

DEPARTMENT OF HUMAN SERVICES

Adoption of Subchapter 8, Chapter HPHA-RS  
Hawai'i Administrative Rules

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SUMMARY

Subchapter 8, Chapter HPHA-RS, Hawai'i Administrative Rules, entitled "Extension of Special Rent Supplement Program Emergency Rules", is adopted.

Historical Note: This adoption of subchapter 8, Chapter HPHA-RS, Hawai'i Administrative Rules, entitled "Extension of Special Rent Supplement Program Emergency Rules" is to renew and extend Chapter HPHA-RS, Special Rent Supplement Program Emergency Rules, Hawai'i Administrative Rules, adopted June 16, 2016, and filed with the Office of the Lieutenant Governor on June 20, 2016, for an additional 120 days after October 17, 2016, pursuant to Hawai'i Revised Statutes sections 91-3(b) and 91-4(b)(2).

SUBCHAPTER 8

Extension of Special Rent Supplement Program Emergency Rules

HPHA-RS-81 Findings to Extend Special Rent Supplement Program Emergency Rules. The authority finds that:

(a) The findings related to the negative impact of homelessness and the threat to the health and safety of unsheltered individuals and families, including an impact on social determinants of health, increased exposure to the elements, communicable diseases, and unsanitary conditions discussed in section HPHA-RS-1.0 still exist;

(b) In September 2016, two major media outlets in Hawaii, which are usually competing newsrooms, joined forces in an unprecedented effort to raise awareness among the public and public officials about the gravity of the homeless situation and the need to take action to help the homeless and published daily stories to report on the homeless crisis;

(c) Even as families are moved into homeless emergency and transitional shelters, the goal of obtaining permanent housing is often unattainable for the vast majority of homeless families without subsidized housing or rental assistance;

(d) There exists an ongoing need for long-term housing and permanent housing to serve homeless individuals and families;

(e) The authority and its contractor have successfully identified homeless families who are eligible applicants for rent supplement assistance under the Special Rent Supplement Program;

(f) Chapter HPHA-RS, Special Rent Supplement Program Emergency Rules, Hawai'i Administrative Rules, will terminate on October 17, 2016, unless extended pursuant to sections 91-3(b) and 91-4(b)(2), Hawai'i Revised Statutes;

(g) Additional time is needed to allow eligible families to apply for assistance and for current program applicants to locate

and rent suitable dwelling units to avoid them being thrust back into an unstable housing situation;

(h) The authority agrees with the determination of the Governor of the State of Hawai'i that the conditions giving rise to the homeless emergency continue, as set forth in the Governor's Sixth Supplementary Proclamation dated August 18, 2016, which remains in effect;

(i) Based on the above, there remains an imminent peril to the public health, safety or morals, or to natural resources requiring extension of the Special Rent Supplement Program Emergency Rules, Chapter HPHA-RS, Hawai'i Administrative Rules, upon less than thirty days' notice of hearing; and

(j) These findings are based on the authority Board of Directors' personal knowledge and professional experience.

HPHA-RS-82 Extension. Based on the authority's findings set forth in section HPHA-RS-81, the authority is renewing and extending Chapter HPHA-RS, Special Rent Supplement Program Emergency Rules, adopted June 16, 2016, and filed with the Office of the Lieutenant Governor on June 20, 2016, for an additional 120 days after October 17, 2016.

DEPARTMENT OF HUMAN SERVICES  
SPECIAL RENT SUPPLEMENT PROGRAM EMERGENCY RULES

Subchapter 8, Chapter HPHA-RS Special Rent Supplement Program Emergency Rules, Hawai'i Administrative Rules, on the Summary Page dated \_\_\_\_\_, which renewed and extended Chapter HPHA-RS Special Rent Supplement Program Emergency Rules, Hawai'i Administrative Rules, was adopted on \_\_\_\_\_, 2016, by the Hawai'i Public Housing Authority Board of Directors, without prior notice or hearing, pursuant to section 91-3(b), Hawai'i Revised Statutes.

These rules shall take effect upon filing with the Office of the Lieutenant Governor for a period of not longer than 120 days after October 17, 2016, unless extended in compliance with section 91-3(b), Hawai'i Revised Statutes.

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PONO SHIM, Chairperson  
Board of Directors  
Hawaii Public Housing Authority

Pursuant to my Supplementary Proclamation of October 26, 2015, which authorizes and invokes sections 127A-13 and 127A-12, Hawai'i Revised Statutes, by suspending, as allowed by law, Chapter 91, Hawai'i Revised Statutes, Administrative Procedure, as those provisions relate to rulemaking, for the purpose of providing emergency relief as necessary to address the homeless emergency contemplated in my Proclamation of October 16, 2015, by signature below, I approve these rules.

APPROVED:

\_\_\_\_\_  
DAVID Y. IGE  
Governor  
State of Hawai'i  
Dated: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
Deputy Attorney General

\_\_\_\_\_  
Filed