
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 Act is to repeal the
3 pineapple workers and retirees housing assistance fund and the
4 transportation use special fund, which are no longer necessary.

5 PART II

6 SECTION 2. The purpose of this part is to repeal the
7 pineapple workers and retirees housing assistance fund.

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

10 SECTION 3. Section 201H-85, Hawaii Revised Statutes, is
11 repealed.

12 ~~["§201H-85] Pineapple workers and retirees housing~~
13 ~~assistance fund, established. (a) There is established in the~~
14 ~~state treasury the pineapple workers and retirees housing~~
15 ~~assistance fund to provide mortgage payments or rent subsidies~~
16 ~~for eligible Del Monte Fresh Produce pineapple workers and~~
17 ~~retirees and their families who are displaced or affected by the~~
18 ~~closure of Del Monte Fresh Produce. The pineapple workers and~~



1 ~~retirees housing assistance fund shall be administered by the~~
2 ~~corporation.~~

3 ~~(b) Moneys appropriated for the purposes of this section~~
4 ~~shall be deposited into the pineapple workers and retirees~~
5 ~~housing assistance fund; provided that, upon fulfillment of the~~
6 ~~purposes of this section, all unencumbered moneys shall lapse~~
7 ~~into the general fund. The corporation shall establish~~
8 ~~guidelines with respect to eligible Del Monte Fresh Produce~~
9 ~~pineapple workers and retirees and mortgage payments or rental~~
10 ~~assistance payments under this section.~~

11 ~~(c) The corporation shall adopt rules in accordance with~~
12 ~~chapter 91 to effectuate the purposes of this section."]~~

13 PART III

14 SECTION 4. The purpose of this part is to repeal the
15 transportation use special fund.

16 The legislature finds that the transportation use special
17 fund, established by section 261D-1, Hawaii Revised Statutes,
18 has been unused, has held no deposits for many years, and should
19 be repealed. According to the department of transportation and
20 state auditor, this fund has outlived its purpose.



1 SECTION 5. Section 36-30, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Each special fund, except the:

4 [~~(1)~~] ~~Transportation use special fund established by section~~
5 ~~261D-1;~~

6 ~~(2)]~~ (1) Special out-of-school time instructional program
7 fund under section 302A-1310;

8 [~~(3)~~] (2) School cafeteria special funds of the department
9 of education;

10 [~~(4)~~] (3) Special funds of the University of Hawaii;

11 [~~(5)~~] (4) State educational facilities improvement special
12 fund;

13 [~~(6)~~] (5) Special funds established by section 206E-6;

14 [~~(7)~~] (6) Aloha Tower fund created by section 206J-17;

15 [~~(8)~~] (7) Funds of the employees' retirement system created
16 by section 88-109;

17 [~~(9)~~] (8) Hawaii hurricane relief fund established under
18 section 431P-2;

19 [~~(10)~~] (9) Convention center enterprise special fund
20 established under section 201B-8;



- 1 [~~(11)~~] (10) Hawaii health systems corporation special funds
2 and the subaccounts of its regional system boards;
- 3 [~~(12)~~] (11) Tourism special fund established under section
4 201B-11;
- 5 [~~(13)~~] (12) Universal service fund established under section
6 269-42;
- 7 [~~(14)~~] (13) Emergency and budget reserve fund under section
8 328L-3;
- 9 [~~(15)~~] (14) Public schools special fees and charges fund
10 under section 302A-1130;
- 11 [~~(16)~~] (15) Sport fish special fund under section 187A-9.5;
- 12 [~~(17)~~] (16) Center for nursing special fund under section
13 304A-2163;
- 14 [~~(18)~~] (17) Passenger facility charge special fund
15 established by section 261-5.5;
- 16 [~~(19)~~] (18) Court interpreting services revolving fund under
17 section 607-1.5;
- 18 [~~(20)~~] (19) Hawaii cancer research special fund;
- 19 [~~(21)~~] (20) Community health centers special fund;
- 20 [~~(22)~~] (21) Emergency medical services special fund;



1 ~~[-(1)] That portion of the payments received by the~~
2 ~~department under a contract entered into as authorized~~
3 ~~by section 261-7 and deposited in the transportation~~
4 ~~use special fund pursuant to section 261D-1;~~

5 +(2)] (1) All proceeds from the passenger facility charge
6 and deposited in the passenger facility charge special
7 fund; and

8 [-(3)] (2) All proceeds from the rental motor vehicle
9 customer facility charge and deposited in the rental
10 motor vehicle customer facility charge special fund,
11 all moneys received by the department from rents, fees, and
12 other charges collected pursuant to this chapter, as well as all
13 aviation fuel taxes paid pursuant to section 243-4(a)(2), shall
14 be paid into the airport revenue fund created by section 248-8.

15 All moneys paid into the airport revenue fund shall be
16 appropriated, applied, or expended by the department for any
17 purpose within the jurisdiction, powers, duties, and functions
18 of the department related to the statewide system of airports,
19 including, without limitation, the costs of operation,
20 maintenance, and repair of the statewide system of airports and
21 reserves therefor, and acquisitions (including real property and



1 interests therein), constructions, additions, expansions,
2 improvements, renewals, replacements, reconstruction,
3 engineering, investigation, and planning for the statewide
4 system of airports, all or any of which in the judgment of the
5 department are necessary to the performance of its duties or
6 functions. The department shall generate sufficient revenues
7 from its airport properties to meet all of the expenditures of
8 the statewide system of airports and to comply with section 39-
9 61; provided that as long as sufficient revenues are generated
10 to meet such expenditures, the director of transportation may,
11 in the director's discretion, grant a rebate of the aviation
12 fuel taxes paid into the airport revenue fund during a fiscal
13 year pursuant to sections 243-4(a)(2) and 248-8 to any person
14 who has paid airport use charges or landing fees during such
15 fiscal year. Such rebate may be granted during the next
16 succeeding fiscal year but shall not exceed one-half cent per
17 gallon per person, and shall be computed on the total number of
18 gallons for which the tax was paid by such person, for such
19 fiscal year.

20 (b) At any time the director of transportation may
21 transfer from the airport revenue fund all or any portion of the



1 moneys received by the department paid under a contract entered
2 into as authorized by section 261-7 on account of the display,
3 sale and delivery of in-bond merchandise displayed or sold at
4 locations in the State other than on airport properties, as
5 permitted under federal law without causing a violation of
6 federal grant agreements, which the director of transportation
7 shall determine, pursuant to rules promulgated pursuant to
8 chapter 91, to be in excess of one hundred fifty per cent of the
9 requirements of the airport revenue fund for the ensuing twelve
10 months.

11 (c) All expenditures by the department shall be on
12 vouchers duly approved by the director of transportation or such
13 other officer as may be designated by the director.

14 ~~[(d) Notwithstanding the provisions contained in any~~
15 ~~contract authorized by section 261-7 in effect on June 13, 1989,~~
16 ~~from and after June 13, 1989, to and including June 30, 1990,~~
17 ~~all payments made under such contract allocable to the display~~
18 ~~and sale of in bond merchandise at locations in the State other~~
19 ~~than on airport properties shall be credited to the~~
20 ~~transportation use special fund established by section 261D-1 in~~
21 ~~the airport revenue fund established by section 248-8, but shall~~



1 ~~not be appropriated, applied, or expended prior to July 1, 1990,~~
2 ~~except for purposes provided under this section.] "~~

3 SECTION 7. Section 261D-1, Hawaii Revised Statutes, is
4 repealed.

5 [~~"§261D-1 Transportation use special fund; established.~~
6 ~~There is created in the treasury of the State, as a separate~~
7 ~~account in the airport revenue fund established by section 248-~~
8 ~~8, the transportation use special fund. There shall be credited~~
9 ~~to such account that portion of the moneys received by the~~
10 ~~department of transportation paid under any contract entered~~
11 ~~into as authorized by section 261-7 on account of the display,~~
12 ~~sale, and delivery of in bond merchandise displayed or sold at~~
13 ~~locations in the State other than on airport properties in the~~
14 ~~manner provided by rules adopted pursuant to chapter 91 as~~
15 ~~permitted under federal law without causing a violation of~~
16 ~~federal grant agreements, or as shall be mutually agreed upon by~~
17 ~~the State and any appropriate agency of the federal government;~~
18 ~~provided that no moneys so credited may be appropriated,~~
19 ~~applied, or expended from the transportation use special fund~~
20 ~~prior to July 1, 1990, except for purposes provided under~~



1 ~~section 261-5. The director of transportation shall administer~~
2 ~~the fund."]~~

3 SECTION 8. Section 261D-3, Hawaii Revised Statutes, is
4 repealed.

5 [~~"[§261D-3] Exempted from reimbursement for departmental~~
6 ~~administrative expenses. The transportation use special fund is~~
7 ~~exempted from section 36-30."]~~

8 SECTION 9. Section 261D-4, Hawaii Revised Statutes, is
9 repealed.

10 [~~"[§261D-4] Report to the legislature. The director of~~
11 ~~transportation shall submit a report to the legislature, not~~
12 ~~later than thirty days after the end of each fiscal year with~~
13 ~~respect to the transportation use special fund. The report~~
14 ~~shall include, but not be limited to, the following:~~

15 (1) ~~The amount of moneys received and deposited in the~~
16 ~~transportation use special fund and the amount of~~
17 ~~moneys transferred from the transportation use special~~
18 ~~fund to any other special fund of the department of~~
19 ~~transportation for the fiscal year just ended;~~

20 (2) ~~The amount of moneys expected to be received by the~~
21 ~~department of transportation, pursuant to section~~



1 (2) December 31, 2015, pursuant to section 7 of Act 124,
2 Session Laws of Hawaii 2014.



Report Title:

Department of Budget and Finance

Description:

Repeals the pineapple workers and retirees housing assistance fund and the transportation use special fund. (SD1)

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

