



1 ~~from the proceeds of sales or which may be received by way of~~  
2 ~~gift or otherwise for any of the purposes provided by this~~  
3 ~~section, the acceptance of such gifts and the receipt of such~~  
4 ~~funds being authorized, shall be expendable by the comptroller~~  
5 ~~from time to time for any of the purposes provided by this~~  
6 ~~section, and any original historical documents or other~~  
7 ~~articles, or copies, facsimiles, or replicas thereof, so~~  
8 ~~collected, and copies of publications made under this section~~  
9 ~~shall be deposited in the archives of Hawaii to constitute a~~  
10 ~~collection to be known as the "Captain Cook Memorial~~  
11 ~~Collection".~~

12 ~~The comptroller may purchase or otherwise acquire original~~  
13 ~~books, mementos, pamphlets, documents, or other articles of~~  
14 ~~historical value relating to the life of Captain James Cook, or~~  
15 ~~connected with the history, discovery, and exploration of the~~  
16 ~~Hawaiian Islands, or copies, facsimiles, or replicas thereof of~~  
17 ~~other data relating thereto, and prepare and publish in the~~  
18 ~~comptroller's discretion books, documents, pamphlets, or other~~  
19 ~~publications relating thereto.~~

20 ~~The comptroller may distribute free copies of such~~  
21 ~~publications to libraries, museums, and other places of~~  
22 ~~reference open to the public in the United States or in other~~



1 ~~countries, not to exceed, however, one third of the number of~~  
2 ~~copies of each published. The remaining copies may be sold at~~  
3 ~~such reasonable prices as may be fixed by the comptroller, the~~  
4 ~~proceeds of such sales to be paid into the trust fund."]~~

5 PART II

6 SECTION 4. The purpose of this part is to address the seal  
7 of quality special fund. More specifically, this part repeals  
8 the special fund and requires the deposit of fees and fines  
9 generated by the seal of quality program to be deposited into  
10 the general fund.

11 The legislature finds that the seal of quality special fund  
12 is not necessary. Its balance and annual revenues and  
13 expenditures are relatively small. Thus, a separate special  
14 fund for the program is not justified.

15 SECTION 5. Section 148-67, Hawaii Revised Statutes, is  
16 amended to read as follows:

17 "[~~§~~§148-67[~~§~~] Seal of quality [~~special fund.~~ (a) There  
18 ~~is established in the state treasury the seal of quality special~~  
19 ~~fund, into which shall be deposited:] program revenues; deposit  
20 into general fund. The department of agriculture shall transmit  
21 the following revenues to the director of finance for deposit  
22 into the general fund:~~



- 1 (1) All revenues from the operations of the seal of  
2 quality program established under section 148-61; and
- 3 (2) Fines collected under section 148-66 [~~and~~
- 4 ~~(3) Any appropriations made by the legislature to the~~  
5 ~~fund.~~
- 6 ~~(b) Moneys in the special fund may be expended for all~~  
7 ~~costs associated with the seal of quality program, including:~~
- 8 ~~(1) Conducting trade shows, retail shows, conferences,~~  
9 ~~seminars, and other promotional activities;~~
- 10 ~~(2) Expenses for designs, program labels, items and~~  
11 ~~materials, displays, brochures, media advertisements,~~  
12 ~~inspection, and review and investigative activities~~  
13 ~~relating to application and enforcement of the~~  
14 ~~program;~~
- 15 ~~(3) Printing, mailing, airfare and per diem, lei, decors,~~  
16 ~~rental of facilities and audio visual equipment,~~  
17 ~~display and booth fees, participation fees, general~~  
18 ~~supplies; and~~
- 19 ~~(4) Any other expense necessary to administer the~~  
20 ~~program]. "~~



PART III

SECTION 6. The purpose of this part is to repeal the infrastructure development fund.

The legislature finds that the fund is no longer necessary. It has had no balance or activity in recent years.

SECTION 7. Section 171-19.5, Hawaii Revised Statutes, is repealed.

~~["§171-19.5 Infrastructure development fund;~~

~~establishment. (a) There is established in the state treasury the infrastructure development fund to be administered by the department of land and natural resources. Funds transferred or appropriated by the legislature and moneys received or collected by the department of land and natural resources, as authorized by the legislature, shall be deposited into the infrastructure development fund.~~

~~(b) The infrastructure development fund shall be used to provide funding for infrastructure development in the Kikala Keokea area on the island of Hawaii to benefit residents of Kalapana who have been dispossessed of their homes and lands as a result of the continued volcanic eruptions on the island of Hawaii, which began on January 3, 1983. Proceeds of this fund~~



1 ~~may be used for necessary expenses in the administration of the~~  
2 ~~fund.~~

3 ~~(c) Upon fulfillment of the purposes of this section, any~~  
4 ~~unexpended or unencumbered funds appropriated by the legislature~~  
5 ~~or remaining in the infrastructure development fund as of the~~  
6 ~~close of business on December 31, 2004, shall not lapse into~~  
7 ~~that fund or to the credit of the general fund, but shall be~~  
8 ~~transferred to the credit of the Kikala-Keokea housing revolving~~  
9 ~~fund established in section 201H-81 as of that date; provided~~  
10 ~~that any unexpended or unencumbered moneys that were provided by~~  
11 ~~the office of Hawaiian affairs and deposited into the~~  
12 ~~infrastructure development fund for the purpose of~~  
13 ~~infrastructure development shall be refunded to the office of~~  
14 ~~Hawaiian affairs upon the completion of the fund's intended~~  
15 ~~purpose. No funds shall be transferred until all funding~~  
16 ~~commitments entered into by the department of land and natural~~  
17 ~~resources to complete the design and construction of~~  
18 ~~infrastructure improvements have been executed." ]~~



## 1 PART IV

2 SECTION 8. The purpose of this part is to address the  
3 statewide geospatial information and data integration special  
4 fund. More specifically, this part repeals the special fund and  
5 requires the deposit of fees generated by the statewide  
6 geographic information system program to be deposited into the  
7 general fund.

8 The legislature finds that the statewide geospatial  
9 information and data integration special fund is not necessary.  
10 It has no balance or annual revenues.

11 SECTION 9. Section 225M-6, Hawaii Revised Statutes, is  
12 amended to read as follows:

13 **"§225M-6 Fees for statewide planning and geographic**  
14 **information system services and products.** The office of  
15 planning may charge fees for statewide planning and geographic  
16 information system services and products. All fees collected  
17 for statewide planning and geographic information system  
18 analyses and other related services shall be deposited into the  
19 [~~statewide geospatial information and data integration special~~]  
20 general fund [~~for the sole purpose of supporting the statewide~~  
21 ~~planning and geographic information system~~]. The office shall



1 adopt rules setting fees for statewide planning and geographic  
2 information system services and products."

3 SECTION 10. Section 225M-7, Hawaii Revised Statutes, is  
4 repealed.

5 ~~["~~§225M-7~~ Statewide geospatial information and data  
6 integration special fund. (a) There is established in the  
7 state treasury the statewide geospatial information and data  
8 integration special fund, into which shall be deposited:~~

- 9 ~~(1) Moneys directed, allocated, or disbursed to the  
10 statewide geospatial information and data integration  
11 program from other government agencies or private  
12 sources to help support the acquisition of hardware,  
13 software, applications, and databases;~~
- 14 ~~(2) Moneys directed, allocated, or disbursed to the  
15 statewide geospatial technologies program from non-  
16 state sources, including but not limited to grants,  
17 awards, and donations;~~
- 18 ~~(3) Moneys collected as fees for statewide planning and  
19 geographic information system services rendered; and~~
- 20 ~~(4) Investment earnings credited to the assets of the fund  
21 and all interest on special fund balances.~~







1 SECTION 12. Section 302A-1315, Hawaii Revised Statutes, is  
2 repealed.

3 [~~"§302A-1315 Food distribution program revolving fund.~~

4 ~~(a) There is established the food distribution program~~  
5 ~~revolving fund to be administered by the department.~~

6 ~~(b) The food distribution program revolving fund shall~~  
7 ~~consist of:~~

8 ~~(1) Administrative fees collected by the department for~~  
9 ~~administering and operating the food distribution~~  
10 ~~program;~~

11 ~~(2) All interest earned on the deposit or investment of~~  
12 ~~moneys in the food distribution program revolving~~  
13 ~~fund; and~~

14 ~~(3) Any other moneys made available to the food~~  
15 ~~distribution program revolving fund from other~~  
16 ~~sources.~~

17 ~~(c) The food distribution program revolving fund shall be~~  
18 ~~used by the department for the collection and disbursement of~~  
19 ~~generated revenue to support the administration and operation of~~  
20 ~~the food distribution program pursuant to 7 Code of Federal~~  
21 ~~Regulations section 250.15.~~



1 ~~(d) The balance in the food distribution program revolving~~  
2 ~~fund shall not exceed \$2,000,000 to pay for services rendered by~~  
3 ~~state contracted warehouses for the distribution of federal~~  
4 ~~commodity foods to the recipient agencies. Any moneys remaining~~  
5 ~~in the revolving fund in excess of \$2,000,000 at the end of each~~  
6 ~~fiscal year shall lapse to the credit of the general fund."]~~

7 PART VI

8 SECTION 13. The purpose of this part is to repeal the seed  
9 distribution program revolving fund.

10 The legislature finds that the revolving fund is not  
11 necessary.

12 SECTION 14. Section 304A-2263, Hawaii Revised Statutes, is  
13 repealed.

14 ["~~§304A-2263~~ ~~Seed distribution program; revolving fund.~~

15 ~~There is established the seed distribution program revolving~~  
16 ~~fund, the purpose of which shall be to enable the seed~~  
17 ~~distribution program to operate at a level that will adequately~~  
18 ~~meet the demand for seeds. The fund shall be used for the~~  
19 ~~cultivation and production of seeds and for research and~~  
20 ~~developmental purposes directly related to cultivation and~~  
21 ~~production. The fund shall be administered by the college of~~  
22 ~~tropical agriculture and human resources of the University of~~



1 ~~Hawaii. All sums withdrawn from the fund shall be reimbursed or~~  
2 ~~restored from the proceeds realized through the sale of seeds." ]~~

3 PART VII

4 SECTION 15. The purpose of this part is to repeal the  
5 center for labor education and research revolving fund.

6 The legislature finds that the revolving fund is not  
7 necessary. It has had a relatively low balance and minimal  
8 recent activity.

9 From the effective date of this part, the legislature  
10 intends that proceeds formerly deposited into the revolving fund  
11 be deposited into the general fund.

12 SECTION 16. Section 304A-2267, Hawaii Revised Statutes, is  
13 repealed.

14 [~~["§304A-2267] Center for labor education and research~~  
15 ~~revolving fund. There is established the center for labor~~  
16 ~~education and research revolving fund, for use by the director~~  
17 ~~of the center for labor education and research with the approval~~  
18 ~~of the chancellor or vice chancellor of the University of~~  
19 ~~Hawaii, West Oahu campus, in carrying out the purposes of the~~  
20 ~~center. All fees, charges, and other moneys collected in~~  
21 ~~conjunction with the operations of the center for labor~~  
22 ~~education and research shall be deposited in the revolving fund.~~



1 ~~Such amounts shall be expended from the fund by the director of~~  
2 ~~the center for labor education and research as may be necessary~~  
3 ~~to defray the cost of operating the center for labor education~~  
4 ~~and research, excluding compensation of the permanent staff, but~~  
5 ~~including contractual obligation, rentals, and such other~~  
6 ~~program costs as approved by the chancellor or vice chancellor,~~  
7 ~~West Oahu campus." ]~~

## PART VIII

8  
9 SECTION 17. The purpose of this part is to repeal the  
10 career and training projects revolving fund for the university  
11 of Hawaii at Hilo.

12 The legislature finds that the revolving fund is not  
13 necessary.

14 SECTION 18. Section 304A-2268, Hawaii Revised Statutes, is  
15 repealed.

16 ~~["~~§304A-2268~~ Career and technical training projects~~  
17 ~~revolving fund; University of Hawaii at Hilo. There is~~  
18 ~~established the career and technical training projects revolving~~  
19 ~~fund for the career and technical training projects of the~~  
20 ~~community colleges and the University of Hawaii at Hilo into~~  
21 ~~which shall be deposited the receipts from fees for services,~~  
22 ~~supplies, and use of equipment provided by or in connection with~~



1 ~~these projects. Funds deposited in this account shall be~~  
2 ~~expended for vocational and technical training projects, and~~  
3 ~~supplies, equipment, and services related thereto."]~~

4 PART IX

5 SECTION 19. The purpose of this part is to repeal the  
6 University of Hawaii alumni special fund.

7 The legislature finds that the special fund is not  
8 necessary.

9 SECTION 20. Section 304A-2175, Hawaii Revised Statutes, is  
10 repealed.

11 ~~["~~§304A-2175~~ University of Hawaii alumni special fund.~~

12 ~~There is established the University of Hawaii alumni special~~  
13 ~~fund into which shall be deposited funds and proceeds received~~  
14 ~~by the university from alumni activities and donations from~~  
15 ~~alumni. Funds deposited into this special fund may be expended~~  
16 ~~by the university for all costs associated with conducting~~  
17 ~~alumni affairs, activities, and programs for the university~~  
18 ~~system, including but not limited to expenses for honoraria,~~  
19 ~~hotel and room rentals, food and refreshment, printing and~~  
20 ~~mailing, banners and signs, plaques and awards, airfare and per~~  
21 ~~diem, leis, rental of audiovisual, musical, and stage equipment,~~



1 ~~and activity supplies and materials, without regard to statutory~~  
2 ~~competitive bidding requirements." ]~~

3 PART X

4 SECTION 21. The purpose of this part is to repeal the  
5 animal research farm, Waialeale, Oahu special fund.

6 The legislature finds that the special fund is not  
7 necessary. The University of Hawaii has ceased operation of the  
8 animal research farm.

9 SECTION 22. Section 304A-2177, Hawaii Revised Statutes, is  
10 repealed.

11 [~~["§304A-2177] Animal research farm, Waialeale, Oahu special~~  
12 ~~fund. There is established the animal research farm, Waialeale,~~  
13 ~~Oahu special fund for the animal research farm, Waialeale, Oahu,~~  
14 ~~operated by the college of tropical agriculture and human~~  
15 ~~resources of the University of Hawaii, into which shall be~~  
16 ~~deposited the receipts from fees realized from the sale of~~  
17 ~~livestock, services, and supplies. Funds deposited into this~~  
18 ~~special fund shall be expended for animal research, and services~~  
19 ~~and supplies related thereto." ]~~

20 PART XI

21 SECTION 23. The purpose of this part is to repeal the  
22 office of health care assurance special fund.



1           The legislature finds that the special fund has a  
2 relatively low balance and minimal activity. Thus, the  
3 legislature finds that the special fund is not necessary.

4           SECTION 24. Section 321-11.5, Hawaii Revised Statutes, is  
5 amended by amending subsection (b) to read as follows:

6           "(b) All fees paid and collected pursuant to this section  
7 and rules adopted in accordance with chapter 91 from facilities  
8 seeking licensure or certification by the department of health,  
9 including hospitals, nursing homes, home health agencies, home  
10 care agencies, intermediate care facilities for individuals with  
11 intellectual disabilities, freestanding outpatient surgical  
12 facilities, adult day health care centers, rural health centers,  
13 laboratories, adult residential care homes, expanded adult  
14 residential care homes, developmental disability domiciliary  
15 homes, assisted living facilities, therapeutic living programs,  
16 and special treatment facilities, shall be deposited into the  
17 [~~office of health care assurance special~~] general fund [~~created~~  
18 ~~under section 321-1.4~~]. Any other entities required by law to  
19 be licensed by the department of health shall also be subject to  
20 reasonable fees established by the department of health by rules  
21 adopted in accordance with chapter 91. The fees shall be  
22 deposited into the general fund."





1 SECTION 25. Section 321-15.6, Hawaii Revised Statutes, is  
2 amended by amending subsection (g) to read as follows:

3 "(g) Any fines collected by the department of health for  
4 violations of this section shall be deposited into the [~~office~~  
5 ~~of health care assurance special~~] general fund."

6 SECTION 26. Section 321-20, Hawaii Revised Statutes, is  
7 amended to read as follows:

8 "[~~§~~321-20[~~§~~] **Remedies.** Notwithstanding other penalties,  
9 the director may enforce this chapter in either administrative  
10 or judicial proceedings:

- 11 (1) Administrative. If the director determines that any  
12 person is violating any provision of this chapter, any  
13 rule adopted thereunder, or any variance or exemption  
14 or waiver issued pursuant thereto, the director may  
15 have that person served with a notice of violation and  
16 an order. The notice shall specify the alleged  
17 violation. The order may require that the alleged  
18 violator do any or all of the following: cease and  
19 desist from the violation, pay an administrative  
20 penalty not to exceed \$1,000 for each day of  
21 violation, correct the violation at the alleged  
22 violator's own expense, or appear before the director



1 at a time and place specified in the order and answer  
2 the charges complained of. The order shall become  
3 final twenty days after service unless within those  
4 twenty days the alleged violator requests in writing a  
5 hearing before the director. Upon such request the  
6 director shall specify a time and place for the  
7 alleged violator to appear. When the director issues  
8 an order for immediate action to protect the public  
9 health from an imminent and substantial danger, the  
10 department shall provide an opportunity for a hearing  
11 within twenty-four hours after service of the order.  
12 After a hearing pursuant to this subsection, the  
13 director may affirm, modify, or rescind the order as  
14 appropriate. The director may institute a civil  
15 action in any court of appropriate jurisdiction for  
16 the enforcement of any order issued pursuant to this  
17 subsection.

18 Factors to be considered in imposing the  
19 administrative penalty include the nature and history  
20 of the violation and any prior violation and the  
21 opportunity, difficulty, and history of corrective  
22 action. It is presumed that the violator's economic



1 and financial conditions allow payment of the penalty  
2 and the burden of proof to the contrary is on the  
3 violator. In any judicial proceeding to enforce the  
4 administrative penalty imposed pursuant to this  
5 chapter, the director need only show that notice was  
6 given, a hearing was held or the time granted for  
7 requesting a hearing had expired without such a  
8 request, the administrative penalty imposed, and that  
9 the penalty imposed remains unsatisfied.

10 This section does not supersede specific  
11 administrative penalties provided elsewhere.

12 (2) Judicial. The director may institute a civil action  
13 in any court of appropriate jurisdiction for  
14 injunctive relief to prevent violation of any order  
15 issued or rule adopted pursuant to this chapter, in  
16 addition to any other remedy or penalty provided for  
17 under this chapter.

18 All penalties collected under this section shall be  
19 deposited into the general fund."

20 SECTION 27. Section 321-1.4, Hawaii Revised Statutes, is  
21 repealed.



1           ~~["§321-1.4 Office of health care assurance special fund;~~  
2 ~~deposits; expenditures. (a) There is established within the~~  
3 ~~department of health, to be administered by the department of~~  
4 ~~health, the office of health care assurance special fund into~~  
5 ~~which shall be deposited moneys collected under section 321-~~  
6 ~~11.5(b) and all administrative penalties imposed and collected~~  
7 ~~by the office of health care assurance pursuant to section 321-~~  
8 ~~20.~~

9           ~~(b) Moneys in the special fund shall be expended by the~~  
10 ~~department of health:~~

11           ~~(1) To assist in offsetting operating costs and~~  
12           ~~educational program expenses of the department of~~  
13           ~~health's office of health care assurance; and~~

14           ~~(2) For the purpose of enhancing the capacity of office of~~  
15           ~~health care assurance programs to:~~

16           ~~(A) Improve public health outreach efforts, program~~  
17           ~~and community development, and consultations to~~  
18           ~~industries regulated; and~~

19           ~~(B) Educate the public, the staff of the department~~  
20           ~~of health, [and] other departments within the~~  
21           ~~State, as well as staff and providers of all~~  
22           ~~health care facilities and agencies regulated.~~



1 ~~Not more than \$300,000 of the special fund may be used during~~  
2 ~~any fiscal year for the activities carried out by the office of~~  
3 ~~health care assurance.~~

4 ~~(c) Any amount in the special fund in excess of \$356,000~~  
5 ~~on June 30 of each year shall be deposited into the general~~  
6 ~~fund.~~

7 ~~(d) The department of health shall submit a report to the~~  
8 ~~legislature concerning the status of the special fund, including~~  
9 ~~the amount of moneys deposited into and expended from the~~  
10 ~~special fund, and the sources of receipts and uses of~~  
11 ~~expenditures, no later than twenty days prior to the convening~~  
12 ~~of each regular session." ]~~

13 PART XII

14 SECTION 28. The purpose of this part is to address the  
15 public health nursing special fund, the source of funding for  
16 the program providing case management services for medically  
17 fragile children.

18 More specifically, this part repeals the special fund, but  
19 retains the case management services program.

20 The legislature finds that the special fund has a  
21 relatively low balance and minimal activity. Thus, the  
22 legislature finds that the special fund is not necessary.



1 The legislature believes that case management services for  
2 medically fragile children is worthy of continuation.  
3 Accordingly, the legislature retains reference to the program in  
4 statute and intends that it be provided with general funds.

5 SECTION 29. Chapter 321, Hawaii Revised Statutes, is  
6 amended by amending the title of part XXXV to read as follows:

7 "~~[+]PART XXXV. [] PUBLIC HEALTH NURSING SERVICES SPECIAL FUND]~~  
8 CASE MANAGEMENT SERVICES FOR MEDICALLY FRAGILE CHILDREN"

9 SECTION 30. Section 321-432, Hawaii Revised Statutes, is  
10 amended to read as follows:

11 "~~[+]§321-432 [] Public health nursing services special~~  
12 ~~fund. (a) There is established within the state treasury a~~  
13 ~~special fund to be known as the public health nursing services~~  
14 ~~special fund. The special fund shall be administered and~~  
15 ~~expended by the department of health in accordance with this~~  
16 ~~section.~~

17 ~~(b)]~~ Case management services for medically fragile  
18 children. The department of health shall ~~[expend the special~~  
19 ~~funds to]~~ provide ongoing case management services and ~~[to~~  
20 ~~provide]~~ staff training in case management services in  
21 collaboration with the department of human services' medicaid



1 early and periodic screening, diagnosis, and treatment program,  
2 including but not limited to:

- 3 (1) Assessment of children who are medically fragile to  
4 determine service needs;
- 5 (2) Development of a specific care plan;
- 6 (3) Referral for and linkages to services to implement the  
7 specific care plan; and
- 8 (4) Monitoring and follow-up.

9 ~~[(c) The special fund shall consist of Medicaid]~~ Medicaid  
10 reimbursements received by the department for case management  
11 services provided to families of medically fragile children[-]  
12 shall be deposited into the general fund."

13 PART XIII

14 SECTION 31. The purpose of this part is to address the  
15 Hawaii organ and tissue education special fund.

16 More specifically, this part repeals the special fund and  
17 transfers its balance to the general fund. This part also  
18 repeals the organ and tissue education fee that provided the  
19 proceeds for the special fund.

20 The legislature finds that the special fund has a  
21 relatively low balance and minimal activity. Thus, the



1 legislature finds that the special fund and fee are not  
2 necessary.

3 SECTION 32. Section 286-109.7, Hawaii Revised Statutes, is  
4 repealed.

5 ~~["§286-109.7 Organ and tissue education fee.~~

6 ~~Notwithstanding any other law to the contrary, beginning July 1,~~  
7 ~~2000, a donation of \$1, in addition to any other fees under this~~  
8 ~~chapter, may be collected upon designation by an individual or~~  
9 ~~entity from each certificate of registration by the director of~~  
10 ~~finance of each county to be deposited on a quarterly basis into~~  
11 ~~the organ and tissue education special fund pursuant to section~~  
12 ~~327-24. The counties may retain a portion of the \$1 donation as~~  
13 ~~an administrative fee to cover the cost of collecting,~~  
14 ~~accounting for, and depositing the balance into the organ and~~  
15 ~~tissue education special fund. The retention shall not exceed~~  
16 ~~\$0.20 for each \$1 collected."]~~

17 SECTION 33. Section 327-24, Hawaii Revised Statutes, is  
18 repealed.

19 ~~["[§327-24] Hawaii organ and tissue education special~~  
20 ~~fund. There is established in the state treasury the Hawaii~~  
21 ~~organ and tissue education special fund. Moneys collected under~~  
22 ~~section 286-109.7 shall be deposited into the fund. The fund~~





1 ~~shall be administered and distributed by the department of~~  
2 ~~health and shall be used exclusively for public education~~  
3 ~~programs and activities on organ, tissue, and eye donation."~~

4 PART XIV

5 SECTION 34. The purpose of this part is to repeal the  
6 blind shop revolving and handicraft fund.

7 The legislature finds that the revolving fund has a  
8 relatively low balance. Thus, the legislature finds that the  
9 revolving fund is not necessary.

10 Although the revolving fund is repealed, this part retains  
11 the department of human services' authority to provide the blind  
12 workshop and home labor program using other sources of funding  
13 to be determined under the executive budget process.

14 SECTION 35. Section 347-12, Hawaii Revised Statutes, is  
15 amended to read as follows:

16 "**§347-12 Blind shop ~~[revolving]~~ and handicraft ~~[fund.]~~**  
17 **program.** The ~~[department of budget and finance shall create and~~  
18 ~~maintain a revolving fund entitled "blind shop revolving and~~  
19 ~~handicraft fund". This fund may be used by the]~~ department of  
20 human services ~~[for]~~ may provide a workshop ~~[purposes]~~ or home  
21 labor ~~[purposes]~~ program for the blind or others, who, in the  
22 opinion of the department of human services, will ~~[be benefited~~



1 ~~by such] benefit from the experience [and all moneys in the fund~~  
2 ~~may be expended for materials, machinery, and other facilities~~  
3 ~~and for the erection, operation, and conduct of such workshops~~  
4 ~~and for the payment of such compensation as the department of~~  
5 ~~human services authorizes. All proceeds derived from the sale~~  
6 ~~of products of the workshops or the home labor shall be~~  
7 ~~deposited in the fund]. Under the program, the department may~~  
8 ~~train blind or other persons to produce crafts and other~~  
9 ~~products for sale.~~

10 This section shall be subject to any federal policies,  
11 rules, or regulations [~~which~~] that may be applicable in order  
12 to obtain federal aid or the cooperation of any federal agency  
13 concerned."

14 PART XV

15 SECTION 36. The purpose of this part is to address the  
16 trust fund for the state certified motor vehicle arbitration  
17 program.

18 More specifically, this part repeals the trust fund and  
19 transfers its unexpended and unencumbered balance to the  
20 compliance resolution fund. This part also requires the fees  
21 formerly deposited into the trust fund to now be deposited into  
22 the compliance resolution fund.





1 importantly, the legislature finds that the residential  
2 leasehold programs intended to be funded from the revolving fund  
3 have not been active in recent years. Consequently, there is no  
4 immediate need for funds to operate the programs.

5 If the need for operating funds becomes necessary in the  
6 future, the revolving fund may be replenished as provided under  
7 the enabling statute for the residential leasehold programs.

8 SECTION 39. Section 516-44, Hawaii Revised Statutes, is  
9 amended to read as follows:

10 "§516-44 Fee simple residential revolving fund. (a) A  
11 fee simple residential revolving fund is created. The funds  
12 appropriated for the purposes of this chapter and chapter 519  
13 and all moneys received or collected by the Hawaii housing  
14 finance and development corporation under this chapter and  
15 chapter 519 shall be deposited in the revolving fund. Moneys  
16 collected to reimburse the corporation from the lessees for  
17 their pro rata share of the direct costs incurred by the  
18 corporation under this chapter shall be deposited into the  
19 revolving fund. The proceeds in the funds shall first be used  
20 to pay the principal and interest on bonds or other indebtedness  
21 issued by the corporation, or by the State, and then for



1 necessary expenses, including indirect costs of the corporation  
2 in administering chapters 516 and 519.

3 Moneys in the fund shall be used to pay all costs of  
4 chapters 516 and 519 including administration.

5 (b) On June 30, 2014, the director of finance shall  
6 transfer the unexpended and unencumbered balance of the  
7 revolving fund to the general fund.

8 After June 30, 2014, any proceeds deposited into the  
9 revolving fund shall be subject to subsection (a)."

10 PART XVII

11 SECTION 40. The following funds are abolished:

- 12 (1) The donations for voter registration drive trust  
13 account established in 1984 and administered by the  
14 department of accounting and general services;
- 15 (2) The Hawaii FYI - ICSD trust account administratively  
16 established in 1996 and administered by the department  
17 of accounting and general services;
- 18 (3) The parking control revolving fund escrow account  
19 administered by the department of accounting and  
20 general services;



- 1           (4) The returned ACH tax refunds trust account
- 2                   administratively established in 2004 and administered
- 3                   by the department of accounting and general services;
- 4           (5) The HDOA biocontrol foreign exploration special fund
- 5                   created in 2010 and administered by the department of
- 6                   agriculture;
- 7           (6) The Hawaii EUTF self-directed investments trust
- 8                   account created in 2007 and administered by the
- 9                   department of budget and finance; and
- 10          (7) An account controlled by the state commission on
- 11                   fatherhood,
- 12          and any remaining balances shall be transferred to the general
- 13          fund.

14           SECTION 41. On June 30, 2014, all unencumbered balances

15          remaining in the accounts and funds repealed by this Act shall

16          lapse to the credit of the general fund; provided that the

17          director of finance shall transfer the unencumbered balance in:

- 18           (1) The Captain Cook memorial fund to the state parks
- 19                   special fund; and
- 20           (2) A trust fund established for the state certified motor
- 21                   vehicle arbitration program, pursuant to section 481I-

1 4(e), Hawaii Revised Statutes, as that section read on  
2 June 30, 2014, to the compliance resolution fund.

3 PART XVIII

4 SECTION 42. Statutory material to be repealed is bracketed  
5 and stricken.

6 SECTION 43. This Act shall take effect on July 1, 2014;  
7 provided that the amendments to section 321-11.5(b), Hawaii  
8 Revised Statutes, by section 24 of this Act shall not be  
9 repealed when section 321-11.5(b), Hawaii Revised Statutes, is  
10 reenacted on June 30, 2014, by section 8 of Act 21, Special  
11 Session Laws of Hawaii 2009.



**Report Title:**

Non-General Funds; Repeal; Transfer of Balances

**Description:**

Repeals and transfers the unencumbered balances of various non-general funds and accounts. Transfers the balance of the fee simple residential revolving fund to the general fund. (Proposed SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

