

ACT 46

H.B. NO. 866

A Bill for an Act Relating to Revenue Bonds.

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

ACT 46

SECTION 1. Section 49-4, Hawaii Revised Statutes, is amended to read as follows:

“Sec. 49-4 Authorization of undertaking; form and contents of bonds. The acquisition, purchase, construction, reconstruction, improvement, betterment, or extension of any undertaking may be authorized under this chapter, and revenue bonds may be authorized to be issued under this chapter by resolution or resolutions of the governing body of the municipality issuing the revenue bonds which may be adopted at the same meeting at which the same are introduced by a majority of all the members of the governing body of the municipality then in office and shall take effect immediately upon adoption. The bonds shall bear interest at such rate or rates [not exceeding six per cent a year], payable semiannually, may be in one or more series, may bear such date or dates, may mature at such time or times not exceeding thirty years from their respective dates, may be payable in such medium of payment, at such place or places, may carry such registration privileges, may be subject to such terms of redemption, may be executed in such manner, may contain such terms, covenants, and conditions, and may be in such form, either coupon or registered, as the resolution or subsequent resolutions may provide. The bonds shall be sold at not less than par and accrued interest. The bonds may be sold at private sale to the United States, or any agency, instrumentality, or corporation thereof. Unless sold to the United States or an agency, instrumentality, or corporation thereof, the bonds shall be sold at public sale after notice of the sale published once at least five days prior to the sale of † a newspaper circulating in the municipality and in a financial newspaper published in the cities of New York, Chicago, or San Francisco. Pending the preparation of the definitive bonds, interim receipts, or certificates in such form and with such provisions as the governing body may determine may be issued to the purchaser or purchasers of bonds sold pursuant to this chapter. The bonds and interim receipts or certificates shall be fully negotiable, within the meaning of and for all the purposes of chapter 490, Uniform Commercial Code, article 3, Commercial Paper.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.

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

(Approved May 14, 1979.)

†So in original. Probably should read “in”.