



GOV. MSG. NO. 1248

EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

June 26, 2015

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Twenty-Eighth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Eighth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 26, 2015, the following bill was signed into law:

SB159 SD1 HD1

RELATING TO THE REPEAL OF NON-GENERAL  
FUNDS  
**ACT 147 (15)**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

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SENATE  
OFFICE OF THE PRESIDENT

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RECEIVED  
THE SENATE  
CLERK'S OFFICE  
STATE OF HAWAII

'15 JUN 30 P3:16

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JUN 26 2015

on \_\_\_\_\_  
THE SENATE  
TWENTY-EIGHTH LEGISLATURE, 2015  
STATE OF HAWAII

**ACT 147**  
**S.B. NO.** 159  
S.D. 1  
H.D. 1

# 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 [~~7 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16 repealed.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 ~~reference 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 repeal the food  
12 distribution program revolving fund.

13 The legislature finds that the revolving fund has no  
14 balance or recent activity. Thus, the legislature finds that  
15 the revolving fund is not necessary.

16 SECTION 5. Section 302A-1315, Hawaii Revised Statutes, is  
17 repealed.

18 [~~"§302A-1315 Food distribution program revolving fund.~~

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



1       ~~(b) The food distribution program revolving fund shall~~  
2 ~~consist of:~~

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

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

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

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

17       ~~(d) The balance in the food distribution program revolving~~  
18       ~~fund shall not exceed \$2,000,000 to pay for services rendered by~~  
19       ~~state contracted warehouses for the distribution of federal~~  
20       ~~commodity foods to the recipient agencies. Any moneys remaining~~



1 ~~in the revolving fund in excess of \$2,000,000 at the end of each~~  
2 ~~fiscal year shall lapse to the credit of the general fund." ]~~

3 PART III

4 SECTION 6. The purpose of this part is to address the  
5 public health nursing services special fund, which is the source  
6 of funding for the program providing case management services  
7 for medically fragile children.

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

10 The legislature finds that the special fund has a  
11 relatively low balance and minimal activity. Thus, the  
12 legislature finds that the special fund is not necessary.

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

17 SECTION 7. Chapter 321, Hawaii Revised Statutes, is  
18 amended by amending the title of part XXXV to read as follows:  
19 "~~[+] PART XXXV. [-] PUBLIC HEALTH NURSING SERVICES SPECIAL FUND]~~  
20 CASE MANAGEMENT SERVICES FOR MEDICALLY FRAGILE CHILDREN"



1 SECTION 8. Section 321-432, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 " [{} §321-432 [{} ~~Public health nursing services special~~  
4 ~~fund.~~ (a) ~~There is established within the state treasury a~~  
5 ~~special fund to be known as the public health nursing services~~  
6 ~~special fund. The special fund shall be administered and~~  
7 ~~expended by the department of health in accordance with this~~  
8 ~~section.~~

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

- 16 (1) Assessment of children who are medically fragile to  
17 determine service needs;
- 18 (2) Development of a specific care plan;
- 19 (3) Referral for and linkages to services to implement the  
20 specific care plan; and





1 (4) Monitoring and follow-up.

2 [~~(c) The special fund shall consist of medicaid~~] Medicaid  
3 reimbursements received by the department for case management  
4 services provided to families of medically fragile children[~~-~~]  
5 shall be deposited into the general fund."

6 PART IV

7 SECTION 9. The purpose of this part is to repeal the blind  
8 shop revolving and handicraft fund.

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

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

16 SECTION 10. Section 347-12, Hawaii Revised Statutes, is  
17 amended to read as follows:

18 "§347-12 Blind shop [~~revolving~~] and handicraft [~~fund-~~]  
19 program. The [~~department of budget and finance shall create and~~  
20 ~~maintain a revolving fund entitled "blind shop revolving and~~



1 ~~handicraft fund". This fund may be used by the~~ department of  
2 human services [~~for~~] may provide a workshop [~~purposes~~] or home  
3 labor [~~purposes~~] program for the blind or others, who, in the  
4 opinion of the department of human services, will [~~be benefited~~  
5 ~~by such~~] benefit from the experience [~~and all moneys in the fund~~  
6 ~~may be expended for materials, machinery, and other facilities~~  
7 ~~and for the erection, operation, and conduct of such workshops~~  
8 ~~and for the payment of such compensation as the department of~~  
9 ~~human services authorizes. All proceeds derived from the sale~~  
10 ~~of products of the workshops or the home labor shall be~~  
11 ~~deposited in the fund~~]. Under the program, the department may  
12 train blind or other persons to produce crafts and other  
13 products for sale.

14 This section shall be subject to any federal policies,  
15 rules, or regulations [~~which~~] that may be applicable in order  
16 to obtain federal aid or the cooperation of any federal agency  
17 concerned."

18 PART V

19 SECTION 11. The following funds are abolished:



- 1 (1) The donations for voter registration drive trust  
2 account established in 1984 and administered by the  
3 department of accounting and general services;
- 4 (2) The Hawaii FYI - ICSD trust account administratively  
5 established in 1996 and administered by the department  
6 of accounting and general services;
- 7 (3) The parking control revolving fund escrow account  
8 administered by the department of accounting and  
9 general services;
- 10 (4) The returned ACH tax refunds trust account  
11 administratively established in 2004 and administered  
12 by the department of accounting and general services;
- 13 (5) The HDOA biocontrol foreign exploration special fund  
14 created in 2010 and administered by the department of  
15 agriculture;
- 16 (6) The Hawaii EUTF self-directed investments trust  
17 account created in 2007 and administered by the  
18 department of budget and finance; and
- 19 (7) An account controlled by the state commission on  
20 fatherhood,



1 and any remaining balances shall be transferred to the general  
2 fund.

3 SECTION 12. On July 1, 2015, all unexpended and  
4 unencumbered balances remaining in the accounts and funds  
5 repealed by this Act shall lapse to the credit of the general  
6 fund; provided that the director of finance shall transfer the  
7 unencumbered balance in the Captain Cook memorial fund to the  
8 state parks special fund.

9 PART VI

10 SECTION 13. Statutory material to be repealed is bracketed  
11 and stricken. New statutory material is underscored.

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

APPROVED this 26 day of JUN, 2015

  
GOVERNOR OF THE STATE OF HAWAII