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# A BILL FOR AN ACT

RELATING TO THE BUDGET.

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

1 PART I.

2 SECTION 1. Chapter 37, Hawaii Revised Statutes, is amended  
3 by adding a new section to be appropriately designated and to  
4 read as follows:

5 "§37- Reporting requirements. (a) Whenever the  
6 governor or the director of finance effects a restriction  
7 pursuant to this chapter of any expenditure of any appropriation  
8 authorized by the legislature, the governor or the director of  
9 finance shall report each restriction to the legislature not  
10 later than thirty days after the end of each quarterly allotment  
11 period.

12 (b) The report shall contain at least the following  
13 information:

14 (1) The name of the department affected;

15 (2) The specific program ID affected;

16 (3) The reason for the restriction; and

17 (4) The impact of the restriction on the particular  
18 program."

1 PART II.

2 SECTION 2. This Act is recommended by the governor for  
3 immediate passage in accordance with section 9 of article VII of  
4 the Constitution of the State of Hawaii.

5 SECTION 3. The purpose of this part is to amend Act 213,  
6 Session Laws of Hawaii 2007, as amended by Act 158, Session Laws  
7 of Hawaii 2008, to:

8 (1) Appropriate federal funds to various programs that are  
9 expected to receive funding during fiscal  
10 year 2008-2009 under the federal American Recovery and  
11 Reinvestment Act of 2009, Pub. L. 111-5, to promote  
12 openness and transparency in use of the funds for  
13 fiscal year 2008-2009;

14 (2) Correspondingly reduce general fund appropriations for  
15 certain programs that receive offsetting federal  
16 funding for fiscal year 2008-2009 under the Recovery  
17 Act to address the general fund revenue shortfall for  
18 fiscal year 2008-2009;

19 (3) Appropriate additional federal Temporary Assistance  
20 for Needy Families funds for fiscal year 2008-2009  
21 that the state recently qualified for under the

1 federal Deficit Reduction Act of 2005 as required by  
2 federal regulations;

3 (4) Appropriate additional general funds for fiscal  
4 year 2008-2009 to the adult mental health - outpatient  
5 program (HTH 420) to meet program requirements; and

6 (5) Appropriate additional general funds for fiscal  
7 year 2008-2009 to the Hawaii health systems  
8 corporation program (HTH 210) to meet program  
9 requirements.

10 Many unprecedented events have converged to create an  
11 economic, financial, and fiscal environment that threatens the  
12 very foundation of our national economy. For state governments,  
13 the financial crisis and economic downturn have adversely  
14 affected tax revenues and budgets. The impact on Hawaii has  
15 been a severe reduction in projected general fund revenues for  
16 fiscal year 2008-2009 through fiscal biennium 2009-2011 by  
17 \$2.1 billion over the period of one year. Based on the council  
18 on revenues' March 2009 projections, the State is faced with a  
19 general fund revenue shortfall of \$430,500,000 in fiscal  
20 year 2008-2009 if corrective action is not taken.

21 The federal American Recovery and Reinvestment Act of 2009  
22 was enacted to provide a necessary boost to the United States

1 economy and to help struggling states in these difficult times.  
2 Two provisions in particular directly help states by making  
3 available federal funding that can be used as replacement for  
4 state general revenues for education and Medicaid.

5 Title V, State Fiscal Relief, of the Recovery Act  
6 temporarily increases the federal medical assistance percentage  
7 that permits states to reduce their share of Medicaid costs.  
8 Preliminary calculations under the new, temporary Title V  
9 federal medical assistance percentage formula indicate that  
10 Hawaii would receive an additional \$315,800,000 of federal funds  
11 over the period from fiscal years 2008-2009 through 2011. In  
12 fiscal year 2008-2009, the increased federal medical assistance  
13 percentage funding would amount to \$106,800,000, which can be  
14 used to offset fiscal year 2008-2009 general fund appropriations  
15 of the health care payments program (HMS 401) of the department  
16 of human services, the developmental disabilities program  
17 (HTH 501) and child and adolescent mental health program  
18 (HTH 460) of the department of health, and the comprehensive  
19 student support services program (EDN 150) of the department of  
20 education.

21 The Recovery Act also temporarily increases federal support  
22 to states for:

HB1364 SD1.DOC  
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\*HB1364 SD1.DOC\*

- 1 (1) Energy initiatives through allocations in the  
2 strategic industries program (BED 120) of the  
3 department of business, economic development, and  
4 tourism for state energy programs and energy  
5 efficiency and conservation block grants;
- 6 (2) Water systems development through allocations in the  
7 agricultural resource management program (AGR 141) of  
8 the department of agriculture for capital  
9 improvements;
- 10 (3) Unemployment insurance through increased allocations  
11 in the unemployment compensation program (LBR 171) of  
12 the department of labor and industrial relations for  
13 increased unemployment insurance benefit payments;
- 14 (4) Vocational rehabilitation through increased  
15 allocations in the vocational rehabilitation program  
16 (HMS 802) of the department of human services for  
17 vocational rehabilitation and independent living  
18 programs;
- 19 (5) Transportation through increased allocations in the  
20 Hawaii highways program (TRN 511) and Kauai highways  
21 program (TRN 561) of the department of transportation  
22 for highway special maintenance, in the Oahu highways

1 program (TRN 501) and highways administration program  
2 (TRN 595) of the department of transportation for  
3 capital improvements, and in the Honolulu  
4 international airport program (TRN 102), Kahului  
5 airport program (TRN 131), and airports administration  
6 program (TRN 195) of the department of transportation  
7 for capital improvements;

8 (6) Social services through increased allocations in the  
9 general support for child care program (HMS 302),  
10 child protective services payments program (HMS 303),  
11 cash support for child care program (HMS 305), and  
12 general support for self sufficiency services program  
13 (HMS 903) of the department of human services for  
14 payments to eligible clients and associated program  
15 expenditures;

16 (7) Public housing through increased allocations in the  
17 rental housing services program (HMS 220) of the  
18 department of human services for public housing  
19 capital improvements and in the homeless services  
20 program (HMS 224) of the department of human services  
21 for non-routine repairs and maintenance of the public  
22 housing inventory and homeless prevention initiatives;

- 1 (8) Native Hawaiian homesteads through allocations in the  
2 planning and development for Hawaiian homesteads  
3 program (HHL 602) of the department of Hawaiian home  
4 lands for capital improvements;
- 5 (9) Support for elders through increased allocations in  
6 the executive office on aging (HTH 904) for congregate  
7 meals and home delivered meals; and
- 8 (10) Education through increased allocations in the  
9 comprehensive student support services program  
10 (EDN 150) of the department of education for No Child  
11 Left Behind Title I grants, Individuals with  
12 Disabilities Education Act part B grants, Individuals  
13 with Disabilities Education Act part B preschool  
14 grants, and in the school support program (EDN 400) of  
15 the department of education for the National School  
16 Lunch program.

17 The federal Deficit Reduction Act of 2005 authorizes an  
18 enhanced level of federal Temporary Assistance for Needy  
19 Families funding if a state qualifies as a "needy state" in  
20 terms of high food stamp case loads. Hawaii recently qualified  
21 as a "needy state" and is eligible to receive enhanced federal  
22 funding for fiscal year 2008-2009. However, federal regulations

1 require that the state appropriate the Temporary Assistance for  
2 Needy Families funds before they can be used.

3       The increased federal medical assistance percentage funding  
4 for Medicaid correspondingly reduces general fund costs thereby  
5 freeing up some general funds in fiscal year 2008-2009 for use  
6 to address increased program requirements in the adult mental  
7 health - outpatient program and the Hawaii health systems  
8 corporation program. Both of these programs provide critical  
9 health services to the public and are experiencing difficult  
10 challenges in meeting program requirements with their present  
11 level of funding.

12       The immediate passage of this appropriation is necessary  
13 to:

- 14       (1) Promote openness and transparency in the use of  
15            federal Recovery Act funds for fiscal year 2008-2009;  
16       (2) Address the general fund revenue shortfall for fiscal  
17            year 2008-2009;  
18       (3) Authorize Temporary Assistance for Needy Families  
19            funds for fiscal year 2008-2009 as required by federal  
20            regulations; and

1 (4) Meet fiscal year 2008-2009 program requirements of the  
2 adult mental health - outpatient program and the  
3 Hawaii health systems corporation program.

4 SECTION 4. Part I, Act 213, Session Laws of Hawaii 2007,  
5 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
6 by amending section 2 to read as follows:

7 "SECTION 2. DEFINITIONS. Unless otherwise clear from the  
8 context, as used in this Act:

9 (a) "Program ID" means the unique identifier for the  
10 specific program, and consists of the abbreviation for  
11 the organization responsible for carrying out the  
12 program, followed by the organization number for the  
13 program.

14 (b) "Expending agency" means the executive department,  
15 independent commission, bureau, office, board, or  
16 other establishment of the state government (other  
17 than the legislature, office of Hawaiian affairs, and  
18 judiciary), the political subdivisions of the state,  
19 or any quasi-public institution supported in whole or  
20 in part by state funds, which is authorized to expend  
21 specified appropriations made by this Act.

- 1           Abbreviations where used to denote the expending
- 2           agency shall mean the following:
- 3           AGR   Department of Agriculture
- 4           AGS   Department of Accounting and General Services
- 5           ATG   Department of the Attorney General
- 6           BED   Department of Business, Economic Development and
- 7                 Tourism
- 8           BUF   Department of Budget and Finance
- 9           CCA   Department of Commerce and Consumer Affairs
- 10          DEF   Department of Defense
- 11          EDN   Department of Education
- 12          GOV   Office of the Governor
- 13          HHL   Department of Hawaiian Home Lands
- 14          HMS   Department of Human Services
- 15          HRD   Department of Human Resources Development
- 16          HTH   Department of Health
- 17          LBR   Department of Labor and Industrial Relations
- 18          LNR   Department of Land and Natural Resources
- 19          LTG   Office of the Lieutenant Governor
- 20          PSD   Department of Public Safety
- 21          SUB   Subsidies
- 22          TAX   Department of Taxation

1 TRN Department of Transportation

2 UOH University of Hawaii

3 CCH City and County of Honolulu

4 COH County of Hawaii

5 COK County of Kauai

6 COM County of Maui

7 (c) "Means of financing" (or "MOF") means the source from  
8 which funds are appropriated or authorized to be  
9 expended for the programs and projects specified in  
10 this Act. All appropriations are followed by letter  
11 symbols. Such letter symbols, where used, shall have  
12 the following meanings:

13 A general funds

14 B special funds

15 C general obligation bond fund

16 D general obligation bond fund with debt service  
17 cost to be paid from special funds

18 E revenue bond funds

19 J federal aid interstate funds

20 K federal aid primary funds

21 L federal aid secondary funds

22 M federal aid urban funds

- 1 N other federal funds
- 2 R private contributions
- 3 S county funds
- 4 T trust funds
- 5 U interdepartmental transfers
- 6 V federal stimulus funds
- 7 W revolving funds
- 8 X other funds

9 (d) "Position ceiling" means the maximum number of  
 10 permanent positions that an expending agency is  
 11 authorized for a particular program during a specified  
 12 period or periods, as denoted by an asterisk.

13 (e) "Capital project number" means the official number of  
 14 the capital project, as assigned by the responsible  
 15 organization."

16 SECTION 5. Part II, Act 213, Session Laws of Hawaii 2007,  
 17 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
 18 by amending items A.13 and A.18 in section 3 to read as follows:

19 "A. ECONOMIC DEVELOPMENT

20 13. AGR141 - AGRICULTURAL RESOURCE MANAGEMENT

21			2.00*	2.00*
22	OPERATING	AGR	573,157A	573,157A
23			6.00*	8.00*
24		AGR	3,717,780B	853,942B
25			13.00*	13.00*

1		AGR	1,417,472W	1,417,472W
2	INVESTMENT CAPITAL	AGR	18,400,000C	1,500,000C
3		AGR	1,500,000N	1,500,000N
4		<u>AGR</u>	<u>V</u>	<u>2,350,000V</u>

5				
6	18. BED120 - STRATEGIC INDUSTRIES			
7			9.00*	9.00*
8	OPERATING	BED	1,143,447A	1,273,579A
9		BED	4,263,395N	4,263,397N
10		BED	U	100,000U
11		<u>BED</u>	<u>V</u>	<u>6,090,900V"</u>

12 SECTION 6. Part II, Act 213, Session Laws of Hawaii 2007,  
 13 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
 14 by amending items B.3 and B.6 in section 3 to read as follows:  
 15

16	"B. EMPLOYMENT			
17	3. LBR171 - UNEMPLOYMENT INSURANCE PROGRAM			
18	OPERATING	LBR	166,626,650B	166,626,650B
19			207.50*	207.50*
20		LBR	14,799,675N	14,799,675N
21		<u>LBR</u>	<u>V</u>	<u>34,000,000V</u>

22				
23	6. HMS802 - VOCATIONAL REHABILITATION			
24			27.13*	27.13*
25	OPERATING	HMS	4,084,904A	4,085,181A
26			95.37*	95.37*
27		HMS	12,949,367N	13,775,679N
28		<u>HMS</u>	<u>V</u>	<u>1,124,575V</u>
29		HMS	1,330,200W	1,330,200W
30	INVESTMENT CAPITAL	HMS	250,000C	C"

31 SECTION 7. Part II, Act 213, Session Laws of Hawaii 2007,  
 32 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
 33 by amending items C.28, C.32, and C.33 in section 3 to read as  
 34 follows:  
 35

36 "C. TRANSPORTATION FACILITIES

1	28.	TRN511 - HAWAII HIGHWAYS			
2			124.00*	124.00*	
3		OPERATING	TRN 24,490,830B	22,960,942B	
4			TRN	<u>11,000,000V</u>	
5		INVESTMENT CAPITAL	TRN 400,000B	B	
6			TRN 11,870,000E	4,299,000E	
7			TRN 43,280,000N	10,801,000N	
8			TRN 275,000X	X	
9					
10	32.	TRN561 - KAUAI HIGHWAYS			
11			51.00*	51.00*	
12		OPERATING	TRN 13,135,766B	14,214,142B	
13			TRN	<u>3,200,000V</u>	
14		INVESTMENT CAPITAL	TRN 6,700,000E	9,900,000E	
15			TRN 7,200,000N	13,600,000N	
16					
17	33.	TRN595 - HIGHWAYS ADMINISTRATION			
18			80.00*	80.00*	
19		OPERATING	TRN 76,115,141B	88,562,587B	
20			TRN 3,655,940N	4,417,330N	
21		INVESTMENT CAPITAL	TRN 18,575,000B	18,000,000B	
22			TRN 6,824,000E	6,974,000E	
23			TRN 12,902,000N	26,501,000N	
24			TRN	<u>V 1,800,000V"</u>	
25					
26	SECTION 8. Part II, Act 213, Session Laws of Hawaii 2007,				
27	as amended by Act 158, Session Laws of Hawaii 2008, is amended				
28	by amending items E.5, E.10, E.13 and E.16 in section 3 to read				
29	as follows:				
30	"E.	HEALTH			
31	5.	HTH501 - DEVELOPMENTAL DISABILITIES			
32			236.75*	236.75*	
33		OPERATING	HTH 66,576,526A	<del>[71,625,299A]</del>	
34				<u>61,811,821A</u>	
35			3.00*	3.00*	
36			HTH 1,025,331B	1,025,331B	
37			HTH 60,118,132U	<del>[64,264,766U]</del>	
38				<u>74,078,244U</u>	
39					

1	10.	HTH210 - HAWAII HEALTH SYSTEMS CORPORATION		
2		OPERATING	HTH 53,612,232A	<del>53,622,961A</del>
3				<u>67,622,961A</u>
4			2,836.25*	2,836.25*
5			HTH 379,654,000B	403,460,000B
6		INVESTMENT CAPITAL	HTH 23,920,000C	3,332,000C
7				
8	13.	HTH420 - ADULT MENTAL HEALTH - OUTPATIENT		
9			198.50*	198.50*
10		OPERATING	HTH 73,268,683A	<del>82,539,423A</del>
11				<u>90,677,923A</u>
12			HTH 22,382,981B	<del>24,832,981B</del>
13				<u>26,694,481B</u>
14			HTH 1,643,030N	1,643,030N
15				
16	16.	HTH460 - CHILD AND ADOLESCENT MENTAL HEALTH		
17			193.50*	193.50*
18		OPERATING	HTH 44,103,749A	<del>45,063,201A</del>
19				<u>43,083,535A</u>
20			17.00*	17.00*
21			HTH 19,636,965B	<del>18,636,965B</del>
22				<u>20,616,631B</u>
23			HTH 2,555,977N	2,568,019N
24			HTH 2,260,313U	2,260,313U"

25  
26 SECTION 9. Part II, Act 213, Session Laws of Hawaii 2007,  
27 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
28 by amending items F.2, F.3, F.4, F.10, F.12, F.17, F.19, F.24,  
29 F.26 and F.29 in section 3 to read as follows:

30	"F.	SOCIAL SERVICES		
31		2. HMS302 - GENERAL SUPPORT FOR CHILD CARE		
32			26.07*	26.07*
33		OPERATING	HMS 1,245,650A	1,245,908A
34			15.93*	16.93*
35			HMS 6,512,325N	6,683,439N
36			<u>HMS</u>	<u>V</u> <u>500,000V</u>
37				
38		3. HMS303 - CHILD PROTECTIVE SERVICES PAYMENTS		
39		OPERATING	HMS 44,816,013A	41,816,013A

1		HMS	20,095,666N	20,095,666N
2		<u>HMS</u>		<u>V 1,705,010V</u>
3				
4	4.	HMS305 - CASH SUPPORT FOR CHILD CARE		
5		OPERATING	HMS 22,411,811A	22,411,811A
6			HMS 34,250,754N	34,250,754N
7			<u>HMS</u>	<u>V 2,600,000V</u>
8				
9	10.	HMS211 - CASH SUPPORT FOR FAMILIES - SELF-SUFFICIENCY		
10		OPERATING	HMS 38,182,284A	38,182,284A
11			HMS 41,000,000N	<del>41,000,000N</del>
12				<u>44,000,000N</u>
13				
14	12.	HMS220 - RENTAL HOUSING SERVICES		
15			1.00*	1.00*
16		OPERATING	HMS 10,194,240A	5,039,240A
17			200.00*	200.00*
18			HMS 43,869,465N	43,869,475N
19			23.00*	23.00*
20			HMS 3,992,323W	3,992,323W
21		INVESTMENT CAPITAL	HMS 25,000,000C	16,410,000C
22			<u>HMS</u>	<u>V 16,245,443V</u>
23				
24	17.	HMS224 - HOMELESS SERVICES		
25			5.00*	5.00*
26		OPERATING	HMS 11,276,608A	14,111,698A
27			HMS 1,369,108N	1,369,108N
28			<u>HMS</u>	<u>V 2,166,888V</u>
29		INVESTMENT CAPITAL	HMS 850,000C	1,454,000C
30				
31	19.	HMS401 - HEALTH CARE PAYMENTS		
32		OPERATING	HMS 479,133,108A	<del>498,189,087A</del>
33				<u>405,218,706A</u>
34			HMS 672,850,832N	693,906,153N
35			HMS 44,409,563U	44,409,563U
36			<u>HMS</u>	<u>V 106,798,179V</u>
37				
38	24.	HHL602 - PLANNING AND DEVELOPMENT FOR HAWAIIAN		
39		HOMESTEADS		
40			14.00*	14.00*
41		OPERATING	HHL 679,070A	679,274A
42			66.00*	66.00*
43			HHL 5,649,008B	5,063,477B

1		HHL	16,393,455N	9,600,545N
2			51.00*	51.00*
3		HHL	3,878,386T	3,640,482T
4	INVESTMENT CAPITAL	HHL	375,000C	550,000C
5		HHL		E100,000,000E
6		<u>HHL</u>		<u>V 10,200,000V</u>
7				
8	26. HTH904 - EXECUTIVE OFFICE ON AGING			
9			3.30*	3.74*
10	OPERATING	HTH	6,370,552A	6,119,214A
11			7.45*	8.01*
12		HTH	7,443,720N	7,443,720N
13		<u>HTH</u>		<u>V 485,000V</u>
14	INVESTMENT CAPITAL	HTH	250,000C	800,000C
15				
16	29. HMS903 - GENERAL SUPPORT FOR SELF SUFFICIENCY SERVICES			
17			62.96*	62.96*
18	OPERATING	HMS	10,444,592A	10,420,477A
19			57.04*	62.04*
20		HMS	59,079,035N	<del>55,059,052N</del>
21				<u>65,059,052N</u>
22		<u>HMS</u>		<u>V 25,550,000V"</u>
23				
24	SECTION 10. Part II, Act 213, Session Laws of Hawaii 2007,			
25	as amended by Act 158, Session Laws of Hawaii 2008, is amended			
26	by amending items G.1, G.2, G.5, and G.19 in section 3 to read			
27	as follows:			
28	"G. FORMAL EDUCATION			
29	[ <del>1. EDN100 - SCHOOL-BASED BUDGETING</del>			
30			<del>12,338.60*</del>	<del>12,352.60*</del>
31	OPERATING	EDN	<del>774,244,048A</del>	<del>772,086,697A</del>
32		EDN	<del>6,280,000B</del>	<del>6,780,000B</del>
33		EDN	<del>171,923,444N</del>	<del>171,760,198N</del>
34		EDN	<del>6,300,000T</del>	<del>13,750,000T</del>
35		EDN	<del>3,000,000U</del>	<del>4,000,000U</del>
36		EDN	<del>3,398,000W</del>	<del>3,398,000W</del>
37	<del>INVESTMENT CAPITAL</del>	EDN	<del>291,958,000B</del>	<del>310,193,000B</del>
38		EDN	<del>650,000C</del>	<del>3,000,000C</del>
39		EDN	<del>1,428,000R</del>	R

1		EDN	50,000,000A	A]
2				
3	2.	EDN150 - COMPREHENSIVE STUDENT SUPPORT SERVICES		
4			5,615.50*	5,728.50*
5		OPERATING	EDN 361,156,533A	[ <del>355,373,685A</del> ]
6				<u>355,200,531A</u>
7			2.00*	2.00*
8		EDN	49,050,756N	49,050,756N
9		EDN		<u>20,493,170V</u>
10		EDN	2,000,000W	[ <del>2,000,000W</del> ]
11				<u>2,173,154W</u>
12				
13	5.	EDN400 - SCHOOL SUPPORT		
14			644.00*	644.00*
15		OPERATING	EDN 170,290,488A	169,455,447A
16			726.50*	726.50*
17		EDN	23,112,819B	23,112,819B
18			3.00*	3.00*
19		EDN	35,659,876N	35,659,880N
20		EDN		<u>348,600V</u>
21			4.00*	4.00*
22		EDN	6,000,000W	7,022,625W
23	<del>19.</del>	<del>UOH900 - UNIVERSITY OF HAWAII, SYSTEM WIDE SUPPORT</del>		
24			<del>414.00*</del>	<del>407.50*</del>
25		OPERATING	UOH <del>41,759,019A</del>	<del>39,709,051A</del>
26			<del>4.00*</del>	<del>8.00*</del>
27		UOH	<del>10,938,128B</del>	<del>21,363,400B</del>
28			<del>4.00*</del>	<del>4.00*</del>
29		UOH	<del>673,484N</del>	<del>673,484N</del>
30			<del>5.00*</del>	<del>15.00*</del>
31		UOH	<del>13,157,802W</del>	<del>13,157,802W</del>
32		<del>INVESTMENT CAPITAL</del>	UOH 50,000,000C	<del>63,792,000C]</del> "
33				

34 SECTION 11. Part IV, Act 213, Session Laws of Hawaii 2007,  
 35 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
 36 by amending item A.4 and adding item A.6.01 in section 125 to  
 37 read as follows:

38 "A. ECONOMIC DEVELOPMENT

1					
2	AGR141 - AGRICULTURAL RESOURCE MANAGEMENT				
3					
4	4. P97002 UPCOUNTRY MAUI WATERSHED, MAUI				
5					
6	PLANS, LAND ACQUISITION, DESIGN, AND CONSTRUCTION FOR THE				
7	INSTALLATION OF PIPELINE FOR THE UPCOUNTRY MAUI WATERSHED				
8	PROJECT, KULA, MAUI. THIS PROJECT IS DEEMED NECESSARY TO				
9	QUALIFY FOR FEDERAL AID AND/OR REIMBURSEMENT.				
10	PLANS	50		50	
11	LAND	100		100	
12	DESIGN	200		200	
13	CONSTRUCTION	2,650		<del>2,650</del>	
14				<u>3,200</u>	
15	TOTAL FUNDING	AGR 1,500	C	<u>1,500</u>	C
16		AGR 1,500	N	<u>1,500</u>	N
17		<u>AGR</u>	<u>V</u>	<u>550</u>	<u>V</u>

18					
19	<u>6.01 LOWER HAMAKUA DITCH SYSTEM, HAWAII</u>				
20					
21	<u>CONSTRUCTION FOR IMPROVEMENTS TO THE LOWER HAMAKUA DITCH</u>				
22	<u>SYSTEM, TOGETHER WITH APPURTENANT WORKS, INCLUDING</u>				
23	<u>IMPROVEMENTS TO MITIGATE FLOOD DAMAGE. THIS PROJECT IS</u>				
24	<u>DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING</u>				
25	<u>AND/OR REIMBURSEMENT.</u>				
26	<u>CONSTRUCTION</u>			<u>1,800</u>	
27	<u>TOTAL FUNDING</u>	<u>AGR</u>	<u>V</u>	<u>1,800</u>	<u>V"</u>

28 SECTION 12. Part IV, Act 213, Session Laws of Hawaii 2007,  
 29 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
 30 by amending item C.118 X222 in section 125 to read as follows:  
 31

32 "C. TRANSPORTATION FACILITIES  
 33  
 34 TRN595 - HIGHWAYS ADMINISTRATION  
 35  
 36 118. X222 SEISMIC RETROFIT OF VARIOUS BRIDGES, STATEWIDE  
 37  
 38 CONSTRUCTION FOR SEISMIC RETROFIT IMPROVEMENTS FOR VARIOUS  
 39 BRIDGES STATEWIDE. THIS PROJECT IS DEEMED NECESSARY TO  
 40 QUALIFY FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT.

1	CONSTRUCTION			[7,500]	
2				<u>9,300</u>	
3	TOTAL FUNDING	TRN	E	1,500	E
4		TRN	N	6,000	N
5		<u>TRN</u>	<u>V</u>	<u>1,800</u>	<u>V"</u>

7 SECTION 13. Part IV, Act 213, Session Laws of Hawaii 2007,  
8 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
9 by adding items F.13.01 and F.18.02. TBA 005 in section 125 to  
10 read as follows:

11 "F. SOCIAL SERVICES

12 HMS220 - RENTAL HOUSING SERVICES

13 13.01 LUMP SUM CIP - ARRA HUD STIMULUS RENOVATIONS,  
14 STATEWIDE

15 CONSTRUCTION FOR NON-ROUTINE REPAIRS AND MAINTENANCE,  
16 IMPROVEMENTS, AND RENOVATIONS STATEWIDE.

17	<u>CONSTRUCTION</u>			<u>16,245</u>	
18	<u>TOTAL FUNDING</u>	<u>HMS</u>	<u>V</u>	<u>16,245</u>	<u>V</u>

19 HHL602 - PLANNING AND DEVELOPMENT FOR HAWAIIAN HOMESTEADS

20 18.02 TBA 005 NAHASDA DEVELOPMENT PROJECTS (ARRA),  
21 STATEWIDE

22 PLANS, DESIGN, AND CONSTRUCTION FOR VARIOUS HAWAIIAN  
23 HOMESTEAD PROJECTS AND IMPROVEMENTS STATEWIDE, PURSUANT TO  
24 THE NATIVE AMERICAN HOUSING ASSISTANCE AND  
25 SELF-DETERMINATION ACT OF 1996 AND THE AMERICAN RECOVERY  
26 AND REINVESTMENT ACT OF 2009. FUNDS NOT NEEDED IN A COST  
27 ELEMENT MAY BE USED IN ANOTHER.

28	<u>PLANS</u>			<u>1</u>	
29	<u>DESIGN</u>			<u>1</u>	
30	<u>CONSTRUCTION</u>			<u>10,198</u>	
31	<u>TOTAL FUNDING</u>	<u>HHL</u>	<u>V</u>	<u>10,200</u>	<u>V"</u>

1 SECTION 14. Part V, Act 213, Session Laws of Hawaii 2007,  
2 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
3 by adding a new section to read as follows:

4 "SECTION 134.1. Act 200, SLH 2003, as amended by Act 41,  
5 Session Laws of Hawaii 2004, is amended by amending item C-37  
6 S269 in section 77 to read:

7 **TRN 501 - OAHU HIGHWAYS**

8  
9 "C-37 S269 KAMEHAMEHA HIGHWAY, SOUTH PUNALUU BRIDGE REPLACEMENT,  
10 OAHU

11  
12 CONSTRUCTION FOR REPLACEMENT OF SOUTH PUNALUU BRIDGE. THIS  
13 PROJECT IS DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID  
14 FINANCING AND/OR REIMBURSEMENT.

		<u>FY 2004</u>	<u>FY 2005</u>
	<u>CONSTRUCTION</u>	<u>29,250</u>	
	<u>TOTAL FUNDING</u>	<u>2,450</u>	<u>E</u>
	<u>TRN</u>	<u>9,800</u>	<u>N</u>
	<u>TRN</u>	<u>17,000</u>	<u>V</u>

15  
16  
17  
18  
19  
20  
21  
22  
23 SECTION 15. Part V, Act 213, Session Laws of Hawaii 2007,  
24 as amended by Act 158, Session Laws of Hawaii 2008, is amended  
25 by adding a new section to read as follows:

26 "SECTION 134.2. Act 178, SLH 2005, as amended by Act 160,  
27 Session Laws of Hawaii 2006, is amended by amending  
28 items C-9.02, C-22.02, and C-34 in section 85 to read:

29 **TRN 102 - HONOLULU INTERNATIONAL AIRPORT**

30

1 "C-9.02      A24B      HONOLULU INTERNATIONAL AIRPORT, INLINE  
 2                    BAGGAGE SYSTEM IMPROVEMENTS, OAHU  
 3  
 4                    CONSTRUCTION FOR INLINE BAGGAGE SYSTEM IMPROVEMENTS  
 5                    INCLUDING EXPLOSIVE DETECTION SYSTEMS, BAGGAGE BELT  
 6                    CONVEYORS, AND OTHER RELATED IMPROVEMENTS. THIS PROJECT IS  
 7                    DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING  
 8                    AND/OR REIMBURSEMENT.  
 9

			<u>FY 2006</u>	<u>FY 2007</u>
	<u>CONSTRUCTION</u>			<u>88,250</u>
	<u>TOTAL FUNDING</u>	<u>TRN</u>	<u>E</u>	<u>63,250 E</u>
		<u>TRN</u>	<u>V</u>	<u>25,000 V"</u>

16 **TRN 131 - KAHULUI AIRPORT**

17  
 18 "C-22.02      D08L      KAHULUI AIRPORT, INLINE BAGGAGE SYSTEM  
 19                    IMPROVEMENTS, MAUI  
 20  
 21                    CONSTRUCTION OF INLINE BAGGAGE SYSTEM IMPROVEMENTS  
 22                    INCLUDING EXPLOSIVE DETECTION SYSTEMS, BAGGAGE BELT  
 23                    CONVEYORS, AND OTHER RELATED IMPROVEMENTS. THIS PROJECT IS  
 24                    DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING  
 25                    AND/OR REIMBURSEMENT.  
 26

			<u>FY 2006</u>	<u>FY 2007</u>
	<u>CONSTRUCTION</u>			<u>25,300</u>
	<u>TOTAL FUNDING</u>	<u>TRN</u>	<u>E</u>	<u>14,300 E</u>
		<u>TRN</u>	<u>V</u>	<u>11,000 V"</u>

33 **TRN 195 - AIRPORTS ADMINISTRATION**

34  
 35 "C-34 F05C STRUCTURAL IMPROVEMENTS TO AIRFIELD PAVING, STATEWIDE  
 36  
 37                    DESIGN AND CONSTRUCTION FOR STRUCTURAL IMPROVEMENTS TO  
 38                    RUNWAYS, TAXIWAYS, AND APRONS AT STATEWIDE AIRPORTS.  
 39                    IMPROVEMENTS INCLUDE PAVING, MILL AND REPLACE,  
 40                    RECONSTRUCTION, GROOVING, PAINTING, AND OTHER RELATED  
 41                    IMPROVEMENTS. THIS PROJECT IS DEEMED NECESSARY TO QUALITY  
 42                    FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT.  
 43

		<u>FY 2006</u>	<u>FY 2007</u>
1			
2			
3	<u>DESIGN</u>	<u>800</u>	<u>900</u>
4	<u>CONSTRUCTION</u>	<u>10,250</u>	<u>26,370</u>
5	<u>TOTAL FUNDING</u>	<u>3,200</u>	<u>4,500</u>
6	<u>TRN</u>	<u>7,850</u>	<u>7,770</u>
7	<u>TRN</u>	<u>        </u>	<u>15,000</u>
8			

9 SECTION 16. Part VII, Act 213, Session Laws of  
 10 Hawaii 2007, as amended by Act 158, Session Laws of Hawaii 2008,  
 11 is amended by amending section 167 to read as follows:

12 "SECTION 167. Provided that the governor may approve the  
 13 expenditure of federal funds for operating and capital  
 14 improvement purposes which are in excess of levels authorized by  
 15 the legislature only in the event that the expenditure is made  
 16 for the benefit of the public; provided further that the  
 17 governor may allow for an increase in the federal fund  
 18 authorization ceiling for the program to accommodate the  
 19 expenditure of such funds; provided further that prior to the  
 20 governor's approval to expend these funds the governor shall  
 21 submit a report to the legislature; provided further that the  
 22 report shall include the date when the program to receive the  
 23 federal funds was first notified that additional federal funds  
 24 may be available, the date that additional federal funds were  
 25 known to be available, and the reasons why additional federal  
 26 fund appropriations were not sought during the preceding

1 legislative session, and an explanation of the public benefit;  
2 provided further that in the event of federal funds received as  
3 a result of a natural or manmade disaster, the governor shall  
4 submit notification to the legislature within five days after  
5 the governor's approval to expend funds has been granted; and  
6 provided further that the governor shall submit a summary report  
7 of all uses of this proviso for the previous twelve month period  
8 from December 1 to November 30 no later than twenty days prior  
9 to the convening of the 2008 and 2009 regular sessions."

10 SECTION 17. Part VII, Act 213, Session Laws of  
11 Hawaii 2007, as amended by Act 158, Session Laws of Hawaii 2008,  
12 is amended by adding two new sections to read as follows:

13 "Section 46.2. Provided that of the general fund  
14 appropriation for the Hawaii health systems corporation  
15 (HTH 210), there is appropriated general funds in the sum of  
16 \$14,000,000 or so much thereof as may be necessary for fiscal  
17 year 2008-2009 that shall be expended to pay accounts payable  
18 vendors for medical services, equipment, or supplies; provided  
19 further that \$3,300,000 shall be expended for the Kauai Veterans  
20 Memorial Hospital; \$3,700,000 shall be expended for the Kona  
21 Community Hospital; and \$7,000,000 shall be expended for the  
22 Hilo Medical Center; provided further that the funds shall not

1 be expended for any other purpose and that any unexpended funds  
2 shall lapse to the general fund."

3 "Section 167.1. Provided that the governor may approve the  
4 expenditure of federal stimulus funds for operating and capital  
5 improvement purposes designated with the letter (V) which are in  
6 excess of levels authorized by the legislature; provided further  
7 that the governor may allow for an increase in the federal  
8 stimulus fund authorization ceiling for the program to  
9 accommodate the expenditure of such funds; provided further that  
10 prior to the governor's approval to expend these funds the  
11 governor shall submit a report to the legislature."

12 PART III.

13 SECTION 18. Statutory material to be repealed is bracketed  
14 and stricken. New statutory material is underscored.

15 SECTION 19. This Act shall take effect on May 1, 2009.

**Report Title:**

American Recovery and Reinvestment Act of 2009

**Description:**

Requires the governor or the director of finance to report restrictions of appropriations to the legislature. Appropriates federal funds to various programs that are expected to receive funding during FY 2008-2009 under the American Recovery and Reinvestment Act of 2009. Reduces general fund appropriations for certain programs that receive offsetting federal funding. Appropriates additional federal Temporary Assistance for Needy Families funds for FY 2008-2009 under the federal Deficit Reduction Act of 2005. Appropriates additional general funds for FY 2008-2009 to the adult mental health outpatient program. Appropriates additional general funds for FY 2008-2009 to the Hawaii health systems corporation. (HB1364 SD1)