

ORDINANCE NO. _____

BILL NO. 94 (2024)

A BILL FOR AN ORDINANCE TO AMEND THE MAUI COUNTY CODE
TO UPDATE REFERENCES IN RESPONSE TO 2022 CHARTER COMMISSION
PROPOSAL 1, ESTABLISHING THE DEPARTMENT OF HOUSING AND
DEPARTMENT OF HUMAN CONCERNS

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. At the 2022 General Election, County of Maui voters approved Charter Commission Proposal 1 to divide the Department of Housing and Human Concerns into two departments, effective July 1, 2024. This Ordinance's purpose is to update certain references in the Maui County Code, consistent with Charter Commission Proposal 1. This Ordinance also corrects remnant references to a former Department of Human Concerns that are no longer appropriate.

SECTION 2. Chapter 2.12, Maui County Code, is amended by adding a new section to read as follows:

"2.12.155 Department of housing. There is established a department of housing as provided by law."

SECTION 3. Section 2.12.110, Maui County Code, is amended to read as follows:

"2.12.110 Department of human concerns. There is established a department of human concerns as provided by law. [(art. 8, ch. 101 charter)]"

SECTION 4. Section 2.31.040, Maui County Code, is amended by amending subsection J to read as follows:

“J. The department of [housing and] human concerns will provide staffing, technical, and clerical services required by the commission.”

SECTION 5. Chapter 2.86, Maui County Code, is amended by substituting the word “department” wherever the word “division” or the phrase “housing division” appears, as the context requires.

SECTION 6. Section 2.86.140, Maui County Code, is amended as follows:

1. By amending the definition of “department” to read:

““Department” means the department of [human concerns of the County of Maui.] housing.”

2. By amending the definition of “director” to read:

““Director” means the director of [the department of human concerns of the County of Maui.] housing.”

SECTION 7. Section 2.96.020, Maui County Code, is amended as follows:

1. By amending the definition of “department” to read:

““Department” means the department of housing [and human concerns].”

2. By amending the definition of “director” to read:

““Director” means the director of housing [and human concerns, County of Maui].”

SECTION 8. Section 2.97.020, Maui County Code, is amended as follows:

1. By amending the definition of “department” to read:

““Department” means the department of housing [and human concerns, County of Maui].”

2. By amending the definition of “director” to read:

“Director” means the director of [the department of] housing [and human concerns, County of Maui].”

SECTION 9. Section 3.34.050, Maui County Code, is amended to read as follows:

“3.34.050 Homeowner programs. The homeowner programs revolving fund is administered by the department of housing [and human concerns or the department that is assigned to oversee housing] and must include the following programs:

- A. First-time homebuyers down payment assistance program.
- B. Individual development account program.
- C. ‘Ohana assistance program.
- D. Shared equity program.”

SECTION 10. Section 5.26.020, Maui County Code, is amended by amending the definition of “enforcement departments” to read as follows:

“Enforcement departments” means the department of parks and recreation, the department of police, and the department of [housing and] human concerns.”

SECTION 11. Section 18.08.050, Maui County Code, is amended by substituting the phrase “director of housing” wherever the phrase “director of the department of housing and human concerns” appears, as the context requires.

SECTION 12. Section 2.14.060, Maui County Code, is repealed:

“2.14.060 Director of housing and human concerns. The director of housing and human concerns shall have the following minimum qualifications:

1. As set forth in the charter, five years of experience in an administrative capacity, either in public service or private business, or both.
2. As a part of or in addition to the five years of administrative experience, three years of responsible managerial and budgetary experience.

3. As a part of or in addition to the five years of administrative experience, three years of experience in developing, supervising and coordinating programs and projects designed to meet housing and/or human needs.

4. A bachelor's degree from an accredited college or university in business administration, public administration, sociology, or other relevant discipline, or a combination of education and work experience substantially equivalent to such a bachelor's degree.”]

SECTION 13. Section 2.86.140, Maui County Code, is amended by repealing the definition of “division.”

[“Division” means the housing division of the department of human concerns, County of Maui.”]

SECTION 14. Section 2.86.310, Maui County Code, is repealed:

["2.86.310 Where to obtain information and applications. Information and application forms concerning the county's home ownership projects shall be available at the Housing Division of the Department of Human Concerns, County of Maui, 200 South High Street, Wailuku, Maui, Hawaii 96793, during regular business hours.”]

SECTION 15. Section 2.86.410, Maui County Code, is repealed:

["2.86.410 Where to obtain information and applications. Information and application forms concerning the county housing project rental program shall be available at the Housing Division of the Department of Human Concerns, County of Maui, 200 South High Street, Wailuku, Maui, Hawaii 96793, during regular business hours.]

SECTION 16. Section 2.96.020, Maui County Code, is amended by repealing the definition of “division.”

[“Division” means the housing division of the department of housing and human concerns, County of Maui.”]

SECTION 17. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 18. This Ordinance takes effect on July 1, 2024.

APPROVED AS TO FORM AND LEGALITY:

Department of the Corporation Counsel
County of Maui

paf:cmn:23-333a

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Alice L. Lee". The signature is written in black ink and is positioned above a horizontal line.

ALICE L. LEE

DIGEST

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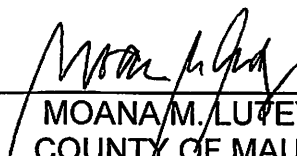
This bill proposes to update certain references in the Maui County Code , consistent with the Charter Amendment to divide the Department of Housing and Human Concerns into two departments, effective July 1, 2024.

I, MOANA M. LUTEY, County Clerk of the County of Maui, State of Hawaii, DO
HEREBY CERTIFY that the foregoing BILL NO. 94 (2024) was passed on First Reading
by the Council of the County of Maui, State of Hawaii, on the 21st day of May, 2024, by
the following vote:

AYES: Councilmembers Tom Cook, Gabriel Johnson, Natalie A. Kama,
Tamara A. M. Paltin, Keani N. W. Rawlins-Fernandez, Shane M.
Sinenci, Nohelani U'u-Hodgins, Vice-Chair Yuki Lei K. Sugimura,
and Chair Alice L. Lee.

NOES: None.

DATED at Wailuku, Maui, Hawaii, this 22nd of May, 2024.



MOANA M. LUTEY, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk,
County of Maui, for use and examination by the public.