

JAN 28 2026

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# A BILL FOR AN ACT

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RELATING TO BONDS.

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

1       SECTION 1. Section 47C-1, Hawaii Revised Statutes, is  
2 amended to read as follows:

3       "**§47C-1 Definitions.** As used in sections 47C-1 through  
4 47C-6, the following words and terms shall have the following  
5 meanings or inclusions:

6       "Chairperson of the finance committee" shall mean the  
7 chairperson of the finance committee of the council of the  
8 county, or if the council of the county does not have a finance  
9 committee, the member of the council appointed by the council to  
10 perform the functions required by this chapter to be performed  
11 by the chairperson of the finance committee of the council.

12       "Corporation counsel" shall mean the chief legal advisor or  
13 legal representative of the county.

14       "County" shall include each county of the State, including  
15 the city and county of Honolulu.

16       "Director of finance" shall mean the director of finance of  
17 the county, or if the county does not have a director of



1 finance, the officer of the county in whom is vested the  
2 functions and powers of maintaining the treasury of the county  
3 and issuing and selling, paying interest on, and redeeming bonds  
4 of the county.

5 "Fiscal year" shall mean the fiscal year of the county as  
6 defined in section 46-41.

7 "Special assessment bonds" shall mean bonds issued under  
8 special improvement statutes when the only security for ~~such~~  
9 the bonds is the assessments or special taxes levied and  
10 assessed under those statutes or properties subject to the  
11 assessments or special taxes.

12 As used in sections 47C-1 through 47C-6, the words or terms  
13 "bonds", "general obligation bonds", "housing infrastructure  
14 growth bonds", "net revenue", "net user tax receipts",  
15 "reimbursable general obligation bonds", "revenue bonds",  
16 "special purpose revenue bonds", and "user tax" shall have the  
17 respective meanings and inclusions given to ~~such~~ those words  
18 and terms in section 12 of article VII of the constitution."

19 SECTION 2. Section 47C-2, Hawaii Revised Statutes, is  
20 amended to read as follows:



1       "**§47C-2 Determination of funded debt.** Within ninety days  
2 after the first day of each fiscal year, the director of finance  
3 of each county shall ascertain and set forth in a tabular  
4 summary the total indebtedness of the county outstanding and  
5 unpaid as of the first day of [~~such~~] that fiscal year. The  
6 summary shall include the following:

7       (1) An itemization of the total principal amount of all  
8       general obligation bonds, reimbursable general  
9       obligation bonds, revenue bonds, special assessment  
10       bonds, special purpose revenue bonds, housing  
11       infrastructure growth bonds, and all other bonds of  
12       the county outstanding and unpaid, including bonds  
13       [~~which~~] that may be excluded under clauses 1, 2, 3, 4,  
14       5, 6, 8, [~~and~~] 9, and 10 of section 13 of article VII  
15       of the constitution when determining the funded debt  
16       of the county for the purposes of that section  
17       together with a grand total of such total principal  
18       amounts[~~-~~];

19       (2) The total principal amount of all bonds of the State  
20       required by clause (7) of section 13 of article VII of  
21       the constitution to be included when determining the



1 funded debt of the county for the purposes of that  
2 section~~[=]~~;

3 (3) A grand total of the total principal amounts set forth  
4 in the summary pursuant to paragraphs (1) and (2)~~[=]~~;

5 (4) An itemization of the total of the principal amount of  
6 all general obligation bonds, reimbursable general  
7 obligation bonds, revenue bonds, special assessment  
8 bonds, ~~[and]~~ special purpose revenue bonds, and  
9 housing infrastructure growth bonds of the county  
10 outstanding and unpaid ~~[which]~~ that may be excluded  
11 under clauses 1, 2, 3, 4, 5, 6, 8, ~~[and]~~ 9, and 10 of  
12 section 13 of article VII of the constitution when  
13 determining the total funded debt of the county for  
14 the purposes of that section, together with a grand  
15 total of such total principal amounts~~[=]~~; and

16 (5) The difference between the grand total principal  
17 amount set forth in the summary pursuant to paragraph  
18 (3) and the grand total principal amount set forth in  
19 the summary pursuant to paragraph (4).

20 The director of finance shall also prepare and attach to  
21 the tabular summary ~~[such]~~ the supporting schedules as may be



1 required to set forth in detail the bonds included in the  
2 itemizations required by paragraphs (1) and (4). [~~Such~~] The  
3 supporting schedules shall also set forth or make reference to  
4 the relevant statutory, charter, ordinance, or other legal  
5 provision, and the relevant figures of assessment collections,  
6 revenues, user tax receipts, cost of operation, maintenance and  
7 repair, net revenues, net user tax receipts, reimbursements to  
8 the general fund, and other financial information, justifying  
9 the inclusion of [~~such~~] the bonds in the itemization required by  
10 paragraph (4). The director of finance shall indicate in the  
11 supporting schedules whether the financial findings and figures  
12 are based upon the records of the director's office or upon  
13 audited statements and reports, and if based upon the latter,  
14 shall identify in the schedules the audited reports and  
15 statements."

16 SECTION 3. Section 47C-3, Hawaii Revised Statutes, is  
17 amended to read as follows:

18 "**§47C-3 Supplemental determination.** Whenever the county  
19 proposes to issue bonds, the director of finance shall prepare a  
20 supplemental summary of the indebtedness of the county setting  
21 forth [~~therein such~~] the information and findings as of a date



1 within thirty days of the delivery of ~~[such]~~ the bonds as will  
2 bring up to date and make current the most recent summary  
3 prepared in accordance with the provisions of section 47C-2.  
4 The director of finance shall also prepare and attach to ~~[such]~~  
5 the supplemental summary ~~[such]~~ the supporting schedules ~~[as]~~  
6 that may be required to set forth in detail the variations and  
7 changes from the summary prepared in accordance with section  
8 47C-2, including ~~[such]~~ the legal and financial findings ~~[as]~~  
9 that will justify any changes in the itemizations set forth in  
10 ~~[such]~~ the previous summary pursuant to the requirements of  
11 ~~[paragraph (4) of section 47C-2.]~~ section 47C-2(4). If all the  
12 bonds proposed to be issued may be excluded when determining the  
13 funded debt of the county for the purposes of section 13 of  
14 article VII of the constitution by reason of the provisions of  
15 clauses 2 ~~[or]~~, 4, or 10 of that section, the supplemental  
16 summary and supporting schedules may be limited to ~~[such]~~ those  
17 bonds and findings as are necessary to justify ~~[such]~~ the  
18 exclusion under ~~[such]~~ those clauses.

19 In the event proceeds of the bonds proposed to be issued  
20 are to be applied to the retirement in the then fiscal year of  
21 outstanding bonds, including notes issued in anticipation of the



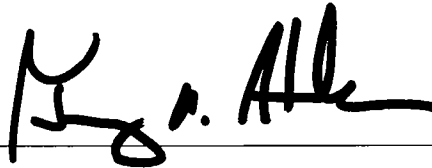
1 issuance of the bonds proposed to be issued, for the purpose of  
2 applying the provisions of clause 1 of section 13 of article VII  
3 of the constitution to the bonds to be retired, that amount of  
4 ~~[such]~~ the proceeds to be ~~[se]~~ applied may be considered and  
5 treated as moneys irrevocably set aside for the payment of  
6 ~~[such]~~ the bonds."

7 SECTION 4. Statutory material to be repealed is bracketed  
8 and stricken. New statutory material is underscored.

9 SECTION 5. This Act shall take effect upon its approval  
10 and upon ratification of a constitutional amendment expressly  
11 providing that the legislature may authorize the counties to  
12 issue housing infrastructure growth bonds and excluding housing  
13 infrastructure growth bonds from determinations of the funded  
14 debt of the counties.

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INTRODUCED BY:

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# S.B. NO. 3218

**Report Title:**

Housing Infrastructure Growth Bonds; Counties; County Debt Limit Statements

**Description:**

Conforms county debt limit statements law to permit counties to exclude housing infrastructure growth bonds from the debt limit of the counties if a constitutional amendment authorizing the use of housing infrastructure growth bonds and excluding housing infrastructure growth bonds from determinations of the counties' funded debt is ratified.

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