

Amendments

Standard Format

DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
STADIUM AUTHORITY

Proposed Amendments to Chapter 3-70-11
and 3-70-20
Hawaii Administrative Rules

March 19, 2015

SUMMARY

1. §3-70-11 is amended.
2. §3-70-20 is amended.

Amendments-Standard

1. Section 3-70-11, Hawaii Administrative Rules, is amended by amending subsections (a), (b), and (c) to read as follows:

"§3-70-11 Rental charges, payment. (a) The authority establishes the following schedule of charges for the use of the stadium proper for each event or date:

- (1) Hawaii-based high school and lower grade level events or activities - No rent shall be charged for school related events or activities;
- (2) University of Hawaii events or activities - The stadium authority shall have discretion to determine rent, provided, however, that the amount shall not exceed seven and one-half per cent of gross ticket receipts or \$10,000 per date, whichever is greater;
- (3) Post-season collegiate football games - Ten per cent of gross ticket receipts or \$10,000 per date, whichever is greater, but not to exceed \$32,000 per date;
- (4) Commercial events - \$2,500 per date or ten per cent of gross ticket receipts per date, or if no tickets are sold, \$1 for each person attending the event per date, whichever is greater;
- (5) Receptions, parties, and youth events (ages high school and below) - \$1,000 per date;
- (6) Commercial media - \$500 per hour;
Non-commercial media - \$250 per hour;
- (7) Charitable, religious, and other events or activities - \$2,500 per date or ten per cent of gross ticket receipts per date.

(b) The authority establishes the following schedule of charges for the use of the stadium parking lots:

- (1) Carnivals, fairs, and similar events - \$3,000 per date that the event is open to the public;
- (2) Commercial media - \$500 per hour;
Non-commercial media - \$250 per hour;
- (3) Concerts - \$2,500 per date;
- (4) Hawaii-based high school and lower grade level events or activities - No rent shall be charged for school-related events or activities; and
- (5) All other events or activities, including youth (ages high school and below) - \$1,000 per date.

(c) The use of any office, or other space or facility on the stadium premises may be rented upon the terms and conditions, and at the rental rates determined by the authority."

[Eff 6/12/81; am 9/17/82; am 8/25/88; am 1/17/05; am 3/4/06; am and comp 9/18/06; am 10/7/10; am] (Auth: HRS §109-2) (Imp: HRS §109-2)

2. Section 3-70-20, Hawaii Administrative Rules, is amended by amending subsections (a) to read as follows:

"§3-70-20 Parking rates, parking stalls. (a) Except as otherwise provided below, the authority establishes the following rates for the privilege of parking at the stadium for all events:

- (1) \$7 per event per automobile for all events and shows except as provided in this subsection; rate will be \$8 beginning January 1, 2018, and \$9 beginning January 1, 2020;
- (2) \$30 per event per passenger bus, limousine, or truck, other than pickups, regardless of the number of persons carried in such bus, limousine, or truck; provided that the authority delegates to the manager the power to waive such parking charges at the manager's discretion; rate will be \$31

- beginning January 1, 2018, and \$32
beginning January 1, 2020;
- (3) \$15 per event per automobile for professional sports events and concerts with admission charges, except for Hawaiian cultural and music events; rate will be \$16 beginning January 1, 2018, and \$17 beginning January 1, 2020;
- (4) The authority delegates to the manager the power to waive parking charges, at the manager's discretion, in connection with an event or activity where the estimated out-of-pocket expenses for parking exceed the estimated parking revenues; provided that the out-of-pocket parking expenses be at the licensee's expense;
- (5) The swap meet events held at the stadium and private events held in the stadium hospitality room shall be exempted from this subsection; and
- (6) The manager shall have the authority to sell bulk parking, in whole or in part, to a licensee at a rate not less than the published rate for the contracted event or activity."

[Eff 6/12/81; am 9/17/82; am 8/27/84; am 9/1/87;
am 8/12/02; comp 9/18/06; am 8/1/10; am

] (Auth: HRS §109-2) (Imp: HRS

§109-2)

Amendments-Standard

STADIUM AUTHORITY

DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

I certify that the proposed amendments to chapters 3-70-11 and 3-70-20 drafted in the Standard and Ramseyer formats pursuant to the requirements of section 91-4.1, Hawaii Revised Statutes, which were proposed to the Stadium Authority on March 19, 2015.

These amendments shall take effect ten days after filing with the Office of the Lieutenant Governor.

CHARLES T. TOGUCHI, Chairman
Aloha Stadium Authority

DOUGLAS MURDOCK, Comptroller
Department of Accounting and
General Services

APPROVED AS TO FORM:

RANDALL S. NISHIYAMA
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