
A BILL FOR AN ACT

RELATING TO THE JUDICIARY.

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

1 **PART I. GENERAL PROVISIONS**

2 SECTION 1. This Act shall be known and may be cited as the
3 Judiciary Appropriations Act of 2021.

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

6 "Program ID" means the unique identifier for the specific
7 program, and consists of the abbreviation for the judiciary
8 (JUD) followed by a designated number for the program.

9 "Means of Financing," or "MOF," means the source from which
10 funds are appropriated, or authorized, as the case may be, to be
11 expended for the programs and projects specified in this Act.

12 All appropriations are followed by letter symbols. The letter
13 symbols, where used, shall have the following meanings:

14 A General funds

15 B Special funds

16 C General obligation bond funds

17 N Federal funds



- 1 V Stimulus funds
- 2 W Revolving funds

3 "Position ceiling" means the maximum number of permanent or
4 temporary positions authorized for a particular program during a
5 specified period or periods, as noted by an asterisk or pound
6 sign, respectively.

7 **PART II. PROGRAM APPROPRIATIONS**

8 SECTION 3. The following sums, or so much thereof as may
9 be sufficient to accomplish the purposes and programs designated
10 herein, are appropriated or authorized from the sources of
11 funding specified to the judiciary for the fiscal biennium
12 beginning July 1, 2021, and ending June 30, 2023. The total
13 expenditures and the number of permanent and temporary positions
14 established in each fiscal year of the fiscal biennium shall not
15 exceed the sums and the position ceilings indicated for each
16 year, except as provided in this Act.



PROGRAM APPROPRIATIONS

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ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2021-2022	M O F	FISCAL YEAR 2022-2023	M O F
The Judicial System							
1.	JUD101	COURTS OF APPEAL		78.00*		78.00*	
				1.48#		1.48#	
	OPERATING		JUD	7,679,908A		7,679,908A	
2.	JUD310	FIRST JUDICIAL CIRCUIT		1,102.50*		1,102.50*	
				58.58#		58.58#	
	OPERATING		JUD	83,303,229A		83,303,229A	
			JUD	41.00*		41.00*	
			JUD	4,555,232B		4,555,232B	
3.	JUD320	SECOND JUDICIAL CIRCUIT		210.50*		210.50*	
				1.68#		1.68#	
	OPERATING		JUD	17,334,494A		17,334,494A	
4.	JUD330	THIRD JUDICIAL CIRCUIT		240.00*		240.00*	
				5.20#		5.20#	
	OPERATING		JUD	20,680,927A		20,680,927A	
5.	JUD350	FIFTH JUDICIAL CIRCUIT		103.00*		103.00*	
				2.60#		2.60#	
	OPERATING		JUD	8,054,279A		8,054,279A	
6.	JUD501	JUDICIAL SELECTION COMMISSION		1.00*		1.00*	
	OPERATING		JUD	101,194A		101,194A	
7.	JUD601	ADMINISTRATION		226.00*		226.00*	
				9.48#		9.48#	
	OPERATING		JUD	26,829,796A		26,829,796A	
				1.00*		1.00*	
				9.00#		9.00#	
			JUD	8,110,454B		8,110,454B	
			JUD	343,261W		343,261W	
	INVESTMENT CAPITAL		JUD	14,726,000 C		2,200,000 C	
				1,520,000 V		2,520,000 V	



1 PART III. PROGRAM PROVISIONS

2 SECTION 4. Provided that whenever the need arises, the
3 chief justice, in administering an equitable and expeditious
4 judicial process, may transfer sufficient funds and positions
5 between programs for operating purposes; and provided further
6 that no transfer shall be made to implement any collective
7 bargaining contract signed after this legislature adjourns sine
8 die.

9 SECTION 5. Provided that if the chief justice, or any
10 agency, or any government unit secures federal funds or other
11 property under any act of Congress, or any funds or other
12 property from private organizations or individuals, that are to
13 be expended in connection with any program or works authorized
14 by this Act or otherwise, the chief justice, or the agency with
15 the chief justice's approval, may enter into the undertaking
16 with the federal government, private organization, or
17 individual.

18 SECTION 6. Provided that the judiciary may transfer
19 savings from its general fund appropriation to the driver
20 education and training fund to accommodate any temporary cash
21 flow deficits.



1 PART IV. CAPITAL IMPROVEMENT PROJECTS

2 SECTION 7. The sum of \$20,966,000 appropriated or
3 authorized in part II of this Act for capital improvement
4 projects shall be expended by the judiciary for the projects
5 listed below; provided that several related or similar projects
6 may be combined into a single project, if a combination is
7 advantageous or convenient for implementation; and provided
8 further that the total cost of the projects thus combined shall
9 not exceed the total of the sums specified for the projects
10 separately. The amount after each cost element and the total
11 funding for each project listed in this part are in thousands of
12 dollars.



PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2021-2022	M O F	FISCAL YEAR 2022-2023	M O F
1		THE JUDICIAL SYSTEM					
2		JUD601 - ADMINISTRATION					
3							
4	1.	KAAHUMANU HALE FIRE ALARM					
5		AND ELEVATOR SYSTEMS UPGRADE					
6		AND MODERNIZATION, OAHU					
7							
8		CONSTRUCTION FOR FIRE ALARM					
9		AND ELEVATOR SYSTEMS UPGRADE AND					
10		MODERNIZATION AT KAAHUMANU HALE,					
11		OAHU.					
12		TOTAL FUNDING	JUD	3,300	C	0	C
13							
14	2.	HOAPILI HALE PARKING STRUCTURE PIPING					
15		RENOVATIONS, MAUI					
16							
17		DESIGN AND CONSTRUCTION FOR PARKING					
18		STRUCTURE PIPING RENOVATIONS AT HOAPILI					
19		HALE, THE STORM DRAIN, FIRE SUPPRESSION,					
20		SEWER, AND AIR CONDITIONING (CHILLED					
21		WATER) PIPING SYSTEMS, MAUI.					
22		TOTAL FUNDING	JUD	2,886	C	0	C
23							
24	3.	KAUAI JUDICIARY COMPLEX REROOF					
25		PHASE 3, KAUAI					
26							
27		DESIGN AND CONSTRUCTION TO REROOF AND					
28		REPAIR LEAKS AND DAMAGES AT KAUAI					
29		JUDICIARY COMPLEX, KAUAI.					
30		TOTAL FUNDING	JUD	3,900	C	0	C
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PROGRAM APPROPRIATIONS

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ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2021-2022	M O F	FISCAL YEAR 2022-2023	M O F
4.		ALIIOLANI HALE AIR CONDITIONING SYSTEM UPGRADE, OAHU					
		DESIGN, CONSTRUCTION, AND EQUIPMENT FOR AIR CONDITIONING SYSTEM UPGRADE AT ALIIOLANI HALE, OAHU.					
		TOTAL FUNDING	JUD	3,700	C	0	C
5.		RONALD T.Y. MOON COURTHOUSE NEW CHILLER, PHOTOVOLTAIC SYSTEM, OAHU					
		DESIGN AND CONSTRUCTION FOR NEW CHILLER, PHOTOVOLTAIC SYSTEM AT RONALD T.Y. MOON COURTHOUSE, OAHU.					
		TOTAL FUNDING	JUD	1,520	V	2,520	V
6.		HOAPILI HALE SECURITY IMPROVEMENTS, MAUI					
		DESIGN AND CONSTRUCTION FOR SECURITY IMPROVEMENTS AT HOAPILI HALE, MAUI.					
		TOTAL FUNDING	JUD	0	C	2,200	C
7.		KAHUMANU HALE SHERIFF STATION RENOVATION, OAHU					
		DESIGN AND CONSTRUCTION FOR SHERIFF STATION AT KAHUMANU HALE, OAHU.					
		TOTAL FUNDING	JUD	940	C	0	C



1 **PART V. ISSUANCE OF BONDS**

2 SECTION 8. General obligation bonds may be issued, as
3 provided by law, to yield the amount that may be necessary to
4 finance projects authorized in Part II and listed in Part IV of
5 this Act; provided that the sum total of the general obligation
6 bonds so issued shall not exceed \$16,926,000.

7 **PART VI. SPECIAL PROVISIONS**

8 SECTION 9. Any law or any provision of this Act to the
9 contrary notwithstanding, the appropriations made for capital
10 improvement projects authorized in Part II and listed in Part IV
11 of this Act shall not lapse at the end of the fiscal year for
12 which the appropriations are made; provided that all
13 appropriations made for fiscal year 2021-2022 and fiscal year
14 2022-2023 that are unencumbered as of June 30, 2024, shall lapse
15 as of that date.

16 SECTION 10. The judiciary may delegate to other state or
17 county agencies the planning, acquisition of land, design,
18 construction, and equipment of any capital improvement project
19 when it is determined by the judiciary to be advantageous to do
20 so.

21 SECTION 11. All unrequired balances in the general
22 obligation bond fund, after the objectives of Part II



1 appropriations for capital improvements program purposes listed
2 as projects in Part IV of this Act have been met, shall be
3 transferred to the judiciary project adjustment fund.

4 SECTION 12. If the amount allocated from the general
5 obligation bond fund for a capital improvement project listed in
6 Part IV of this Act is insufficient, the chief justice may make
7 supplemental allotments from the project adjustment fund;
8 provided that supplemental allotments shall not be used to
9 increase the scope of the project.

10 SECTION 13. Where it has been determined that changed
11 conditions, such as a reduction in the particular population
12 being served, permit the reduction in the scope of a project
13 listed in Part IV of this Act, the chief justice may authorize
14 such reduction of project scope.

15 SECTION 14. The chief justice shall determine when and the
16 manner in which the authorized capital improvement projects
17 shall be initiated. The chief justice shall notify the governor
18 from time to time of the specific amounts required for the
19 projects, and the governor shall provide for those amounts
20 through the issuance of bonds authorized in Part V of this Act.

21 SECTION 15. Any law or any provision of this Act to the
22 contrary notwithstanding, the chief justice may supplement funds



1 for any cost element of a capital improvement project authorized
2 under this Act by transferring such sums as may be needed from
3 the funds appropriated for other cost elements of the same
4 project by this Act or by any other prior or future Act that has
5 not lapsed; provided that the total expenditure of funds for all
6 cost elements of the project shall not exceed the total
7 appropriation for that project.

8 **PART VII. MISCELLANEOUS PROVISIONS AND EFFECTIVE DATE**

9 SECTION 16. If any portion of this Act or its application
10 to any person or circumstances is held to be invalid for any
11 reason, the remainder of the Act and any provision thereof shall
12 not be affected. If any portion of a specific appropriation is
13 held to be invalid for any reason, the remaining portion shall
14 be independent of the invalid portion and shall be expended to
15 fulfill the objective and intent of the appropriation to the
16 extent possible.

17 SECTION 17. If any manifest clerical, typographical, or
18 other mechanical error is found in this Act, the chief justice
19 may correct the error. All changes made pursuant to this
20 section shall be reported to the legislature at its next regular
21 session.

22 SECTION 18. This Act shall take effect on July 1, 2021.



Report Title:

Judiciary Package; Budget; Appropriations

Description:

Appropriates funds for the Judiciary for the fiscal biennium beginning 7/1/2021, and ending 6/30/2023. Effective 7/1/2021.
(SD2)

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

