

---

# A BILL FOR AN ACT

RELATING TO GOVERNMENT OPERATIONS.

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17

PART I

SECTION 1. The legislature finds that the effective, efficient, and appropriate development and redevelopment of state lands is an important priority, both for the purposes of economic development and for the creation of new facilities that are of benefit to the public. However, at present, expertise with land development is scattered around state government. The office of planning and sustainable development and the Hawaii state energy office are a part of, and the Hawaii green infrastructure authority is administratively attached to, the department of business, economic development, and tourism. The State's two real estate development agencies, the Hawaii housing finance and development corporation and Hawaii community development authority are also administratively attached to this department. The director of the office of planning and sustainable development and executive director of the Hawaii housing finance and development corporation are the co-chairs of



1 the Hawaii interagency council for transit-oriented development.  
2 The Hawaii technology development corporation is  
3 administratively attached to the department of business,  
4 economic development, and tourism and has recently become  
5 responsible for the development of the first responders campus  
6 on Oahu. The Hawaii tourism authority is also administratively  
7 attached to the department of business, economic development,  
8 and tourism and is considering redeveloping all or a part of the  
9 Hawaii convention center.

10 However, the stadium authority is currently attached to the  
11 department of accounting and general services and is responsible  
12 for the construction of a new stadium and the development of the  
13 area surrounding the stadium, which includes more than seventy  
14 acres, is adjacent to the new Honolulu rail line, and is  
15 currently used as a parking lot. Similarly, the school facility  
16 authority is currently attached to the department of education  
17 and is responsible for the development and redevelopment of  
18 school facilities and related state lands including potential  
19 mixed-use developments.

20 Consolidating the State's land development functions within  
21 the department of business, economic development, and tourism



1 would centralize the State's land development expertise and  
2 thereby more efficiently use the State's limited financial  
3 resources and personnel.

4 Accordingly, the purpose of this Act is to improve the  
5 operation of state government by:

6 (1) Restoring the director of business, economic  
7 development, and tourism to the board of directors of  
8 the Hawaii tourism authority as an ex officio voting  
9 member; and

10 (2) Transferring the stadium authority and the school  
11 facilities authority to the department of business,  
12 economic development, and tourism.

13 PART II

14 SECTION 2. The purpose of this part is to add the director  
15 of business, economic development, and tourism to the board of  
16 the Hawaii tourism authority as an ex officio, voting member.

17 SECTION 3. Section 201B-2, Hawaii Revised Statutes, is  
18 amended by amending subsection (b) to read as follows:

19 "(b) The authority shall be headed by a policy-making  
20 board of directors that shall consist of twelve members;  
21 provided that:



- 1 (1) The members shall be appointed by the governor as  
2 provided in section 26-34, except as provided by this  
3 section;
- 4 (2) The members shall include at least one representative  
5 each from the city and county of Honolulu and the  
6 counties of Hawaii, Kauai, and Maui;
- 7 (3) Three members shall be appointed by the governor from  
8 a list of three names submitted for each appointment  
9 by the president of the senate, and three members  
10 shall be appointed by the governor from a list of  
11 three names submitted for each appointment by the  
12 speaker of the house of representatives; provided that  
13 if fewer than three names are submitted for each  
14 appointment, the governor may disregard the list;
- 15 (4) At least six members shall have knowledge, experience,  
16 and expertise in the area of accommodations,  
17 transportation, retail, entertainment, or attractions,  
18 and at least one member appointed by the governor  
19 shall have knowledge, experience, and expertise in the  
20 area of Hawaiian cultural practices; provided that no  
21 more than three members shall represent, be employed



1 by, or be under contract to any sector of the industry  
2 represented on the board;

3 (5) One member shall be the director of business, economic  
4 development, and tourism, or the director's designee,  
5 who shall be an ex-officio, voting member;

6 ~~[(5)]~~ (6) The governor shall make appointments to ensure  
7 the fulfillment of all requirements of paragraphs (2)  
8 and (4); provided that upon the occurrence of a  
9 vacancy subject to paragraph (3), the governor shall  
10 notify the president of the senate and the speaker of  
11 the house of representatives of any unfulfilled  
12 requirements pursuant to paragraphs (2) and (4), and  
13 the president of the senate or the speaker of the  
14 house of representatives, as appropriate, shall submit  
15 nominees who fulfill those requirements; and

16 ~~[(6)]~~ (7) No person who has served as a member of the board  
17 of directors of the Hawaii Visitors and Convention  
18 Bureau shall be eligible to sit as a member of the  
19 board of directors of the Hawaii tourism authority  
20 until at least two years have expired between the  
21 person's termination from service on the Hawaii



1 Visitors and Convention Bureau board and the person's  
2 appointment to the authority's board of directors."

3 SECTION 4. The amendments made to section 201B-2, Hawaii  
4 Revised Statutes, shall apply to any vacancy of a Hawaii tourism  
5 authority board of directors member appointed pursuant to  
6 section 201B-2(b) (2) or (4), Hawaii Revised Statutes, that  
7 occurs on or after the effective date of this Act.

8 PART III

9 SECTION 5. The purpose of this part is to:

- 10 (1) Repeal the stadium development special fund's
- 11 exemption from the departmental administrative
- 12 expenses assessment; and
- 13 (2) Transfer the stadium authority from the department of
- 14 accounting and general services to the department of
- 15 business, economic development, and tourism and amend
- 16 the authority's composition.

17 SECTION 6. Section 36-30, Hawaii Revised Statutes, is  
18 amended by amending subsection (a) to read as follows:

19 "(a) Each special fund, except the:

- 20 (1) Special out-of-school time instructional program fund
- 21 under section 302A-1310;



- 1 (2) School cafeteria special funds of the department of  
2 education;
- 3 (3) Special funds of the University of Hawaii;
- 4 (4) Special funds established by section 206E-6;
- 5 (5) Aloha Tower fund created by section 206J-17;
- 6 (6) Funds of the employees' retirement system created by  
7 section 88-109;
- 8 (7) Hawaii hurricane relief fund established under chapter  
9 431P;
- 10 (8) Convention center enterprise special fund established  
11 under section 201B-8;
- 12 (9) Hawaii health systems corporation special funds and  
13 the subaccounts of its regional system boards;
- 14 (10) Universal service fund established under section  
15 269-42;
- 16 (11) Emergency and budget reserve fund under section  
17 328L-3;
- 18 (12) Public schools special fees and charges fund under  
19 section 302A-1130;
- 20 (13) Sport fish special fund under section 187A-9.5;
- 21 (14) Neurotrauma special fund under section 321H-4;



- 1 (15) Center for nursing special fund under section
- 2 304A-2163;
- 3 (16) Passenger facility charge special fund established by
- 4 section 261-5.5;
- 5 (17) Court interpreting services revolving fund under
- 6 section 607-1.5;
- 7 (18) Trauma system special fund under section 321-22.5;
- 8 (19) Hawaii cancer research special fund;
- 9 (20) Community health centers special fund;
- 10 (21) Emergency medical services special fund;
- 11 (22) Rental motor vehicle customer facility charge special
- 12 fund established under section 261-5.6;
- 13 (23) Shared services technology special fund under section
- 14 27-43;
- 15 (24) Nursing facility sustainability program special fund
- 16 established pursuant to section 346F-4;
- 17 (25) Automated victim information and notification system
- 18 special fund established under section 353-136;
- 19 (26) Hospital sustainability program special fund under
- 20 section 346G-4; and





1 (27) Civil monetary penalty special fund under section  
 2 321-30.2 [~~7~~ and  
 3 ~~{(28)} Stadium development special fund under section~~  
 4 ~~109-3.5],~~  
 5 shall be responsible for its pro rata share of the  
 6 administrative expenses incurred by the department responsible  
 7 for the operations supported by the special fund concerned."

8 SECTION 7. Section 109-1, Hawaii Revised Statutes, is  
 9 amended by amending subsection (a) to read as follows:

10 "(a) There shall be within the department of [~~accounting~~  
 11 ~~and general services]~~ business, economic development, and  
 12 tourism for administrative purposes only, a stadium authority  
 13 whose responsibility shall be to maintain, operate, and manage  
 14 the stadium development district. The authority shall consist  
 15 of [~~eleven]~~ thirteen members. Ten members [~~who~~] shall be  
 16 appointed by the governor in the manner prescribed by section  
 17 26-34.

18 Of the [~~eleven]~~ ten appointed members:

19 (1) One member shall be designated as the Aiea community  
 20 representative and be a resident of one of the  
 21 following areas:



- 1 (A) Excluding Ford Island, the area beginning at the  
2 intersection of the shoreline and Admiral Clarey  
3 (Ford Island) Bridge and running:  
4 (i) Easterly along said bridge to Salt Lake  
5 boulevard;  
6 (ii) Southeasterly along said boulevard to  
7 Luapele drive;  
8 (iii) Westerly along said drive to Fleet place;  
9 (iv) Westerly along said place to Ulithi street;  
10 (v) Southwesterly along said street to Luapele  
11 road;  
12 (vi) Westerly along said road to Ulihi road;  
13 (vii) Westerly along said road to Makalapa drive;  
14 (viii) Southwesterly along said drive to Halawa  
15 drive;  
16 (ix) Northwesterly along said drive to Kamehameha  
17 highway;  
18 (x) Northerly along said highway to Halawa  
19 stream;  
20 (xi) Westerly along said stream to the shoreline;  
21 and



- 1 (xii) Northerly along said shoreline to its
- 2 intersection with Admiral Clarey (Ford
- 3 Island) Bridge;
- 4 (B) The area beginning at the intersection of Kaonohi
- 5 street and H-1 freeway and running:
- 6 (i) Southeasterly along said freeway to the
- 7 Moanalua freeway - Kamehameha highway
- 8 connector;
- 9 (ii) Northwesterly along said highway connector
- 10 to Kamehameha highway;
- 11 (iii) Northwesterly along said highway to Aiea
- 12 stream;
- 13 (iv) Southerly along said stream to the
- 14 shoreline;
- 15 (v) Northwesterly along said shoreline to
- 16 Kalauao stream;
- 17 (vi) Northeasterly along said stream to
- 18 Kamehameha highway;
- 19 (vii) Northwesterly along said highway to Kaonohi
- 20 street; and



- 1 (viii) Northeasterly along said street to its
- 2 intersection with H-1 freeway; or
- 3 (C) The area beginning at the intersection of Waimalu
- 4 stream and Koolau ridge and running:
- 5 (i) Southeasterly along said ridge to
- 6 Ewa-Honolulu district boundary;
- 7 (ii) Southwesterly along said boundary to Red
- 8 Hill Naval Reservation boundary;
- 9 (iii) Southwesterly along said boundary to Tampa
- 10 drive;
- 11 (iv) Westerly along said drive to the unnamed
- 12 road;
- 13 (v) Northerly along said road to Icarus way;
- 14 (vi) Westerly along said way to the unnamed road;
- 15 (vii) Southwesterly along said road to Moanalua
- 16 freeway (H-201);
- 17 (viii) Westerly along said freeway to H-1 freeway;
- 18 (ix) Northwesterly along said freeway to Kaonohi
- 19 street;
- 20 (x) Southwesterly along said street to Moanalua
- 21 road;



- 1                   (xi) Westerly along said road to Kaahumanu
- 2                   street;
- 3                   (xii) Northerly along said street to Komo Mai
- 4                   drive;
- 5                   (xiii) Easterly along said drive to Punanani gulch;
- 6                   (xiv) Northeasterly along said gulch to the
- 7                   powerline;
- 8                   (xv) Southeasterly along said powerline to
- 9                   Waimalu stream;
- 10                  (xvi) Northeasterly along said stream to Aiea
- 11                  stream;
- 12                  (xvii) Easterly along said stream to Waimalu
- 13                  stream; and
- 14                  (xviii) Southeasterly along said stream to its
- 15                  intersection with Koolau ridge; and
- 16                  (2) One member shall be [~~from~~] designated as the west
- 17                  Honolulu community representative and be a resident of
- 18                  the area beginning at the intersection of H-1 freeway
- 19                  and Moanalua freeway (H-201) and running:
- 20                  (A) Southeasterly along said freeway to Aliamanu
- 21                  Military Reservation southern boundary;



- 1 (B) Westerly along said boundary to Wanaka street;
- 2 (C) Southwesterly along said street to Likini street;
- 3 (D) Northwesterly along said street to Ukana street;
- 4 (E) Southwesterly along said street to Keaka drive;
- 5 (F) Northwesterly along said drive to Manuwa drive;
- 6 (G) Southeasterly along said drive to Pakini street;
- 7 (H) Southwesterly along said street to Keaka drive;
- 8 (I) Southerly along said drive to Puolo drive;
- 9 (J) Westerly along said drive to Likini street;
- 10 (K) Southerly along said street to Maluna street;
- 11 (L) Westerly along said street to Salt Lake
- 12 boulevard;
- 13 (M) Southeasterly along said boulevard to the former
- 14 street entrance to U.S. Naval Reservation;
- 15 (N) Southwesterly along said feature to Reeves loop;
- 16 (O) Southwesterly along said loop to Radford drive;
- 17 (P) Westerly along said drive to H-1 freeway; and
- 18 (Q) Northerly along said freeway to its intersection
- 19 with Moanalua freeway (H-201).

20 Each public member of the authority shall have been a citizen of  
21 the United States and a resident of the State for at least five



1 years next preceding the member's appointment. The [~~eleven~~  
2 ~~members shall include~~] remaining three members shall be the  
3 director of business, economic development, and tourism, the  
4 president of the University of Hawaii, and the superintendent of  
5 education, or their designees, who shall be ex officio non-  
6 voting members of the authority [~~but shall not vote~~]."

7 SECTION 8. Section 206E-221, Hawaii Revised Statutes, is  
8 amended to read as follows:

9 "~~[§]§206E-221[§]~~ **Stadium development district; purpose;**  
10 **findings.** The legislature finds that the aloha stadium and  
11 lands under the jurisdiction of the stadium authority and  
12 department of [~~accounting and general services~~] business,  
13 economic development, and tourism are underutilized. The  
14 stadium facility has been in dire need of significant repair and  
15 maintenance for many years. The stadium authority has  
16 considered repairing, upgrading, and replacing the existing  
17 facility to optimize the public's enjoyment and ensure public  
18 safety. Redeveloping, renovating, or improving these public  
19 lands in a manner that will provide suitable recreational,  
20 residential, educational, and commercial areas, where the public  
21 can live, congregate, recreate, attend schools, and shop, as



1 part of a thoughtfully integrated experience, is in the best  
2 interests of the State and its people.

3 This part establishes the stadium development district to  
4 make optimal use of public land for the economic, residential,  
5 educational, and social benefit of the people of Hawaii.

6 The legislature finds that the jurisdiction of the  
7 authority shall include development within the stadium  
8 development district. Any development within the district shall  
9 require a permit from the authority."

10 SECTION 9. Section 206E-224, Hawaii Revised Statutes, is  
11 amended to read as follows:

12 "**§206E-224 Development guidance policies.** The following  
13 shall be the development guidance policies generally governing  
14 the authority's actions in the district:

15 (1) Development shall be in accordance with stadium  
16 development district development plans [~~or transit-~~  
17 ~~oriented development plans~~] adopted by the stadium  
18 authority for the development of the district;  
19 provided that the plan or plans shall consider any  
20 county [~~transit-oriented~~] development plan and allow





- 1           for public input in the plan's preparation and  
2           updates;
- 3           (2) The authority, upon the concurrence of a majority of  
4           its voting members, may modify and make changes to a  
5           transit-oriented development plan with respect to the  
6           district to respond to changing conditions; provided  
7           that before amending a transit-oriented development  
8           plan, the authority shall conduct a public hearing to  
9           inform the public of the proposed changes and receive  
10          public input;
- 11          (3) The authority shall seek to promote economic  
12          development and employment opportunities by fostering  
13          diverse land uses and encouraging private sector  
14          investments that use the opportunities presented by  
15          the high-capacity transit corridor project consistent  
16          with the needs of the public, including mixed-use  
17          housing and housing in transit-oriented developments;
- 18          (4) The authority may engage in planning, design, and  
19          construction activities within and outside the  
20          district; provided that activities outside the  
21          district shall relate to infrastructure development,



1 area-wide drainage improvements, roadway realignments  
2 and improvements, business and industrial relocation,  
3 and other activities the authority deems necessary to  
4 carry out development of the district and implement  
5 this part. The authority may undertake studies or  
6 coordinate activities in conjunction with the county  
7 and appropriate state agencies and may address  
8 facility systems, industrial relocation, and other  
9 activities;

10 (5) Archaeological, historic, and cultural sites shall be  
11 preserved and protected in accordance with chapter 6E;

12 (6) Endangered species of flora and fauna shall be  
13 preserved to the extent required by law;

14 (7) Land use and development activities within the  
15 district shall be coordinated with and, to the extent  
16 possible, complement existing county and state  
17 policies, plans, and programs affecting the district;  
18 and

19 (8) Public facilities within the district shall be  
20 planned, located, and developed to support the  
21 development policies established by this chapter for



1 the district and rules adopted pursuant to this  
2 chapter."

3 SECTION 10. Section 206E-225, Hawaii Revised Statutes, is  
4 amended to read as follows:

5 "~~§206E-225 Stadium development district governance;~~  
6 ~~memorandum of agreement.~~ Notwithstanding sections 206E-3 and  
7 206E-4.1, the stadium authority established pursuant to section  
8 109-1 shall have sole jurisdiction regarding matters affecting  
9 the stadium development district; provided that the Hawaii  
10 community development authority[~~7~~]; department of [~~accounting~~  
11 ~~and general services,~~] business, economic development, and  
12 tourism; and stadium authority shall enter into a memorandum of  
13 agreement regarding the implementation of responsibilities of  
14 the respective agencies."

15 SECTION 11. Act 268, Session Laws of Hawaii 2019,  
16 section 6, as amended by section 5 of Act 4, Session Laws of  
17 Hawaii 2020, as amended by section 18 of Act 146, Session Laws  
18 of Hawaii 2021, is amended to read as follows:

19 "SECTION 6. The director of finance is authorized to issue  
20 general obligation bonds in the sum of [~~\$170,000,000~~]  
21 \$350,000,000 or so much thereof as may be necessary and the same



1 sum or so much thereof as may be necessary is appropriated for  
2 fiscal year 2019-2020 to the [~~stadium authority~~] department of  
3 business, economic development, and tourism for the stadium  
4 development district; provided that the appropriation made for  
5 the capital improvement project authorized by this section shall  
6 not lapse at the end of the fiscal year for which the  
7 appropriation is made; provided further that all moneys from the  
8 appropriation unencumbered as of June 30, 2024, shall lapse as  
9 of that date.

10 The sum appropriated shall be expended by the [~~stadium~~  
11 ~~authority~~] department of business, economic development, and  
12 tourism for the purposes of this Act."

13 SECTION 12. All rights, powers, functions, and duties of  
14 the department of accounting and general services as they relate  
15 to the stadium authority are transferred to the department of  
16 business, economic development, and tourism.

17 All officers and employees whose functions are transferred  
18 by this part shall be transferred with their functions and shall  
19 continue to perform their regular duties upon their transfer,  
20 subject to the state personnel laws and this part.



1 No officer or employee of the State having tenure shall  
2 suffer any loss of salary, seniority, prior service credit,  
3 vacation, sick leave, or other employee benefit or privilege as  
4 a consequence of this part, and such officer or employee may be  
5 transferred or appointed to a civil service position without the  
6 necessity of examination; provided that the officer or employee  
7 possesses the minimum qualifications for the position to which  
8 transferred or appointed; provided further that subsequent  
9 changes in status may be made pursuant to applicable civil  
10 service and compensation laws.

11 An officer or employee of the State who does not have  
12 tenure and who may be transferred or appointed to a civil  
13 service position as a consequence of this part shall become a  
14 civil service employee without the loss of salary, seniority,  
15 prior service credit, vacation, sick leave, or other employee  
16 benefits or privileges and without the necessity of examination;  
17 provided that such officer or employee possesses the minimum  
18 qualifications for the position to which transferred or  
19 appointed.

20 If an office or position held by an officer or employee  
21 having tenure is abolished, the officer or employee shall not



1 thereby be separated from public employment, but shall remain in  
2 the employment of the State with the same pay and classification  
3 and shall be transferred to some other office or position for  
4 which the officer or employee is eligible under the personnel  
5 laws of the State as determined by the head of the department or  
6 the governor.

7 SECTION 13. All rules, policies, procedures, guidelines,  
8 and other material adopted or developed by the department of  
9 accounting and general services to implement provisions of the  
10 Hawaii Revised Statutes that are reenacted or made applicable to  
11 the department of business, economic development, and tourism by  
12 this part shall remain in full force and effect until amended or  
13 repealed by the department of business, economic development,  
14 and tourism pursuant to chapter 91, Hawaii Revised Statutes.

15 In the interim, every reference to the department of  
16 accounting and general services, or comptroller in those rules,  
17 policies, procedures, guidelines, and other material is amended  
18 to refer to the department of business, economic development,  
19 and tourism or director of business, economic development, and  
20 tourism, as appropriate.



1 SECTION 14. All deeds, leases, contracts, loans,  
2 agreements, permits, or other documents executed or entered into  
3 by or on behalf of the department of accounting and general  
4 services, pursuant to the provisions of the Hawaii Revised  
5 Statutes, that are reenacted or made applicable to the  
6 department of business, economic development, and tourism by  
7 this part shall remain in full force and effect. Upon the  
8 effective date of this part, every reference to the department  
9 of accounting and general services or the comptroller therein  
10 shall be construed as a reference to the department of business,  
11 economic development, and tourism or the director of business,  
12 economic development, and tourism, as appropriate.

13 SECTION 15. All appropriations, records, equipment,  
14 machines, files, supplies, contracts, books, papers, documents,  
15 maps, and other personal property heretofore made, used,  
16 acquired, or held by the department of accounting and general  
17 services relating to the functions transferred to the department  
18 of business, economic development, and tourism shall be  
19 transferred with the functions to which they relate.

20 PART IV



1 SECTION 16. The purpose of this part is to transfer the  
2 school facilities authority from the department of education to  
3 the department of business, economic development, and tourism  
4 for administrative purposes.

5 SECTION 17. Section 302A-1702, Hawaii Revised Statutes, is  
6 amended by amending subsection (a) to read as follows:

7 "(a) There is established the school facilities authority,  
8 which shall be a body corporate and a public instrumentality of  
9 the State. The authority shall be placed within the department  
10 of business, economic development, and tourism for  
11 administrative purposes only."

12 SECTION 18. Section 302A-1704, Hawaii Revised Statutes, is  
13 amended by amending subsection (b) to read as follows:

14 "(b) The board shall consist of five voting members. The  
15 director of business, economic development, and tourism or the  
16 director's designee shall be an ex-officio, voting member of the  
17 board. The remaining four members shall:

- 18 (1) Be appointed by the governor pursuant to section  
19 26-34;
- 20 (2) Have an interest in public school facilities;





- 1 (3) Include one member actively or previously engaged in  
2 the construction industry for at least five years; and  
3 (4) Serve without compensation but may be reimbursed for  
4 expenses, including travel expenses, necessary for the  
5 performance of their duties."

6 SECTION 19. The amendments made to section 302A-1704(b),  
7 Hawaii Revised Statutes, shall apply to any vacancy of a school  
8 facilities authority board of directors member that occurs on or  
9 after the effective date of this Act.

10 SECTION 20. All rights, powers, functions, and duties of  
11 the department of education as they relate to the school  
12 facilities authority are transferred to the department of  
13 business, economic development, and tourism.

14 All officers and employees whose functions are transferred  
15 by this part shall be transferred with their functions and shall  
16 continue to perform their regular duties upon their transfer,  
17 subject to the state personnel laws and this part.

18 No officer or employee of the State having tenure shall  
19 suffer any loss of salary, seniority, prior service credit,  
20 vacation, sick leave, or other employee benefit or privilege as  
21 a consequence of this part, and such officer or employee may be



1 transferred or appointed to a civil service position without the  
2 necessity of examination; provided that the officer or employee  
3 possesses the minimum qualifications for the position to which  
4 transferred or appointed; provided further that subsequent  
5 changes in status may be made pursuant to applicable civil  
6 service and compensation laws.

7 An officer or employee of the State who does not have  
8 tenure and who may be transferred or appointed to a civil  
9 service position as a consequence of this part shall become a  
10 civil service employee without the loss of salary, seniority,  
11 prior service credit, vacation, sick leave, or other employee  
12 benefits or privileges and without the necessity of examination;  
13 provided that such officer or employee possesses the minimum  
14 qualifications for the position to which transferred or  
15 appointed.

16 If an office or position held by an officer or employee  
17 having tenure is abolished, the officer or employee shall not  
18 thereby be separated from public employment, but shall remain in  
19 the employment of the State with the same pay and classification  
20 and shall be transferred to some other office or position for  
21 which the officer or employee is eligible under the personnel



1 laws of the State as determined by the head of the department or  
2 the governor.

3 SECTION 21. All rules, policies, procedures, guidelines,  
4 and other material adopted or developed by the department of  
5 education to implement provisions of the Hawaii Revised Statutes  
6 that are reenacted or made applicable to the department of  
7 business, economic development, and tourism by this part shall  
8 remain in full force and effect until amended or repealed by the  
9 department of business, economic development, and tourism  
10 pursuant to chapter 91, Hawaii Revised Statutes.

11 In the interim, every reference to the department of  
12 education or superintendent in those rules, policies,  
13 procedures, guidelines, and other material is amended to refer  
14 to the department of business, economic development, and tourism  
15 or director of business, economic development, and tourism, as  
16 appropriate.

17 SECTION 22. All deeds, leases, contracts, loans,  
18 agreements, permits, or other documents executed or entered into  
19 by or on behalf of the department of education, pursuant to the  
20 provisions of the Hawaii Revised Statutes, that are reenacted or  
21 made applicable to the department of business, economic



1 development, and tourism by this part shall remain in full force  
2 and effect. Upon the effective date of this part, every  
3 reference to the department of education or the superintendent  
4 therein shall be construed as a reference to the department of  
5 business, economic development, and tourism or the director of  
6 business, economic development, and tourism, as appropriate.

7 SECTION 23. All appropriations, records, equipment,  
8 machines, files, supplies, contracts, books, papers, documents,  
9 maps, and other personal property heretofore made, used,  
10 acquired, or held by the department of education relating to the  
11 functions transferred to the department of business, economic  
12 development, and tourism shall be transferred with the functions  
13 to which they relate.

14 PART V

15 SECTION 24. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17 SECTION 25. This Act shall take effect on October 18,  
18 2050.

19



**Report Title:**

DBEDT; DAGS; DOE; HTA; Stadium Authority; School Facilities Authority; Transfer; Stadium Development District

**Description:**

Establishes the director of business, economic development, and tourism, or a designee of the director, as an ex-officio, voting member of the Hawaii tourism authority and the school facilities authority board. Transfers the stadium authority and school facilities authority from the department of accounting and general services and department of education, respectively, to the department of business, economic development, and tourism. Amends the composition of the stadium authority. Requires that administrative expenses incurred for the stadium development special fund be deducted. Increases the amount of general obligation bonds that may be issued for the stadium development district. Effective 10/18/2050. (HD1)

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

