

ACT 2

S.B. NO. 1715

A Bill for an Act Relating to the Convention Centers.

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

SECTION 1. Section 206X-7, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) As a further condition and consideration of the right to develop the real property within the convention center district under the agreement, pursuant to this chapter, the private developer shall pay the sum of \$5,000,000 as contribution for the payment of costs relating to:

- (1) [the] The temporary or permanent relocation of existing licensees and lessees who are displaced because of the development within the convention center district pursuant to the convention center development plan by the private developer[.]; or
- (2) Settlement payments in lieu of payments provided under paragraph (1) to existing licensees and lessees who are displaced by the private developer because of the development within the convention center district pursuant to the convention center development plan;

provided that each displaced licensee or lessee shall have the option to select either relocation or a settlement payment.

Upon the approval by the authority of the relocation plan which shall be prepared and submitted by the private developer to the authority, the private developer shall deliver to the authority for deposit into the Waikiki convention center development revolving fund the [said] sum of \$5,000,000 in the form of a certified check, an irrevocable letter of credit, or surety bond. The sum of \$5,000,000 shall be used for the implementation of the relocation plan, provided that the sum and all interest accrued thereon shall be refunded to the private developer in the event this chapter expires and becomes null and void.

The relocation plan shall include agreement by the private developer to give every displaced licensee or lessee who does not elect to receive a settlement payment under paragraph (2) an unassignable right of first refusal of any license or lease of space within the convention center district developed and offered for such activities similar in size and nature [of] to the business conducted by the licensee or lessee at the time of displacement unless such right is waived by any licensee or lessee.

The authority shall cause to be established a task force to assist in the implementation of the relocation plan. The task force shall include persons[,] representing agencies [and], organizations, [representative of] government, and private interests.”

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

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

(Approved April 3, 1989.)