 housing finance and development corporation for the purposes of
3 this Act.

4 SECTION 4. This Act shall take effect on July 1, 2022.

APPROVED this 12th day of July , 2022



GOVERNOR OF THE STATE OF HAWAII



HB No. 1837, HD 1, SD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 3, 2022
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022.



Scott K. Saiki
Speaker
House of Representatives

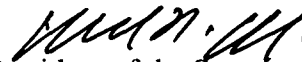



Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: May 3, 2022
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2022.


President of the Senate


Clerk of the Senate