

JAN 21 2026

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## A BILL FOR AN ACT

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RELATING TO HOUSING.

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

1        SECTION 1. The legislature finds that the cost and  
2 availability of housing in the State are significant challenges  
3 facing Hawaii residents. Although Hawaii has the tenth-highest  
4 median wage nationally, living expenses are two-thirds higher  
5 than the rest of the nation, with the cost of housing being a  
6 major contributing factor. The legislature further finds that  
7 the lack of affordable housing disproportionately impacts  
8 low-income, elderly residents. While there are many senior  
9 apartments in Hawaii, nearly every senior apartment has a  
10 waitlist with placement times that typically range from three  
11 months to four years. The legislature believes that relaxing  
12 construction restrictions in the agricultural district will help  
13 to encourage the development of affordable senior housing.

14        Accordingly, the purpose of this Act is to allow owners of  
15 large lands in the agricultural district to construct elderly  
16 housing, assisted living homes, or low-density apartments, on  
17 not more than fifteen acres of those lands.



1 SECTION 2. Chapter 205, Hawaii Revised Statutes, is  
2 amended by adding a new section to part I to be appropriately  
3 designated and to read as follows:

4 "§205- Amendments to district boundaries involving  
5 large agricultural lands; elderly housing. (a) Subject to  
6 section 205-4, any person with a property interest in thirty or  
7 more acres of contiguous agricultural lands may petition the  
8 land use commission for an exemption to the current zoning  
9 guidelines to reclassify up to fifteen acres of that land to  
10 allow for elderly housing, assisted living homes, or low-density  
11 apartments, or allow elderly housing on up to fifteen acres as a  
12 permissible use.

13 (b) The petition for an exemption shall include a proposal  
14 for the elderly housing to be constructed and a financial plan  
15 that includes:

16 (1) Different purchase prices or rent amounts for units so  
17 that individuals paying higher prices or rents for  
18 certain units may subsidize units having lower prices  
19 or rents; and

20 (2) Requirements that units having lower prices or rents  
21 shall be available only to individuals with incomes of



1                   not more than eighty per cent of the area median  
2                   income or who are considered asset limited, income  
3                   constrained, and employed.

4                   (c) Notwithstanding section 205-4(h), no amendment of a  
5                   land use district boundary shall be approved under this section  
6                   unless the commission finds upon the clear preponderance of the  
7                   evidence that the proposed boundary is reasonable, not violative  
8                   of part III of this chapter, and consistent with the policies  
9                   and criteria established pursuant to sections 205-16 and 205-17.  
10                  Six affirmative votes of the commission shall be necessary for  
11                  any boundary amendment under this section.

12                  (d) The commission may impose other requirements,  
13                  including the receipt of a federal subsidy, federal grant, or  
14                  other federal incentive as a requirement for approval of the  
15                  petition.

16                  (e) For purposes of this section "elderly housing" means a  
17                  housing complex in which at least eighty per cent of the  
18                  occupied units shall be occupied by at least one person  
19                  fifty-five years of age or older."

20                  SECTION 3. New statutory material is underscored.



S.B. NO. 2162

1 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

Hank W. Parker Jr.



# S.B. NO. 2162

**Report Title:**

LUC; Agricultural District; Land Reclassification; Senior Housing; Elderly Housing

**Description:**

Authorizes large landowners to petition the Land Use Commission to allow the development of elderly housing on portions of agricultural lands.

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

