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# A BILL FOR AN ACT

RELATING TO SPORTS FACILITIES.

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

1 PART I

2 SECTION 1. Any law to the contrary notwithstanding, the  
3 appropriation under Act 88, Session Laws of Hawaii 2021,  
4 section 26, as amended by section 5 of Act 248, Session Laws of  
5 Hawaii 2022, in the amount indicated or balance thereof,  
6 unallocated, allotted, encumbered, and unrequired, is hereby  
7 lapsed:

8	<u>Item No.</u>	<u>Amount</u>	<u>(MOF)</u>
9	A-0.03	\$350,000,000	C"

10 SECTION 2. Any law to the contrary notwithstanding, the  
11 appropriation under Act 268, Session Laws of Hawaii 2019,  
12 section 6, as amended by section 5 of Act 4, Session Laws of  
13 Hawaii 2020, as amended by section 18 of Act 146, Session Laws  
14 of Hawaii 2021, as amended by section 10 of Act 220, Session  
15 Laws of Hawaii 2022, in the amount of \$20,000,000 of general  
16 obligation bond funds or balance thereof, unallocated, allotted,  
17 encumbered, and unrequired, is hereby lapsed.



1 SECTION 3. There is appropriated out of the Halawa  
2 redevelopment special fund, as renamed pursuant to section 10 of  
3 this Act, the sum of \$49,500,000 or so much thereof as may be  
4 necessary for fiscal year 2024-2025 to be deposited into the  
5 general fund.

6 PART II

7 SECTION 4. In accordance with section 9 of article VII, of  
8 the Constitution of the State of Hawaii and sections 37-91 and  
9 37-93, Hawaii Revised Statutes, the legislature has determined  
10 that the appropriations contained in this Act will cause the  
11 state general fund expenditure ceiling for fiscal year 2024-2025  
12 to be exceeded by \$ , or per cent. The reasons  
13 for exceeding the general fund expenditure ceiling are that the  
14 appropriations made in this Act are necessary to serve the  
15 public interest and to meet the needs provided for by this Act.

16 SECTION 5. The director of finance is authorized to issue  
17 general obligation bonds in the sum of \$370,000,000 or so much  
18 thereof as may be necessary and the same sum or so much thereof  
19 as may be necessary is appropriated for fiscal year 2024-2025  
20 for the purpose of a new stadium on the university of Hawaii at  
21 Manoa campus, including plans, design, construction, equipment,



1 appurtenances, ground and site improvements, infrastructure, and  
2 all related and associated project costs.

3 The sum appropriated shall be expended by the university of  
4 Hawaii for the purposes of this part.

5 SECTION 6. There is appropriated out of the general  
6 revenues of the State of Hawaii the sum of \$49,500,000 or so  
7 much thereof as may be necessary for fiscal year 2024-2025 for  
8 the purpose of a new stadium on the university of Hawaii at  
9 Manoa campus, including plans, design, construction, equipment,  
10 appurtenances, ground and site improvements, infrastructure, and  
11 all related and associated project costs.

12 The sum appropriated shall be expended by the university of  
13 Hawaii for the purposes of this part.

14 SECTION 7. The appropriations made for the capital  
15 improvement project authorized by this part shall not lapse at  
16 the end of the fiscal biennium for which the appropriations are  
17 made; provided that all moneys from the appropriations  
18 unencumbered as of June 30, 2026, shall lapse as of that date.

19 PART III

20 SECTION 8. Chapter 109, Hawaii Revised Statutes, is  
21 amended by amending its title to read as follows:



"CHAPTER 109

~~[STADIUMS AND RECREATIONAL FACILITIES]~~ HALAWA REDEVELOPMENT  
AUTHORITY"

SECTION 9. Section 109-2, Hawaii Revised Statutes, is amended to read as follows:

"§109-2 ~~[Stadium]~~ Halawa redevelopment authority; powers and duties. The powers and duties of the ~~[stadium]~~ Halawa redevelopment authority shall be as follows:

(1) To repair, maintain, and operate ~~[stadium facilities and the stadium development]~~ the Halawa redevelopment district, including:

(A) ~~[Repairs, maintenance, operations, and demolition]~~ Demolition of existing stadium facilities;

~~[-(B) Operations and maintenance of a new stadium,]~~ and ~~[-(C)]~~ (B) Contractual payments to developers, contractors, or management contractors engaged by the ~~[stadium]~~ Halawa redevelopment authority;

(2) To coordinate in planning, design, and construction activities, including on-site repairs, within the ~~[stadium development]~~ Halawa redevelopment district;



- 1 (3) To acquire and hold title to real property;
- 2 (4) To prescribe and collect rents, fees, and charges for
- 3 the use or enjoyment of the [~~stadium, facilities~~
- 4 ~~related to the stadium,~~] Halawa redevelopment
- 5 district, facilities related to the Halawa
- 6 redevelopment district, and real property held by the
- 7 [~~stadium~~] Halawa redevelopment authority, including
- 8 entering into leases, contracts, sponsorship and
- 9 advertising agreements, food and beverage agreements,
- 10 concession agreements, parking agreements, or other
- 11 development and use agreements that may apply;
- 12 provided that leases shall not exceed a term of
- 13 ninety-nine years;
- 14 (5) To make and execute contracts and other instruments
- 15 necessary or convenient to exercise its powers under
- 16 this chapter and subject to any limitations in this
- 17 chapter, to exercise all powers necessary, incidental,
- 18 or convenient to carry out and effectuate the purposes
- 19 and provisions of this chapter;
- 20 (6) To adopt, amend, and repeal, in accordance with
- 21 chapter 91, rules it may deem necessary to effectuate



1 this chapter and in connection with its projects,  
2 operations, and facilities;

3 (7) To appoint officers, agents, and employees, prescribe  
4 their duties and qualifications, and fix their  
5 salaries, without regard to chapters 76 and 89, to  
6 manage the [~~stadium, the stadium development~~] Halawa  
7 redevelopment district[7] and its contractors; and

8 (8) To plan, promote, and market the [~~stadium~~] Halawa  
9 redevelopment district and related facilities."

10 SECTION 10. Section 109-3.5, Hawaii Revised Statutes, is  
11 amended to read as follows:

12 " [{}§109-3.5 [{} ~~Stadium development~~] Halawa redevelopment  
13 special fund; established. (a) There is established in the  
14 state treasury the [~~stadium development~~] Halawa redevelopment  
15 special fund, into which funds collected by the [~~stadium~~] Halawa  
16 redevelopment authority shall be deposited, including:

17 (1) All revenues from the [~~stadium development~~] Halawa  
18 redevelopment district, including but not limited to  
19 agreements or actions generating revenue related to  
20 [~~stadium~~] operations, lease or rental of facilities or  
21 land, concessions, food and beverage, parking,



1 sponsorship and advertising, utilities and  
2 infrastructure, and development;

3 (2) All gifts or grants awarded in any form from any  
4 public agency or any other source for purposes of the  
5 ~~[stadium development]~~ Halawa redevelopment district;

6 (3) All proceeds from revenue bonds issued for the purpose  
7 of the ~~[stadium development]~~ Halawa redevelopment  
8 district; and

9 (4) Appropriations made by the legislature to the fund.

10 (b) Moneys in the ~~[stadium development]~~ Halawa  
11 redevelopment special fund shall be used by the ~~[stadium]~~ Halawa  
12 redevelopment authority for the payment of expenses arising from  
13 any and all use, operation, repair, maintenance, alteration,  
14 improvement, development, or any unforeseen or unplanned repairs  
15 of the ~~[stadium development]~~ Halawa redevelopment district,  
16 including 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 marketing the facility pursuant to section  
5 109-2(4) and (8); and

6 ~~(3)~~ Contractual], contractual payments to developers or  
7 contractors engaged by the [~~stadium~~] Halawa  
8 redevelopment authority for the purpose of  
9 redeveloping the site and related on- and off-site  
10 infrastructure that benefits the [~~stadium~~] Halawa  
11 redevelopment district and its development guidance  
12 policies."

13 SECTION 11. Chapter 206E, Hawaii Revised Statutes, is  
14 amended by amending the title of part IX to read as follows:

15 "PART IX. [~~STADIUM DEVELOPMENT~~] HALAWA REDEVELOPMENT DISTRICT"

16 SECTION 12. Section 109-3, Hawaii Revised Statutes, is  
17 repealed.

18 [~~"§109-3 Stadium special fund. (a) There is created a~~  
19 ~~special fund to be known as the stadium special fund into which~~  
20 ~~funds collected by the authority shall be deposited. The~~





1 ~~stadium special fund shall be applied, used, and disposed of for~~  
2 ~~the payment of:~~

3 ~~(1) The expenses of the operation, maintenance, promotion,~~  
4 ~~and management of; and~~

5 ~~(2) All or a portion of the cost of financing any capital~~  
6 ~~improvement project for;~~  
7 ~~the stadium and related facilities; provided that all services~~  
8 ~~required for the stadium and related facilities shall be~~  
9 ~~performed by persons hired on contract or otherwise, without~~  
10 ~~regard for chapter 76; provided further that the authority shall~~  
11 ~~report to the legislature all receipts and expenditures of the~~  
12 ~~stadium special fund account twenty days prior to the convening~~  
13 ~~of each regular session until the stadium special fund is closed~~  
14 ~~pursuant to subsection (c).~~

15 ~~(b) Notwithstanding subsection (a), all moneys collected~~  
16 ~~by the stadium authority after June 30, 2021, shall be deposited~~  
17 ~~into the stadium development special fund pursuant to section~~  
18 ~~109-3.5.~~

19 ~~(c) Upon June 30, 2021, the stadium special fund~~  
20 ~~established herein shall be abolished, and all appropriations,~~



1 ~~encumbrances, and the remaining unencumbered balance shall be~~  
2 ~~transferred to the stadium development special fund."]~~

3 SECTION 13. Sections 40-84, 84-17(d), 109-1, 109-6, 109-7,  
4 171-2, 171-64.7(a), 206E-221, 206E-222, 206E-223, 206E-224,  
5 206E-225, 226-64, and 445-112, Hawaii Revised Statutes, are  
6 amended by substituting the words "Halawa redevelopment  
7 authority" wherever the words "stadium authority" appear, as the  
8 context requires.

9 SECTION 14. Sections 109-1, 171-2, 201H-191.5, 206E-14,  
10 206E-221, 206E-222, 206E-223(a), 206E-224, 206E-225, and  
11 206E-226, Hawaii Revised Statutes, are amended by substituting  
12 the words "Halawa redevelopment district" wherever the words  
13 "stadium development district" appear, as the context requires.

14 SECTION 15. Sections 36-27(a), 36-30(a), and 109-8, Hawaii  
15 Revised Statutes, are amended by substituting the words "Halawa  
16 redevelopment special fund" wherever the words "stadium  
17 development special fund" appear, as the context requires.

18 PART IV

19 SECTION 16. Statutory material to be repealed is bracketed  
20 and stricken. New statutory material is underscored.



1 SECTION 17. This Act shall take effect on July 1, 2024.

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INTRODUCED BY: \_\_\_\_\_

A handwritten signature in black ink, appearing to be 'HJG', is written over a horizontal line.

JAN 24 2024



# H.B. NO. 2664

**Report Title:**

Sports Facilities; UH; Stadium Authority; New Stadium; GO Bonds; Lapse; Stadium Development Special Fund; Halawa Redevelopment; Appropriations; General Fund Expenditure Ceiling Exceeded

**Description:**

Lapses appropriations of general obligation bond funds previously authorized for the planning, design, and construction of a stadium in Halawa by the Stadium Authority. Transfers certain special fund moneys earmarked for the development of a new stadium in Halawa to the general fund. Reappropriates those funds to plan, design, and construct a new stadium at the University of Hawaii at Manoa campus. Renames the Stadium Authority as the Halawa Redevelopment Authority and the Stadium Development District as the Halawa Redevelopment District. Amends the powers and duties of the Halawa Redevelopment Authority. Declares that the appropriation exceeds the state general fund expenditure ceiling for 2024-2025.

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

