

JAN 22 2015

A BILL FOR AN ACT

RELATING TO THE REPEAL OF NON-GENERAL FUNDS.

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

1 PART I

2 SECTION 1. The purpose of this part is to repeal the
3 Captain Cook memorial fund.

4 The legislature finds that the fund is no longer necessary.
5 It has had no activity in recent years and a very small balance.

6 SECTION 2. Section 6E-4, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "[~~§~~6E-4] **Administration.** All state historic areas and
9 buildings surplus to the operations of the department of
10 accounting and general services shall be transferred by
11 executive order to the department [~~, except as provided in~~
12 ~~section 6E-33~~]. All state projects and programs relating to
13 historic preservation shall come under the authority of the
14 department."

15 SECTION 3. Section 6E-33, Hawaii Revised Statutes, is
16 repealed.



1 ~~["§6E-33] Captain Cook Memorial Fund. All moneys in the~~
2 ~~Captain Cook memorial fund or which may be paid into the same~~
3 ~~from the proceeds of sales or which may be received by way of~~
4 ~~gift or otherwise for any of the purposes provided by this~~
5 ~~section, the acceptance of such gifts and the receipt of such~~
6 ~~funds being authorized, shall be expendable by the comptroller~~
7 ~~from time to time for any of the purposes provided by this~~
8 ~~section, and any original historical documents or other~~
9 ~~articles, or copies, facsimiles, or replicas thereof, so~~
10 ~~collected, and copies of publications made under this section~~
11 ~~shall be deposited in the archives of Hawaii to constitute a~~
12 ~~collection to be known as the "Captain Cook Memorial~~
13 ~~Collection".~~

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



1 ~~comptroller's discretion books, documents, pamphlets, or other~~
2 ~~publications relating thereto.~~

3 ~~The comptroller may distribute free copies of such~~
4 ~~publications to libraries, museums, and other places of~~
5 ~~references open to the public in the United States or in other~~
6 ~~countries, not to exceed, however, one-third of the number of~~
7 ~~copies of each published. The remaining copies may be sold at~~
8 ~~such reasonable prices as may be fixed by the comptroller, the~~
9 ~~proceeds of such sales to be paid into the trust fund."]~~

10 PART II

11 SECTION 4. The purpose of this part is to address the
12 statewide geospatial information and data integration special
13 fund. More specifically, this part repeals the special fund and
14 requires that fees generated by the statewide geographic
15 information system program be deposited into the general fund.

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

19 SECTION 5. Section 225M-6, Hawaii Revised Statutes, is
20 amended to read as follows:



1 "**§225M-6 Fees for statewide planning and geographic**
2 **information system services and products.** The office of
3 planning may charge fees for statewide planning and geographic
4 information system services and products. All fees collected
5 for statewide planning and geographic information system
6 analyses and other related services shall be deposited into the
7 [~~statewide geospatial information and data integration special~~
8 general fund [~~for the sole purpose of supporting the statewide~~
9 ~~planning and geographic information system~~]. The office shall
10 adopt rules setting fees for statewide planning and geographic
11 information system services and products."

12 SECTION 6. Section 225M-7, Hawaii Revised Statutes, is
13 repealed.

14 ["~~§225M-7 Statewide geospatial information and data~~
15 ~~integration special fund.~~ (a) ~~There is established in the~~
16 ~~state treasury the statewide geospatial information and data~~
17 ~~integration special fund, into which shall be deposited:~~

18 (1) ~~Moneys directed, allocated, or disbursed to the~~
19 ~~statewide geospatial information and data integration~~
20 ~~program from other government agencies or private~~



1 ~~sources to help support the acquisition of hardware,~~
2 ~~software, applications, and databases;~~

3 ~~(2) Moneys directed, allocated, or disbursed to the~~
4 ~~statewide geospatial technologies program from non-~~
5 ~~state sources, including but not limited to grants,~~
6 ~~awards, and donations;~~

7 ~~(3) Moneys collected as fees for statewide planning and~~
8 ~~geographic information system services rendered; and~~

9 ~~(4) Investment earnings credited to the assets of the fund~~
10 ~~and all interest on special fund balances.~~

11 ~~(b) The statewide geospatial information and data~~
12 ~~integration special fund shall be used to help defray the cost~~
13 ~~of, including but not limited to the following:~~

14 ~~(1) Programs and activities to implement this chapter,~~
15 ~~including the provision of state funds to match~~
16 ~~federal funds from the United States Geological Survey~~
17 ~~or other federal departments; and~~

18 ~~(2) Operating costs of the statewide planning and~~
19 ~~geographic information system, including acquisition~~
20 ~~and maintenance of hardware or software necessary to~~



1 ~~implement this chapter, acquisition and maintenance of~~
2 ~~geospatial and other data, application development,~~
3 ~~training, and other products or services of general~~
4 ~~benefit to the statewide geospatial information and~~
5 ~~data integration program and its stakeholders."]~~

6 PART III

7 SECTION 7. The purpose of this part is to repeal the food
8 distribution program revolving fund.

9 The legislature finds that the revolving fund has no
10 balance or recent activity. Thus, the legislature finds that
11 the revolving fund is not necessary.

12 SECTION 8. Section 302A-1315, Hawaii Revised Statutes, is
13 repealed.

14 [~~"§302A-1315 Food distribution program revolving fund.~~

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

17 ~~(b) The food distribution program revolving fund shall~~
18 ~~consist of:~~



1 ~~(1) Administrative fees collected by the department for~~
2 ~~administering and operating the food distribution~~
3 ~~program;~~

4 ~~(2) All interest earned on the deposit or investment of~~
5 ~~moneys in the food distribution program revolving~~
6 ~~fund; and~~

7 ~~(3) Any other moneys made available to the food~~
8 ~~distribution program revolving fund from other~~
9 ~~sources.~~

10 ~~(c) The food distribution program revolving fund shall be~~
11 ~~used by the department for the collection and disbursement of~~
12 ~~generated revenue to support the administration and operation of~~
13 ~~the food distribution program pursuant to 7 Code of Federal~~
14 ~~Regulations section 250.15.~~

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



1 PART IV

2 SECTION 9. The purpose of this part is to repeal the
3 career and technical training projects revolving fund for the
4 University of Hawaii at Hilo.

5 The legislature finds that the revolving fund is not
6 necessary.

7 SECTION 10. Section 304A-2268, Hawaii Revised Statutes, is
8 repealed.

9 ["~~§304A-2268~~ ~~Career and technical training projects~~
10 ~~revolving fund; University of Hawaii at Hilo.~~ There is
11 ~~established the career and technical training projects revolving~~
12 ~~fund for the career and technical training projects of the~~
13 ~~community colleges and the University of Hawaii at Hilo into~~
14 ~~which shall be deposited the receipts from fees for services,~~
15 ~~supplies, and use of equipment provided by or in connection with~~
16 ~~these projects. Funds deposited in this account shall be~~
17 ~~expended for vocational and technical training projects, and~~
18 ~~supplies, equipment, and services related thereto."]~~

19 PART V



1 SECTION 11. The purpose of this part is to repeal the
2 University of Hawaii alumni special fund.

3 The legislature finds that the special fund is not
4 necessary.

5 SECTION 12. Section 304A-2175, Hawaii Revised Statutes, is
6 repealed.

7 ~~["**§304A-2175** University of Hawaii alumni special fund.~~
8 ~~There is established the University of Hawaii alumni special~~
9 ~~fund into which shall be deposited funds and proceeds received~~
10 ~~by the university from alumni activities and donations from~~
11 ~~alumni. Funds deposited into this special fund may be expended~~
12 ~~by the university for all costs associated with conducting~~
13 ~~alumni affairs, activities, and programs for the university~~
14 ~~system, including but not limited to expenses for honoraria,~~
15 ~~hotel and room rentals, food and refreshment, printing and~~
16 ~~mailing, banners and signs, plaques and awards, airfare and per~~
17 ~~diem, leis, rental of audiovisual, musical, and stage equipment,~~
18 ~~and activity supplies and materials, without regard to statutory~~
19 ~~competitive bidding requirements."]~~

20 PART VI



1 SECTION 13. The purpose of this part is to repeal the
2 animal research farm, Waialeale, Oahu special fund.

3 The legislature finds that the special fund is not
4 necessary. The University of Hawaii has ceased operation of the
5 animal research farm.

6 SECTION 14. Section 304A-2177, Hawaii Revised Statutes, is
7 repealed.

8 ~~["[§304A-2177] Animal research farm, Waialeale, Oahu special~~
9 ~~fund. There is established the animal research farm, Waialeale,~~
10 ~~Oahu special fund for the animal research farm, Waialeale, Oahu,~~
11 ~~operated by the college of tropical agriculture and human~~
12 ~~resources of the University of Hawaii, into which shall be~~
13 ~~deposited the receipts from fees realized from the sale of~~
14 ~~livestock, services, and supplies. Funds deposited into this~~
15 ~~special fund shall be expended for animal research, and services~~
16 ~~and supplies related thereto."]~~

17 PART VII

18 SECTION 15. The purpose of this part is to address the
19 public health nursing services special fund, which is the source



1 of funding for the program providing case management services
2 for medically fragile children.

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

5 The legislature finds that the special fund has a
6 relatively low balance and minimal activity. Thus, the
7 legislature finds that the special fund is not necessary.

8 The legislature believes that case management services for
9 medically fragile children is worthy of continuation.

10 Accordingly, the legislature retains reference to the program in
11 statute and intends that it be provided with general funds.

12 SECTION 16. Chapter 321, Hawaii Revised Statutes, is
13 amended by amending the title of part XXXV to read as follows:

14 "~~[§]PART XXXV. [§]PUBLIC HEALTH NURSING SERVICES SPECIAL FUND]~~
15 CASE MANAGEMENT SERVICES FOR MEDICALLY FRAGILE CHILDREN"

16 SECTION 17. Section 321-432, Hawaii Revised Statutes, is
17 amended to read as follows:

18 "~~[§]§321-432 [§]Public health nursing services special~~
19 ~~fund.~~ (a) ~~There is established within the state treasury a~~
20 ~~special fund to be known as the public health nursing services~~

1 ~~special fund. The special fund shall be administered and~~
2 ~~expended by the department of health in accordance with this~~
3 ~~section.~~

4 ~~(b)]~~ **Case management services for medically fragile**
5 **children.** The department of health shall [~~expend the special~~
6 ~~funds to~~] provide ongoing case management services and [~~to~~
7 ~~provide~~] staff training in case management services in
8 collaboration with the department of human services' medicaid
9 early and periodic screening, diagnosis, and treatment program,
10 including but not limited to:

- 11 (1) Assessment of children who are medically fragile to
12 determine service needs;
- 13 (2) Development of a specific care plan;
- 14 (3) Referral for and linkages to services to implement the
15 specific care plan; and
- 16 (4) Monitoring and follow-up.

17 [~~(c) The special fund shall consist of medicaid~~] Medicaid
18 reimbursements received by the department for case management
19 services provided to families of medically fragile children[~~]~~
20 shall be deposited into the general fund."



1 PART VIII

2 SECTION 18. The purpose of this part is to repeal the
3 blind shop revolving and handicraft fund.

4 The legislature finds that the revolving fund has a
5 relatively low balance. Thus, the legislature finds that the
6 revolving fund is not necessary.

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

11 SECTION 19. Section 347-12, Hawaii Revised Statutes, is
12 amended to read as follows:

13 **"§347-12 Blind shop ~~[revolving]~~ and handicraft ~~[fund.]~~**
14 **program.** The ~~[department of budget and finance shall create and~~
15 ~~maintain a revolving fund entitled "blind shop revolving and~~
16 ~~handicraft fund". This fund may be used by the]~~ department of
17 human services ~~[for]~~ may provide a workshop ~~[purposes]~~ or home
18 labor ~~[purposes]~~ program for the blind or others, who, in the
19 opinion of the department of human services, will ~~[be benefited~~
20 ~~by such]~~ benefit from the experience ~~[and all moneys in the fund~~



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

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

13 PART IX

14 SECTION 20. The purpose of this part is to transfer the
15 balance of the fee simple residential revolving fund into the
16 general fund.

17 The legislature finds that the present balance of the fee
18 simple residential revolving fund is relatively small. More
19 importantly, the legislature finds that the residential
20 leasehold programs intended to be funded from the revolving fund



1 have not been active in recent years. Consequently, there is no
2 immediate need for funds to operate the programs.

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

6 SECTION 21. Section 516-44, Hawaii Revised Statutes, is
7 amended to read as follows:

8 **"§516-44 Fee simple residential revolving fund. (a)** A
9 fee simple residential revolving fund is created. The funds
10 appropriated for the purposes of this chapter and chapter 519
11 and all moneys received or collected by the Hawaii housing
12 finance and development corporation under this chapter and
13 chapter 519 shall be deposited in the revolving fund. Moneys
14 collected to reimburse the corporation from the lessees for
15 their pro rata share of the direct costs incurred by the
16 corporation under this chapter shall be deposited into the
17 revolving fund. The proceeds in the funds shall first be used
18 to pay the principal and interest on bonds or other indebtedness
19 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 July 1, 2015, the director of finance shall
6 transfer the unexpended and unencumbered balance of the
7 revolving fund to the general fund; and any proceeds deposited
8 into the revolving fund after that date shall be subject to
9 subsection (a)."

10 PART X

11 SECTION 22. 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;



S.B. NO. 159

Report Title:

Non-General Funds; Repeal; Transfer of Balances

Description:

Repeals various non-general funds and accounts and lapses the unencumbered balances to the general fund. Transfers the balance of the fee simple residential revolving fund to the general fund.

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

