APPROVAL OF LEGISLATIVE REPORT

Date: 11/28/2014

TO: Kathryn Matayoshi, Superintendent of Education

From: Duane Kashiwai
Assistant Superintendent, OSFSS

The attached Report is prepared in response to Act 245, Section 6, SLH 2007 (HB19, HD2, SD2, CD1). Requires the DOE to annually report on the school impact fees. Refer to the attachment entitled “Department of Education School Impact Fees”.

Comments: OSFSS/FDB

Report reviewed and approved by Noe.

Superintendent’s Comments:

Approval: _______________________________ Date: DEC-2 2014
LEGISLATIVE REPORT

SUBJECT: School Impact Fees

REFERENCE: Act 245, Section 6, SLH 2007 (HB19, HD2, SD2, CD1)

ACTION REQUESTED: Annual report to the Legislature.

DOE REPORT:
Introduction: Act 245, Section 6, SLH 2007, requires the DOE to annually report on the school impact fees. Refer to the attachment entitled "Department of Education School Impact Fees".

Findings: See attached

RECOMMENDATIONS: None

Kathryn S. Matayoshi
Superintendent
Department of Education

DEC - 2 2014
Date
Department of Education
School Impact Fees

The impact fee statute is Chapter 302A, Sections 302A-1601 to 302A-1612, Hawaii Revised Statutes. The law includes a specific formula to calculate fee amounts. Developers of large residential projects can be required to provide land for school facilities depending on the numbers of students expected in their projects and the amount of available classroom space in area schools. Projects of 50 or more units need an agreement with the Department of Education (DOE) on the amount of land and or fees to be paid, prior to county approval to subdivide, rezone, or any other approval. Smaller developers and individual home owner-builders are required to pay a fee-in-lieu of land, when their project is too small to entertain a school site. All home builders or buyers must also pay a construction cost fee.

The DOE is collecting school impact fees in three school impact districts on the islands of Oahu and Maui.

On September 1, 2013, the DOE was able to begin collecting impact fees from the Leeward Oahu District with the assistance of the City and County of Honolulu. Collections in the first nine months of the program total $38,528.

For the island of Maui, the DOE has collected fees since January 2011. There are two separate districts on Maui, Central Maui and West Maui. As of June 30, 2014, $1.196 million has been collected for future Maui schools and school facilities.

The DOE is now in the process of updating its analysis for the West Hawaii School Impact District. Implementation will depend on cooperation from Hawaii County.