

ACT 65

S. B. 347.

A Bill for an Act Relating to Exemptions from Improvement District Assessments.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. This Act is hereby declared to be an urgency measure deemed necessary in the public interest within the meaning of section 11 of Article III of the Constitution of the State of Hawaii.

The following is a statement of the facts constituting such urgency:

The construction of permanent improvements to real property, especially if the financial burden is shared between government and the property owners benefiting from the improvements, should and is encouraged by the Legislature.

This goal is achieved very successfully through the enactment of improvement district statutes by the Legislature granting unto each county or city and county the procedure and power to create and establish improvement districts.

However, the improvement district statutes are not uniform and consistent. Thus this Act, which attempts to achieve uniformity insofar as exemptions to assessments are concerned, is considered an urgency measure deemed necessary in the public interest.

SECTION 2. Chapter 138 of the Revised Laws of Hawaii 1955 is amended by adding a new section to be appropriately designated and to read as follows:

“Section 138. Subject to sections 146-134, 147-113, 148-124 and 153-3, any land exempted by law from payment of property taxes which land is owned by a society, association or corporation engaged in religious, charitable, educational, scientific, literary or other benevolent purposes, whose charter or other enabling act contains a provision that, in the event of dissolution, the land owned by such society, association or corporation shall be distributed to another society, association or corporation engaged in religious, charitable, educational, scientific, literary or other benevolent purposes shall be exempt from assessments to pay for the cost of any improvements included in any improvement district.”

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

(Approved May 9, 1968.)