

S.B. NO. 3059

JAN 24 2024

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A BILL FOR AN ACT

RELATING TO THE STADIUM AUTHORITY.

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

1           SECTION 1. Section 109-1, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "§109-1 Stadium authority; appointment, terms. (a) There  
4 shall be within the department of business, economic  
5 development, and tourism for administrative purposes only, a  
6 stadium authority whose responsibility shall be to maintain,  
7 operate, and manage the stadium development district. The  
8 stadium authority shall consist of eleven members. Eight  
9 members shall be appointed by the governor in the manner  
10 prescribed by section 26-34.

11           Of the eight public members:

12           (1) One member shall be designated as the Aiea community  
13           representative and be a resident of one of the  
14           following areas:

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

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- 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;

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- 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:

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- 1 (i) Southeasterly along said ridge to Ewa-
- 2 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;
- 22 (xiii) Easterly along said drive to Punanani gulch;

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- 1                   (xiv) Northeasterly along said gulch to the  
2   powerline;
- 3                   (xv) Southeasterly along said powerline to  
4   Waimalu stream;
- 5                   (xvi) Northeasterly along said stream to Aiea  
6   stream;
- 7                   (xvii) Easterly along said stream to Waimalu  
8   stream; and
- 9                   (xviii) Southeasterly along said stream to its  
10   intersection with Koolau ridge; and
- 11       (2) One member shall be designated as the west Honolulu  
12                   community representative and be a resident of the area  
13                   beginning at the intersection of H-1 freeway and  
14                   Moanalua freeway (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;
- 22                   (G) Southeasterly along said drive to Pakini street;

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1 (H) Southwesterly along said street to Keaka drive;

2 (I) Southerly along said drive to Puolo drive;

3 (J) Westerly along said drive to Likini street;

4 (K) Southerly along said street to Maluna street;

5 (L) Westerly along said street to Salt Lake

6 boulevard;

7 (M) Southeasterly along said boulevard to the former

8 street entrance to U.S. Naval Reservation;

9 (N) Southwesterly along said feature to Reeves loop;

10 (O) Southwesterly along said loop to Radford drive;

11 (P) Westerly along said drive to H-1 freeway; and

12 (Q) Northerly along said freeway to its intersection  
13 with Moanalua freeway (H-201).

14 Each public member of the stadium authority shall have been a  
15 citizen of the United States and a resident of the State for at  
16 least five years next preceding the member's appointment. The  
17 remaining three members shall include the director of business,  
18 economic development, and tourism or the director's designee,  
19 who shall be an ex officio voting member, and the president of  
20 the University of Hawaii and superintendent of education, or  
21 their designees, who shall be ex officio nonvoting members of  
22 the stadium authority.

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1 (b) The chairperson of the stadium authority shall be  
2 elected by the majority of the members of the stadium  
3 authority. The term of each member shall be four years;  
4 provided that:

5 (1) Of the members initially appointed, three members  
6 shall serve for four years, three members shall serve  
7 for three years, and the remaining three members shall  
8 serve for two years; and

9 (2) The terms of the members added by Act 146, Session  
10 Laws of Hawaii 2021, shall commence on July 1, 2021.

11 No person shall be appointed consecutively to more than two  
12 terms as a member of the stadium authority. Vacancies shall be  
13 filled for the remainder of any unexpired term in the same  
14 manner as original appointments.

15 (c) A majority of all of the voting members currently  
16 appointed to the stadium authority shall constitute a quorum to  
17 do business, and the concurrence of a majority of all of the  
18 voting members currently appointed to the stadium authority  
19 shall be necessary to make any action of the stadium authority  
20 valid.

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1           [~~(e)~~] (d) The members of the stadium authority shall serve  
2 without compensation and shall be allowed their actual and  
3 necessary expenses incurred in the performance of their duties."

4           SECTION 2. Statutory material to be repealed is bracketed  
5 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:           *M. D. Williams*          

BY REQUEST



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**Report Title:**

Stadium Authority; Quorum Requirements

**Description:**

Clarifies requirements to establish a quorum to do business and validate acts of the Stadium Authority.

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

JUSTIFICATION SHEET

DEPARTMENT: Business, Economic Development, and Tourism

TITLE: A BILL FOR AN ACT RELATING TO THE STADIUM AUTHORITY.

PURPOSE: To clarify the requirement to establish a quorum to do business and validate acts of the Stadium Authority.

MEANS: Amend section 109-1, Hawaii Revised Statutes, (HRS).

JUSTIFICATION: The current statute is not specific on the requirement for establishing quorum and the voting requirement to adopt a measure. The Stadium Authority board has had trouble in meeting the quorum requirement set forth in section 92-15, HRS, due to vacancies and a lack of clarity in application to non-voting members. This bill will clarify that a majority of the Stadium Authority's currently appointed voting members is required to do business, and the concurrence of a majority of the Stadium Authority's currently appointed voting members is required to take official action.

Impact on the public: Having clear requirements for establishing quorum and for conducting official Stadium Authority business is in the best interest of the public.

Impact on the department and other agencies:

Having clear requirements for establishing quorum and for conducting official Stadium Authority business is in the best interest of the department and other agencies.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM

DESIGNATION: BED-180.

OTHER AFFECTED

AGENCIES: None.

EFFECTIVE DATE: Upon approval.