

JAN 17 2014

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# A BILL FOR AN ACT

RELATING TO HAWAII 3R'S.

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

1           SECTION 1. Hawaii 3R's, a Hawaii nonprofit organization,  
2 brings private financing and human resources together to tackle  
3 the repair and maintenance backlog in Hawaii's public schools.  
4 The Legislature finds that for more than a decade, Hawaii 3R's  
5 provided a valuable service of bringing much needed improvements  
6 to the public schools. Section 235-102.5(b), Hawaii Revised  
7 Statutes, enables taxpayers to elect to make donations toward  
8 the school-level minor repairs and maintenance special fund by  
9 checking off a box on tax returns. When passed, the section was  
10 intended to facilitate funding for the repair and maintenance of  
11 Hawaii's public schools.

12           The purpose of this Act is to:

13           (1) Rename the Hawaii 3R's school repair and maintenance  
14 fund as the Hawaii 3R's school improvement fund; and

15           (2) Require the transfer of moneys collected pursuant to  
16 section 235-102.5(b), Hawaii Revised Statutes, and any  
17 other moneys received in the form of grants and  
18 donations for school-level improvement and minor



1 repairs and maintenance to the Hawaii 3R's school  
2 improvement fund.

3 SECTION 2. Section 302A-1502.4, Hawaii Revised Statutes,  
4 is amended as follows:

5 1. By amending the title to read:

6 **"§302A-1502.4 Hawaii 3R's school [~~repair and maintenance~~]  
7 improvement fund."**

8 2. By amending subsections (a) through (c) to read:

9 "(a) There is established the Hawaii 3R's school [~~repair  
10 and maintenance~~] improvement fund (hereinafter, "fund") as a  
11 separate restricted fund of Hawaii 3R's, a Hawaii nonprofit  
12 organization. Moneys received from the State, county, or  
13 federal government, private contributions of cash or other  
14 property, and the income and capital gains earned by the fund  
15 shall constitute its assets.

16 (b) Hawaii 3R's shall expend moneys from the fund in the  
17 form of either grants to organizations or contracts with private  
18 vendors for the [~~repair and maintenance~~] improvement of public  
19 schools and students in Hawaii in accordance with this section.

20 (c) The fund may receive contributions, grants,  
21 endowments, or gifts in cash or otherwise from all sources,  
22 including corporations or other businesses, foundations,



1 government, individuals, and other interested parties. The fund  
2 shall also receive moneys transferred to it from the school-  
3 level minor repairs and maintenance special fund established  
4 under section 302A-1504.5. The legislature intends that public  
5 and private sectors review and investigate all potential funding  
6 sources. The State may appropriate moneys to the fund; provided  
7 that any appropriations made by the State are not intended to  
8 supplant the funding of any existing [~~school-level minor repairs~~  
9 ~~and maintenance~~] programs."

10 3. By amending subsection (e) to read:

11 "(e) The fund shall not be placed in the state treasury,  
12 and [~~the State shall not administer the fund, nor shall~~] the  
13 State shall not be liable for the operation or solvency of the  
14 fund or Hawaii 3R's."

15 SECTION 3. Section 302A-1504.5, Hawaii Revised Statutes,  
16 is amended by amending subsection (a) to read as follows:

17 "(a) There is established within the state treasury a  
18 special fund to be known as the school-level minor repairs and  
19 maintenance special fund, into which shall be deposited all  
20 moneys collected pursuant to section 235-102.5(b), and any other  
21 moneys received by the department in the form of grants and  
22 donations for school-level improvements and minor repairs and



1 maintenance. The special fund shall be administered by the  
2 department and used to fund school-level minor repairs and  
3 maintenance. The department shall transfer moneys collected  
4 pursuant to section 235-102.5(b), and any other moneys received  
5 in the form of grants and donations for school-level  
6 improvements and minor repairs and maintenance to the Hawaii  
7 3R's school improvement fund established pursuant to section  
8 302A-1502.4."

9 SECTION 4. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY: Jim

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# S.B. NO. 2425

**Report Title:**

Hawaii 3R's; School Repair and Maintenance

**Description:**

Renames the Hawaii 3R's school repair and maintenance fund the Hawaii 3R's school improvement fund. Requires the transfer of moneys collected pursuant to section 235-102.5(b), Hawaii Revised Statutes, and any other moneys received in the form of grants and donations for school-level improvements and minor repairs and maintenance to the Hawaii 3R's school improvement fund.

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

