
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 **PART I. GENERAL PROVISIONS**

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

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

8 (a) "Program ID" means the unique identifier for the
9 specific program, and consists of the abbreviation for the
10 office of Hawaiian affairs (OHA) followed by a designated number
11 for the program.

12 (b) "Means of financing" or "MOF" means the source from
13 which funds are appropriated or authorized, as the case may be,
14 to be expended for the programs and projects specified in this
15 Act. All appropriations are followed by letter symbols. Such
16 letter symbols, where used, shall have the following meanings:

17 A general funds



1 T trust funds

2 (c) "Position ceiling" means the maximum number of
3 permanent positions authorized for a particular program during a
4 specified period or periods, as noted by an asterisk.

5 PART II. PROGRAM APPROPRIATIONS

6 SECTION 3. The following sums, or so much thereof as may
7 be necessary to accomplish the purposes and programs designated
8 herein, are appropriated or authorized, as the case may be, from
9 the sources of funding specified to the office of Hawaiian
10 affairs for the fiscal biennium beginning July 1, 2015, and
11 ending June 30, 2017. The total general fund expenditures and
12 the number of permanent positions established in each fiscal
13 year of the biennium shall not exceed the sums and the position
14 ceilings indicated for each year, except as provided elsewhere
15 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	1.	OHA150 - OFFICE OF THE TRUSTEES					
2				0.47*		0.47*	
3		OPERATING	OHA	28,435A		28,435A	
4				4.53*		4.53*	
5			OHA	275,687T		275,687T	
6							
7	2.	OHA160 - ADMINISTRATION					
8				5.03*		5.03*	
9		OPERATING	OHA	700,159A		700,159A	
10				31.97*		31.97*	
11			OHA	2,861,727T		2,861,727T	
12							
13	3.	OHA175 - BENEFICIARY ADVOCACY					
14				1.47*		1.47*	
15		OPERATING	OHA	2,488,910A		2,262,410A	
16				18.53*		18.53*	
17			OHA	3,292,290T		3,292,290T	
18							
19							



1 PART III. PROGRAM PROVISIONS

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

5 SECTION 5. Provided that of the funds appropriated for
6 beneficiary advocacy (OHA175), the sum of \$415,000 in general
7 funds and \$415,000 in trust funds for fiscal year 2015-2016 and
8 the sum of \$415,000 in general funds and \$415,000 in trust funds
9 for fiscal year 2016-2017 shall provide for social services,
10 including referral services and case management, to at-risk
11 office of Hawaiian affairs beneficiaries to immediately address
12 unexpected crises. Program activities shall be designed with an
13 overall objective to provide financial assistance to improve
14 stability during emergency situations; provided that
15 notwithstanding section 10-17(e), Hawaii Revised Statutes, any
16 funds expended for the purposes of this section shall be in
17 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
18 as appropriate.

19 SECTION 6. Provided that of the funds appropriated for
20 beneficiary advocacy (OHA175), the sum of \$615,000 in general
21 funds and \$615,000 in trust funds for fiscal year 2015-2016 and



1 the sum of \$615,000 in general funds and \$615,000 in trust funds
 2 for fiscal year 2016-2017 shall provide for educational
 3 improvement programs for Native Hawaiian students. Program
 4 activities shall be designed to help Native Hawaiians meet or
 5 exceed educational standards; provided that notwithstanding
 6 section 10-17(e), Hawaii Revised Statutes, expenditure of any
 7 funds for the purposes of this section shall be made in
 8 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
 9 or a competitive grants process, as appropriate.

10 SECTION 7. Provided that of the funds appropriated for
 11 beneficiary advocacy (OHA175), the sum of \$524,400 in general
 12 funds and \$524,400 in trust funds for fiscal year 2015-2016 and
 13 the sum of \$524,400 in general funds and \$524,400 in trust funds
 14 for fiscal year 2016-2017 shall provide for legal services and
 15 legal representation to office of Hawaiian affairs beneficiaries
 16 for: the assertion and defense of quiet title actions;
 17 assistance with ahupua'a and kuleana tenant rights, including
 18 rights of access and rights to water; land title assistance,
 19 including review of title and genealogy; preservation of
 20 traditional and customary practices; protection of culturally
 21 significant places; and preservation of Native Hawaiian land



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

6 SECTION 8. Provided that of the general funds and trust
7 funds appropriated for beneficiary advocacy (OHA175), the sum of
8 \$500,000 in general funds and \$500,000 in trust funds for fiscal
9 year 2015-2016 and the sum of \$500,000 in general funds and
10 \$500,000 in trust funds for fiscal year 2016-2017 shall be
11 expended at the discretion of the board of trustees of the
12 office of Hawaiian affairs for office of Hawaiian affairs
13 beneficiaries; provided further that no state general funds
14 shall be expended unless matched by the expenditure of at least
15 an equal amount of office of Hawaiian affairs' trust funds;
16 provided further that the general funds and trust funds
17 appropriated under this section shall be expended only after the
18 chief executive officer of the office of Hawaiian affairs
19 consults with the chairs of the senate committee on ways and
20 means and the house committee on finance or their designees; and
21 provided further that the office of Hawaiian affairs shall



1 submit a report to the legislature listing expenditures made
2 pursuant to this section no later than twenty days prior to the
3 convening of the regular sessions of 2016 and 2017.

4 **PART IV. MISCELLANEOUS PROVISIONS AND EFFECTIVE DATE**

5 SECTION 9. If any portion of this Act or its application
6 to any person or circumstances is held to be invalid for any
7 reason, the remainder of the Act and any provision thereof shall
8 not be affected. If any portion of a specific appropriation is
9 held to be invalid for any reason, the remaining portion shall
10 be independent of the invalid portion and shall be expended to
11 fulfill the objective and intent of the appropriation to the
12 extent possible.

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

18 SECTION 11. This Act shall take effect on July 1, 2015.



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. (HB209 CD1)

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

