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## A BILL FOR AN ACT

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

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

1           SECTION 1. The purpose of this Act is to appropriate funds  
2 for the biennial budget of the office of Hawaiian affairs. This  
3 Act shall be known and may be cited as the "Office of Hawaiian  
4 Affairs Appropriations Act of 2015".

5           SECTION 2. Unless otherwise clear from the context, as  
6 used in this Act:

7           "Means of financing", or "MOF", means the source from which  
8 funds are appropriated or authorized, as the case may be, to be  
9 expended for the programs and projects specified in this Act.  
10 Letter symbols following appropriations have the following  
11 meanings:

12           A     General Funds

13           T     Trust Funds

14           "Position ceiling" means the maximum number of permanent  
15 positions authorized for a particular program during a specified  
16 period or periods, as noted by an asterisk.



1 "Program ID" means the unique identifier of the specific  
2 program, and consists of the abbreviation for the office of  
3 Hawaiian affairs followed by a designated number for the  
4 program.

5 SECTION 3. The following sums, or so much thereof as may  
6 be necessary to accomplish the purposes and programs designated  
7 herein, are appropriated or authorized, as the case may be, from  
8 the sources of funding specified to the office of Hawaiian  
9 affairs for the fiscal biennium beginning July 1, 2015, and  
10 ending June 30, 2017. The total general fund expenditures and  
11 the number of permanent positions established in each fiscal  
12 year of the biennium shall not exceed the sums and the position  
13 ceilings indicated for each year, except as provided elsewhere  
14 in this Act.



PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2015-16	M O F	FISCAL YEAR 2016-17	M O F

Hawaiian Affairs

1	A.	ECONOMIC DEVELOPMENT					
2		1.	BED100 - STRATEGIC MARKETING & SUPPORT				
3				0.63*		0.63*	
4		OPERATING	OHA	28,435A		28,435A	
5				4.37*		4.37*	
6			OHA	275,687T		275,687T	
7							
8		2.	OHA160 - ADMINISTRATION				
9				7.60*		7.60*	
10		OPERATING	OHA	700,159A		700,159A	
11				32.40*		32.40*	
12			OHA	2,861,727T		2,861,727T	
13							
14		3.	OHA175 - BENEFICIARY ADVOCACY				
15				2.86*		2.86*	
16		OPERATING	OHA	3,012,980A		3,012,980A	
17				14.14*		14.14*	
18			OHA	4,042,860T		4,042,860T	
19							



1 SECTION 4. Provided that the general fund appropriations  
2 in section 3 of this Act shall be expended by the office of  
3 Hawaiian affairs.

4 SECTION 5. Provided that of the funds appropriated for  
5 beneficiary advocacy (OHA 175), the sum of \$415,000 in general  
6 funds and \$415,000 in trust funds for fiscal year 2015-2016 and  
7 the sum of \$415,000 in general funds and \$415,000 in trust funds  
8 for fiscal year 2016-2017 shall provide for social services,  
9 including referral services and case management, to at-risk  
10 office of Hawaiian affairs beneficiaries to immediately address  
11 unexpected crises. Program activities shall be designed with an  
12 overall objective to provide financial assistance to improve  
13 stability during emergency situations; provided that  
14 notwithstanding section 10-17(e), Hawaii Revised Statutes, any  
15 funds expended for the purposes of this section shall be in  
16 accordance with chapter 103D or 103F, Hawaii Revised Statutes,  
17 as appropriate.

18 SECTION 6. Provided that of the funds appropriated for  
19 beneficiary advocacy (OHA 175), the sum of \$615,000 in general  
20 funds and \$615,000 in trust funds for fiscal year 2015-2016 and  
21 the sum of \$615,000 in general funds and \$615,000 in trust funds



1 for fiscal year 2016-2017 shall provide for educational  
2 improvement programs for Native Hawaiian students. Program  
3 activities shall be designed to help Native Hawaiians meet or  
4 exceed educational standards; provided that notwithstanding  
5 section 10-17(e), Hawaii Revised Statutes, expenditure of any  
6 funds for the purposes of this section shall be made in  
7 accordance with chapter 103D or 103F, Hawaii Revised Statutes,  
8 or a competitive grants process, as appropriate.

9 SECTION 7. Provided that of the funds appropriated for  
10 beneficiary advocacy (OHA 175), the sum of \$524,400 in general  
11 funds and \$524,400 in trust funds for fiscal year 2015-2016 and  
12 the sum of \$524,400 in general funds and \$524,400 in trust funds  
13 for fiscal year 2016-2017 shall provide for legal services and  
14 legal representation to office of Hawaiian affairs beneficiaries  
15 for: the assertion and defense of quiet title actions;  
16 assistance with ahupua'a and kuleana tenant rights, including  
17 rights of access and rights to water; land title assistance,  
18 including review of title and genealogy; preservation of  
19 traditional and customary practices; protection of culturally  
20 significant places; and preservation of Native Hawaiian land  
21 trust entitlements; provided further that notwithstanding



1 section 10-17(e), Hawaii Revised Statutes, expenditure of any  
2 funds expended for the purposes of this section shall be made in  
3 accordance with chapter 103D or 103F, Hawaii Revised Statutes,  
4 as appropriate.

5 SECTION 8. Provided that of the funds appropriated for  
6 beneficiary advocacy (OHA 175), the sum of \$460,000 in general  
7 funds and \$460,000 in trust funds for fiscal year 2015-2016 and  
8 the sum of \$460,000 in general funds and \$460,000 in trust funds  
9 for fiscal year 2016-2017 shall provide for health improvement  
10 services and programs to office of Hawaiian affairs  
11 beneficiaries to include information and referral services, case  
12 management and counseling, and the establishment of prevention  
13 programs. Direct services and prevention programs include those  
14 designed to have the greatest statewide impact on the overall  
15 wellness of Native Hawaiians through targeted foci on the  
16 reduction of Native Hawaiian chronic diseases rates, especially  
17 obesity; provided further that notwithstanding section 10-17(e),  
18 Hawaii Revised Statutes, expenditure of any funds expended for  
19 the purposes of this section shall be made in accordance with  
20 chapter 103D or 103F, Hawaii Revised Statutes, or a competitive  
21 grants process, as appropriate.



1 SECTION 9. Provided that of the funds appropriated for  
2 beneficiary advocacy (OHA 175), the sum of \$455,000 in general  
3 funds and \$455,000 in trust funds for fiscal year 2015-2016 and  
4 the sum of \$455,000 in general funds and \$455,000 in trust funds  
5 for fiscal year 2016-2017 shall provide for housing improvement  
6 programs to office of Hawaiian affairs beneficiaries to increase  
7 the capacity of Native Hawaiians to attain housing stability.  
8 Programs shall include information and referral services, case  
9 management and financial counseling and shall be designed with  
10 an overall objective to address barriers that hinder Native  
11 Hawaiians from obtaining housing; provided that notwithstanding  
12 section 10-17(e), Hawaii Revised Statutes, any funds expended  
13 for the purposes of this section shall be in accordance with  
14 chapter 103D or 103F, Hawaii Revised Statutes, or a competitive  
15 grants process, as appropriate.

16 SECTION 10. Provided that of the funds appropriated for  
17 beneficiary advocacy (OHA 175), the sum of \$455,000 in general  
18 funds and \$455,000 in trust funds for fiscal year 2015-2016 and  
19 the sum of \$455,000 in general funds and \$455,000 in trust funds  
20 for fiscal year 2016-2017 shall provide for income improvement  
21 programs to office of Hawaiian affairs beneficiaries to increase



1 the capacity of Native Hawaiians to obtain higher-wage  
2 employment. Programs shall be designed with an overall goal to  
3 improve the ability of low- and moderate-income, under-employed,  
4 unemployed, or displaced Native Hawaiians to increase their  
5 incomes by expanding knowledge, skills, and abilities through  
6 the completion of high school equivalency, vocational training,  
7 or two-year degree programs; provided that notwithstanding  
8 section 10-17(e), Hawaii Revised Statutes, any funds expended  
9 for the purposes of this section shall be in accordance with  
10 chapter 103D or 103F, Hawaii Revised Statutes, or a competitive  
11 grants process, as appropriate.

12 SECTION 11. Provided that whenever necessary, the board of  
13 trustees of the office of Hawaiian affairs or the board's  
14 designee may transfer sufficient funds and positions between  
15 programs for operating purposes; provided further that these  
16 transfers shall not be inconsistent with legislative intent;  
17 provided further that a report of these fund transfers shall be  
18 made to the legislature no later than the end of the 2016 and  
19 2017 fiscal years, respectively.

20 SECTION 12. If any portion of this Act or its application  
21 to any person or circumstances is held to be invalid for any





1 reason, the remainder of the Act and any provision thereof shall  
 2 not be affected. If any portion of a specific appropriation is  
 3 held to be invalid for any reason, the remaining portion shall  
 4 be independent of the invalid portion and shall be expended to  
 5 fulfill the objective and intent of the appropriation to the  
 6 extent possible.

7 SECTION 13. If manifest clerical, typographical, or other  
 8 mechanical errors are found in this Act, the board of trustees  
 9 of the office of Hawaiian affairs may correct these errors. All  
 10 changes made pursuant to this section shall be reported to the  
 11 legislature at its next session.

12 SECTION 14. This Act shall take effect on July 1, 2015.

13

INTRODUCED BY:   
 By Request

JAN 22 2015



# H.B. NO. 209

**Report Title:**

OHA Package; Office of Hawaiian Affairs; Appropriations; Budget

**Description:**

Appropriates funds for the office of Hawaiian affairs for the fiscal biennium beginning July 1, 2015, and ending June 30, 2017.

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

