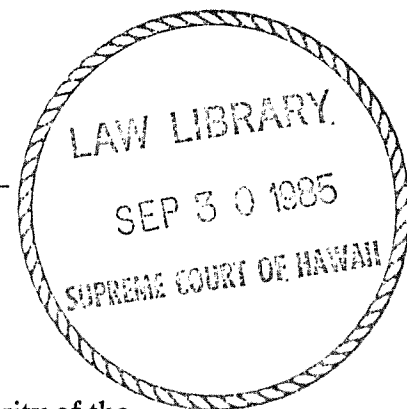


ACT 259

SESSION LAWS
OF
HAWAII
PASSED BY THE
FIFTH STATE LEGISLATURE

REGULAR SESSION
1969

Convened on Wednesday, January 15
and
Adjourned Sine Die on Friday, May 23



Published by Authority of the
Revisor of Statutes
Honolulu, Hawaii

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tempt of court under chapter 729.”

SECTION 10. Section 453-12, Hawaii Revised Statutes, is amended to read:

“**Perjury.** Any person who wilfully and knowingly makes under oath any false statement in connection with any such proceeding before the board shall be guilty of perjury and shall be subject to the penalty prescribed by law for perjury. Whenever the board is satisfied that the witness has committed perjury in any proceeding before the board, it shall report the same to the prosecuting officer of the county in which the perjury took place, who shall prosecute the witness for perjury.”

SECTION 11. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes may exclude the brackets, the bracketed material, or the underscoring.*

SECTION 12. This Act shall take effect July 1, 1969.

(Approved July 15, 1969.)

ACT 258

S. B. NO. 1073

A Bill for an Act Relating to Powers of State Banks.

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

SECTION 1. Chapter 403 of the Hawaii Revised Statutes is hereby amended by adding thereto a new section, to be numbered 403-47.1 and to read as follows:

“ §403-47.1. With the consent of the director of regulatory agencies, every bank organized under the laws of the State shall have power to and may engage in any activity or business and acquire, hold and dispose of any property or interest as and to the same extent it would, at the time, be so authorized by federal legislation or regulation if it were a national bank. The provisions of this section are in addition to, and not in limitation of, any other provision in this chapter, and the powers granted by this section may be exercised notwithstanding any other provision in this chapter, including the provisions of sections 403-96 and 403-99. The director of regulatory agencies shall be authorized to adopt, amend and repeal rules limiting the exercise of the powers granted by this section as he shall find to be necessary to avoid unsound banking practices.”

SECTION 2. Effective date. This Act shall take effect upon its approval.

(Approved July 15, 1969.)

ACT 259

H. B. NO. 21

A Bill for an Act Relating to the Hawaiian Home-Loan Fund.

* Edited accordingly

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

SECTION 1. Subsection 213(b) of the Hawaiian Homes Commission Act of 1920 is amended in the following respect.

1. By amending the first sentence of the fourth paragraph to read as follows:

“Fifteen percent of the annual Additional Receipts, hereinafter called the ‘Additional Receipts - Loan Fund Portion,’ shall be retained in the special revolving fund and be used for and in connection with the repair or maintenance or purchase or erection or improvement of dwellings on either Hawaiian home lands or non-Hawaiian home lands, whether owned or leased, with loans by the department or by financial institutions, governmental or private.”

2. By amending the first sentence of item (3), and all of items (4), and (6) of the fourth paragraph to read as follows:

“(3) Where the dwelling is on Hawaiian home lands, anything in the Act to the contrary notwithstanding, either the department or other governmental agencies may make loans, and the loans made in connection with the repair or maintenance or purchase or erection or improvement of dwellings shall be subject to, all applicable provisions of the Act, including but not limited to the provisions of sections 207, 208, 209, 210, 215, 216, and 217, and to such legislative amendments of the Act herein or hereafter enacted, provided such amendments do not change the qualifications of lessees or constitute a reduction or impairment of the Hawaiian home loan fund, Hawaiian home operating fund or Hawaiian home development fund or otherwise require the consent of the United States.

(4) Where the dwelling is on non-Hawaiian home lands, anything in the Act to the contrary notwithstanding, either the department or financial institutions may make loans, and in connection with such loans, the department shall be governed by, and the loans made in connection with the repair or maintenance or purchase or erection or improvement of dwellings shall be subject to, such terms and conditions as the department may, by rules and regulations not inconsistent with the provisions of this legislative amendment to such Act, promulgate; provided, the department shall require any loan made or guaranteed or otherwise underwritten to be secured adequately and suitably by a first or second mortgage or other securities;

(6) The department may borrow and deposit into the special revolving account for the purposes of repairing or maintaining or purchasing or erecting or improving dwellings on Hawaiian home lands and non-Hawaiian home lands and related purposes as provided for in the second paragraph of (8) hereinafter, from financial institutions, governmental or private, and if necessary in connection therewith, to pledge, secure or otherwise guarantee the repayment of moneys borrowed with all or a portion of the estimated sums of Additional Receipts for the next ensuing ten years from the date of borrowing, less any portion thereof previously encumbered for similar purposes.”

SECTION 2. Section 214, item (1) of the Hawaiian Homes Commission Act of 1920 is amended to read as follows:

“The repair or maintenance or purchase or erection of dwellings on any

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tract and the undertaking of other permanent improvements thereon;”

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

(Approved July 16, 1969.)

ACT 260

H. B. NO. 158

A Bill for an Act Relating to Architectural and Highway Crossing Barriers to the Physically Handicapped and Amending Section 9-57 of the Revised Laws of Hawaii 1955.

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

SECTION 1. Section 9-57 of the Revised Laws of Hawaii 1955 is amended to read as follows:

“Sec. 9-57. Building design to consider needs of handicapped. Notwithstanding the provisions of any law to the contrary, all plans and specifications for the construction of public buildings and facilities by the State or any political subdivision thereof subject to this chapter shall be prepared so the buildings and facilities are accessible and usable by the physically handicapped. The buildings and facilities shall conform to the latest issue of the “American Standards Specifications for Making Buildings and Facilities Accessible to and Usable by the Physically Handicapped” as approved by the American Standards Association, Inc. (A117.1).”

SECTION 2. The state highway safety coordinator, under his authority dealing with highway design, construction, and maintenance and his authority dealing with pedestrian safety, shall provide that appropriate facilities be constructed at certain street locations for the use of physically handicapped persons.

SECTION 3. Notwithstanding the adoption of Act 16, Session Laws of Hawaii 1968, this Act shall have full force according to its intent. Upon the taking effect of this Act or the Hawaii Revised Statutes, whichever occurs later, this Act shall be construed to be in amendment of or in addition to the Hawaii Revised Statutes, all references in this Act being construed to refer to the applicable or corresponding provisions of the Hawaii Revised Statutes.

The Revisor of Statutes may reword and renumber the references in this Act and make such other formal or verbal changes as may be necessary to conform with the Hawaii Revised Statutes.

SECTION 4. This Act shall take effect upon its approval.

(Approved July 16, 1969.)

ACT 261

H. B. NO. 392

A Bill for an Act Relating to Funds for the Initial Costs to Develop Low and Middle Cost Public Housing.

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