



GOV. MSG. NO. 760

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

June 22, 2009

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 22, 2009, the following bill was signed into law:

HB1045 HD1 SD2 CD1

A BILL FOR AN ACT
RELATING TO THE HAWAII HOUSING FINANCE
AND DEVELOPMENT CORPORATION.
ACT 143 (09)

Sincerely,



LINDA LINGLE

Approved by the Governor
on JUN 22 2009

HOUSE OF REPRESENTATIVES
TWENTY-FIFTH LEGISLATURE, 2009
STATE OF HAWAII

ACT 143
H.B. NO. 1045
H.D. 1
S.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT
CORPORATION.

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

1 SECTION 1. Chapter 201H, part II, Hawaii Revised Statutes,
2 is amended by adding a new section to be appropriately
3 designated and to read as follows:

4 "§201H- Authority to modify and amend development
5 agreements with eligible developers. The corporation is
6 authorized to amend, delete, restate, and otherwise modify the
7 terms, conditions, plans, specifications, and all other matters
8 relating, directly or indirectly, to any housing project that
9 was previously approved by the corporation, including the terms,
10 covenants, and conditions of any development agreement for a
11 housing project between the corporation and an eligible
12 developer."

13 SECTION 2. Section 201H-4, Hawaii Revised Statutes, is
14 amended by amending subsection (a) to read as follows:

15 "(a) The corporation may:
16 (1) Sue and be sued;
17 (2) Have a seal and alter the same at pleasure;



- 1 (3) Make and execute contracts and other instruments
2 necessary or convenient to the exercise of its powers;
3 ~~and~~
- 4 (4) Adopt bylaws and rules in accordance with chapter 91
5 for its organization, internal management, and to
6 carry into effect its purposes, powers, and
7 programs ~~[-]~~; and
- 8 (5) Notwithstanding any law to the contrary, establish and
9 collect fees for administrative expenses incurred by
10 the corporation to process applications for loans,
11 grants, services, and real estate documents related to
12 the corporation's functions under this chapter."

13 SECTION 3. Section 201H-10, Hawaii Revised Statutes, is
14 amended as follows:

15 1. By amending subsection (a) to read:

16 "(a) The corporation may:

- 17 (1) Obtain the aid and cooperation of governmental
18 agencies in the planning, construction, and operation
19 of ~~public~~ housing projects and enter into agreements
20 and arrangements as it deems advisable to obtain aid
21 and cooperation;



- 1 (2) Arrange or enter into agreements with any governmental
2 agency for the acquisition of property, options, or
3 property rights or for the furnishing, installing,
4 opening, or closing of streets, roads, alleys,
5 sidewalks, or other places, or for the furnishing of
6 property, services, parks, sewage, water, and other
7 facilities in connection with housing projects, or for
8 the changing of the map of a political subdivision or
9 the planning, replanning, zoning, or rezoning of any
10 part of a political subdivision;
- 11 (3) Procure insurance or guarantees from any governmental
12 agency for the payment of any debts or parts thereof
13 incurred by the corporation, including the power to
14 pay premiums on any such insurance; and
- 15 (4) Agree to make payments to any state or county agency,
16 if the agency is authorized to accept payments, as the
17 corporation deems consistent with the maintenance of
18 the character of housing projects or the purposes of
19 this chapter."

20 2. By amending subsection (c) to read:

21 "(c) Any county in which a [public] housing project is
22 located or is about to be located may make donations or advances



1 to the corporation in sums as the county in its discretion may
2 determine. The advances or donations shall be made for the
3 purpose of aiding or cooperating in the construction and
4 operation of the housing project. The corporation, when it has
5 money available therefor, shall reimburse the county for all
6 advances made by way of a loan to it."

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 on July 1, 2009.

APPROVED this 22 day of JUN , 2009



GOVERNOR OF THE STATE OF HAWAII

