

JAN 22 2016

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# A BILL FOR AN ACT

RELATING TO 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 and  
3 abolish various non-general funds pursuant to the  
4 recommendations made by the auditor in auditor's report no. 15-  
5 17.

6 PART II

7 SECTION 2. The purpose of this part is to repeal the early  
8 intervention trust fund.

9 The legislature finds that the fund does not serve the  
10 purpose for which it was created and does not meet the criteria  
11 for a trust fund.

12 SECTION 3. Section 321-356, Hawaii Revised Statutes, is  
13 repealed.

14 [~~"§321-356 Early intervention trust fund. (a) There is~~  
15 ~~established in the state treasury a trust fund to be known as~~  
16 ~~the early intervention trust fund to be administered by the~~  
17 ~~department in accordance with this section.~~



1       ~~(b) The trust fund shall consist of government grants and~~  
2 ~~private contributions including but not limited to gifts or~~  
3 ~~donations from corporations or other businesses, foundations,~~  
4 ~~individuals, and other interested parties, and income earned by~~  
5 ~~the trust fund. All program income consisting of federal~~  
6 ~~reimbursement funds received by the State for early intervention~~  
7 ~~funded by private donations and contributions under this part~~  
8 ~~shall be deposited into the trust fund." ]~~

9       SECTION 4. Section 321-357, Hawaii Revised Statutes, is  
10 amended as follows:

11       1. By amending its title and subsection (a) to read:

12       " [ ~~+~~ ] §321-357 [ ~~+~~ ]   **Early intervention [ ~~funds,~~ ] special fund;**  
13 **purpose and use.** (a) The purpose of the early intervention  
14 special fund [ ~~and early intervention trust fund~~ ] is to expand  
15 and enhance early intervention services for infants and toddlers  
16 with special needs by providing a cooperative funding mechanism  
17 between the public and private sectors to work together to make  
18 and secure appropriations and donations to the funds."

19       2. By amending subsection (d) to read:



1           "(d) The Hawaii early intervention coordinating council  
2 shall make recommendations to the department for the expenditure  
3 of moneys from the [~~funds-~~] early intervention special fund."

4           SECTION 5. On July 1, 2016, all unencumbered balances  
5 remaining in the early intervention trust fund repealed by  
6 section 3 of this Act shall lapse to the credit of the general  
7 fund.

8   PART III

9           SECTION 6. The following funds and accounts are abolished:

- 10           (1) The early childhood obesity special fund  
11   administratively established in fiscal year 2011-2012  
12   and administered by the department of health;
- 13           (2) The grant for Catholic Charities-Lanakila Senior  
14   Center special fund administratively established and  
15   without any financial activity since 2007;
- 16           (3) The grant for emergency room subsidy at Wai'anae Coast  
17   Clinic special fund administratively established and  
18   without any financial activity since 2007;
- 19           (4) The grant for Hawai'i Primary Care Association Dental  
20   special fund administratively established and without  
21   any financial activity since 2007;

1           (5) The hospital-based poison center special fund  
 2                   administratively established and without any financial  
 3                   activity since 2006;

4           (6) The program for all inclusive care for elderly special  
 5                   fund administratively established and without any  
 6                   financial activity since 2006;

7           (7) The resources to nonprofit, community-based health  
 8                   care special fund administratively established and  
 9                   without any financial activity since 2006; and

10          (8) The subsidy for St. Francis Medical Center-Bone Marrow  
 11                   special fund administratively established and without  
 12                   any financial activity since 2007;

13 and any remaining unencumbered balances shall be transferred to  
 14 the general fund.

PART IV

SECTION 7. The following funds and accounts are abolished:

17          (1) The funding for grant pursuant to chapter 42F, Hawaii  
 18                   Revised Statutes, special fund administratively  
 19                   established in 2010 for moneys appropriated from the  
 20                   emergency and budget reserve fund through Act 191,  
 21                   Session Laws of Hawaii 2010, and Act 25, Session Laws



1 of Hawaii 2011, which extended the lapse date to the  
2 end of fiscal year 2011-2012;

3 (2) The healthy aging partnerships program special fund  
4 administratively established in 2010 for moneys from  
5 the emergency and budget reserve fund authorized  
6 through Act 191, Session Laws of Hawaii 2010, for  
7 fiscal year 2010-2011 and Act 25, Session Laws of  
8 Hawaii 2011, which extended the lapse date from June  
9 30, 2011, to June 30, 2012; and

10 (3) The partnership in community living program special  
11 fund administratively established in 2010 for moneys  
12 appropriated from the emergency and budget reserve  
13 special fund through Act 191, Session Laws of Hawaii  
14 2010, and Act 25, Session Laws of Hawaii 2011, which  
15 extended the lapse date to the end of fiscal year  
16 2011-2012;

17 and any remaining unencumbered balances shall be transferred to  
18 the emergency and budget reserve fund established pursuant to  
19 section 328L-3, Hawaii Revised Statutes.



1 SECTION 8. The Hilo Shippers' Wharf Committee Charitable  
 2 trust fund established pursuant to third circuit court vesting  
 3 order trust no. 03-1-0010 is abolished and any remaining  
 4 unencumbered balance shall be transferred to the county of  
 5 Hawaii.

PART VI

7 SECTION 9. Statutory material to be repealed is bracketed  
 8 and stricken. New statutory material is underscored.

9 SECTION 10. This Act shall take effect on July 1, 2016.

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INTRODUCED BY:

*[Signature]*  
~~*[Signature]*~~ D.C. *[Signature]*  
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*[Signature]*  
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# S.B. NO. 2552

**Report Title:**

Non-General Funds; Repeal; Transfer of Balances

**Description:**

Repeals and transfers the unencumbered balances of various non-general funds and accounts as recommended by the auditor in auditor's report no. 15-17.

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

