H.B. NO. 3187

A BILL FOR AN ACT

RELATING TO THE CORRECTIONAL PROGRAM REVOLVING FUND.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

SECTION 1. Section 353-33, Hawaii Revised Statutes, is repealed.

"[~~**[§353-33] Correctional program revolving fund; program fees.** (a) There is established within the state treasury the correctional program revolving fund. This fund shall be expended at the discretion of the director for the purpose of offsetting the cost of providing programs for inmates.~~

~~(b) The revolving fund shall consist of funds derived from fees collected pursuant to subsection (c).~~

~~(c) The director may charge any committed or detained person a fee for participation in a correctional program; provided that no person shall be denied access to a program because of the person's inability to pay the fee. The fee shall be reasonably related to the actual cost of providing the program, except that the fee may be reduced, in whole or in part, at the discretion of the director if the director finds that the person is unable to pay the entire fee. All fees collected~~

~~pursuant to this subsection shall be deposited in the correctional program revolving fund.~~

~~(d) The director shall submit an annual report on the status of the correctional program revolving fund to the legislature at least twenty days prior to the convening of each regular session of the legislature. The report shall include but not be limited to the following:~~

~~(1) The amount of moneys received and deposited in the correctional program revolving fund for the fiscal year just ended; and~~

~~(2) Descriptions and amounts of expenditures made from the fund, and the balances remaining on June 30 of each year.~~

~~The director may include the aforementioned report in its annual report to the legislature and the governor.~~]"

SECTION 2. Statutory material to be repealed is bracketed and stricken.

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

INTRODUCED BY: _____

BY REQUEST

JAN 22 2008

H.B. NO. 3187

Report Title:
Correctional Program Revolving Fund; repeal

Description:
Deletes the correctional program revolving fund which has never been used by the Department of Public Safety and has no funds in it.

HB 387

JUSTIFICATION SHEET

DEPARTMENT: PUBLIC SAFETY

TITLE: A BILL FOR AN ACT RELATING TO THE CORRECTIONAL PROGRAM REVOLVING FUND.

PURPOSE: To delete the correctional program revolving fund because the fund has no funds in it and the department has not used the fund for several years.

MEANS: Repeal section 353-33, Hawaii Revised Statutes.

JUSTIFICATION: The Department of Public Safety has not utilized the correctional program revolving fund for several years, and there are no funds within the fund at this time. This is a revolving fund that requires auditing and reports but serves no practical purpose.

Impact on the public: There should be no impact on the public as this measure will simply delete a revolving fund that has not been used for years and will not impact the public.

Impact on the department and other agencies: This bill should assist both the Department of Public Safety and state auditors as the bill deletes a revolving fund that currently needs to be reviewed and audited but has no realistic function at this time.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM DESIGNATION: PSD-420.

OTHER AFFECTED AGENCIES: None.

EFFECTIVE DATE: Upon approval.