
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 reclassify various non-general funds pursuant to the
4 recommendations made by the auditor in auditor's report no. 14-
5 13, entitled review of special funds, revolving funds, trust
6 funds and trust accounts of the departments of the attorney
7 general and business, economic development, and tourism.

8 PART II

9 SECTION 2. The purpose of this part is to rename and
10 reclassify the tourism emergency trust fund as a special fund.

11 The legislature finds that the fund functions more like a
12 special fund and should be classified as a special fund.

13 SECTION 3. Section 201B-10, Hawaii Revised Statutes, is
14 amended to read as follows:

15 "[+]§201B-10[+] Tourism emergency [~~trust~~] special fund.

16 (a) There is established outside the state treasury a tourism
17 emergency [~~trust~~] special fund to be administered by the board



1 [~~as trustee~~], into which shall be deposited the revenues
2 prescribed by section 237D-6.5(b). All investment earnings from
3 moneys in the [~~trust~~] special fund shall be credited to the
4 tourism special fund[-] established pursuant to section 201B-11.

5 (b) Moneys in the [~~trust~~] special fund shall be used
6 exclusively to provide for the development and implementation of
7 emergency measures to respond to any tourism emergency pursuant
8 to section 201B-9, including providing emergency assistance to
9 tourists during the tourism emergency.

10 (c) Use of the [~~trust~~] special fund, consistent with
11 subsection (b), shall be provided for in articles, bylaws,
12 resolutions, or other instruments executed by the board as
13 [~~trustee~~] administrator for the [~~trust~~] special fund."

14 SECTION 4. Section 237D-6.5, Hawaii Revised Statutes, is
15 amended by amending subsection (b) to read as follows:

16 "(b) Revenues collected under this chapter shall be
17 distributed as follows, with the excess revenues to be deposited
18 into the general fund:

19 (1) \$26,500,000 shall be allocated to the convention
20 center enterprise special fund established under
21 section 201B-8;



- 1 (2) \$82,000,000 shall be allocated to the tourism special
2 fund established under section 201B-11; provided that:
- 3 (A) Beginning on July 1, 2012, and ending on June 30,
4 2015, \$2,000,000 shall be expended from the
5 tourism special fund for development and
6 implementation of initiatives to take advantage
7 of expanded visa programs and increased travel
8 opportunities for international visitors to
9 Hawaii;
- 10 (B) Of the \$82,000,000 allocated:
- 11 (i) \$1,000,000 shall be allocated for the
12 operation of a Hawaiian center and the
13 museum of Hawaiian music and dance at the
14 Hawaii convention center; and
- 15 (ii) 0.5 per cent of the \$82,000,000 shall be
16 transferred to a sub-account in the tourism
17 special fund to provide funding for a safety
18 and security budget, in accordance with the
19 Hawaii tourism strategic plan 2005-2015; and
- 20 (C) Of the revenues remaining in the tourism special
21 fund after revenues have been deposited as



1 provided in this paragraph and except for any sum
2 authorized by the legislature for expenditure
3 from revenues subject to this paragraph,
4 beginning July 1, 2007, funds shall be deposited
5 into the tourism emergency [~~trust~~] special fund,
6 established in section 201B-10, in a manner
7 sufficient to maintain a fund balance of
8 \$5,000,000 in the tourism emergency [~~trust~~]
9 special fund;

10 (3) \$103,000,000 for fiscal year 2014-2015, \$103,000,000
11 for fiscal year 2015-2016, and \$93,000,000 for each
12 fiscal year thereafter shall be allocated as follows:
13 Kauai county shall receive 14.5 per cent, Hawaii
14 county shall receive 18.6 per cent, city and county of
15 Honolulu shall receive 44.1 per cent, and Maui county
16 shall receive 22.8 per cent; provided that commencing
17 with fiscal year 2018-2019, a sum that represents the
18 difference between a county public employer's annual
19 required contribution for the separate trust fund
20 established under section 87A-42 and the amount of the
21 county public employer's contributions into that trust



1 fund shall be retained by the state director of
2 finance and deposited to the credit of the county
3 public employer's annual required contribution into
4 that trust fund in each fiscal year, as provided in
5 section 87A-42, if the respective county fails to
6 remit the total amount of the county's required annual
7 contributions, as required under section 87A-43;

8 (4) \$3,000,000 shall be allocated to the Turtle Bay
9 conservation easement special fund established under
10 section 201B-8.6 for the payment of debt service on
11 revenue bonds, the proceeds of which were used to
12 acquire the conservation easement in Turtle Bay, Oahu,
13 until the bonds are fully amortized; and

14 (5) Of the excess revenues deposited into the general fund
15 pursuant to this subsection, \$3,000,000 shall be
16 allocated subject to the mutual agreement of the board
17 of land and natural resources and the board of
18 directors of the Hawaii tourism authority in
19 accordance with the Hawaii tourism authority strategic
20 plan for:



1 (A) The protection, preservation, and enhancement of
2 natural resources important to the visitor
3 industry;

4 (B) Planning, construction, and repair of facilities;
5 and

6 (C) Operation and maintenance costs of public lands
7 connected with enhancing the visitor experience.

8 All transient accommodations taxes shall be paid into the
9 state treasury each month within ten days after collection and
10 shall be kept by the state director of finance in special
11 accounts for distribution as provided in this subsection.

12 As used in this subsection, "fiscal year" means the twelve-
13 month period beginning on July 1 of a calendar year and ending
14 on June 30 of the following calendar year."

15 PART III

16 SECTION 5. The purpose of this part is to reclassify the
17 various housing loan special funds established pursuant to
18 section 201H-80, Hawaii Revised Statutes, as revolving funds.

19 The legislature finds that each of these funds functions
20 as, and meets the criteria for, a revolving fund and should be
21 reclassified as a revolving fund.



1 SECTION 6. Section 36-27, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Except as provided in this section, and
4 notwithstanding any other law to the contrary, from time to
5 time, the director of finance, for the purpose of defraying the
6 prorated estimate of central service expenses of government in
7 relation to all special funds, except the:

- 8 (1) Special out-of-school time instructional program fund
9 under section 302A-1310;
- 10 (2) School cafeteria special funds of the department of
11 education;
- 12 (3) Special funds of the University of Hawaii;
- 13 (4) State educational facilities improvement special fund;
- 14 (5) Convention center enterprise special fund under
15 section 201B-8;
- 16 (6) Special funds established by section 206E-6;
- 17 (7) Housing loan program revenue bond special fund;
- 18 (8) Housing project bond [~~special~~] revolving fund;
- 19 (9) Aloha Tower fund created by section 206J-17;
- 20 (10) Funds of the employees' retirement system created by
21 section 88-109;



- 1 (11) Hawaii hurricane relief fund established under chapter
2 431P;
- 3 (12) Hawaii health systems corporation special funds and
4 the subaccounts of its regional system boards;
- 5 (13) Tourism special fund established under section 201B-
6 11;
- 7 (14) Universal service fund established under section 269-
8 42;
- 9 (15) Emergency and budget reserve fund under section 328L-
10 3;
- 11 (16) Public schools special fees and charges fund under
12 section 302A-1130;
- 13 (17) Sport fish special fund under section 187A-9.5;
- 14 (18) Glass advance disposal fee established by section
15 342G-82;
- 16 (19) Center for nursing special fund under section 304A-
17 2163;
- 18 (20) Passenger facility charge special fund established by
19 section 261-5.5;
- 20 (21) Court interpreting services revolving fund under
21 section 607-1.5;



- 1 (22) Hawaii cancer research special fund;
- 2 (23) Community health centers special fund;
- 3 (24) Emergency medical services special fund;
- 4 (25) Rental motor vehicle customer facility charge special
5 fund established under section 261-5.6;
- 6 (26) Shared services technology special fund under section
7 27-43;
- 8 (27) Automated victim information and notification system
9 special fund established under section 353-136;
- 10 (28) Deposit beverage container deposit special fund under
11 section 342G-104;
- 12 (29) Hospital sustainability program special fund under Act
13 217, Session Laws of Hawaii 2012, as amended by Act
14 141, Session Laws of Hawaii 2013;
- 15 [+](30) [+] Nursing facility sustainability program special fund
16 under Act 156, Session Laws of Hawaii 2012;
- 17 [+](31) Hawaii 3R's school improvement fund[+] under section
18 302A-1502.4; and
- 19 [+](32) [+] After-school plus program revolving fund under
20 section 302A-1149.5,



1 shall deduct five per cent of all receipts of all special funds,
2 which deduction shall be transferred to the general fund of the
3 State and become general realizations of the State. All
4 officers of the State and other persons having power to allocate
5 or disburse any special funds shall cooperate with the director
6 in effecting these transfers. To determine the proper revenue
7 base upon which the central service assessment is to be
8 calculated, the director shall adopt rules pursuant to chapter
9 91 for the purpose of suspending or limiting the application of
10 the central service assessment of any fund. No later than
11 twenty days prior to the convening of each regular session of
12 the legislature, the director shall report all central service
13 assessments made during the preceding fiscal year."

14 SECTION 7. Section 201H-75, Hawaii Revised Statutes, is
15 amended by amending subsection (c) to read as follows:

16 "(c) The trustee shall also be authorized by the
17 corporation to hold and administer any housing project bond
18 [~~special~~] revolving funds and housing loan program revenue bond
19 [~~special~~] revolving funds established pursuant to section 201H-
20 80. The trustee may receive and receipt for, hold, and
21 administer the revenues derived by the corporation from any



1 housing project or projects or loan program for which the bonds
2 are issued or the projects or loan programs pledged to the
3 payment of the bonds. The trustee shall apply the revenues to
4 the payment of the cost of administering, operating, and
5 maintaining the housing project or projects or loan program; to
6 pay the principal of and the interest on the bonds; to the
7 establishment of reserves; and to other purposes as may be
8 authorized in the proceedings providing for the issuance of the
9 bonds."

10 SECTION 8. Section 201H-80, Hawaii Revised Statutes, is
11 amended as follows:

12 1. By amending its title to read:

13 "~~[H]~~§201H-80~~[H]~~ Housing finance revolving fund; bond
14 ~~[special]~~ revolving funds."

15 2. By amending subsections (b) to (d) to read as follows:

16 "(b) All moneys received and collected by the corporation,
17 not otherwise pledged or obligated nor required by law to be
18 placed in any other special or revolving fund, shall be
19 deposited in the housing finance revolving fund.

20 (c) A separate ~~[special]~~ revolving fund shall be
21 established for each housing project or system of housing



1 projects or loan program financed from the proceeds of bonds
2 secured under the same trust indenture. Each fund shall be
3 designated "housing project bond [~~special~~] revolving fund" or
4 "housing loan program revenue bond [~~special~~] revolving fund", as
5 appropriate, and shall bear any additional designation as the
6 corporation deems appropriate to properly identify the fund.

7 (d) Notwithstanding any other law to the contrary, all
8 revenues, income, and receipts derived from a housing project or
9 system of projects or loan program financed from the proceeds of
10 bonds or pledged to the payment of the principal of and interest
11 and premium on bonds, shall be paid into the housing project
12 bond [~~special~~] revolving fund or housing loan program revenue
13 bond [~~special~~] revolving fund established for the housing
14 project or system of projects or loan program and applied as
15 provided in the proceedings authorizing the issuance of the
16 bonds."

17 SECTION 9. The housing loan program revenue bond special
18 fund - rental housing system, established in 1987 and
19 administered by the department of business, economic
20 development, and tourism, shall be reclassified as a revolving



1 fund and renamed the housing loan program revenue bond revolving
2 fund - rental housing system.

3 SECTION 10. The housing loan program revenue bond fund,
4 established in 1979 and administered by the department of
5 business, economic development, and tourism, and also known as
6 the single family mortgage purchase revenue bond fund, shall be
7 reclassified as a revolving fund.

8 SECTION 11. The housing project bond special fund - multi
9 family, established in 1980 and administered by the department
10 of business, economic development, and tourism, shall be
11 reclassified as a revolving fund and be renamed the housing
12 project bond revolving fund - multi family.

13 PART IV

14 SECTION 12. The purpose of this part is to repeal the
15 pineapple workers and retirees housing assistance fund.

16 The legislature finds that the fund does not meet the
17 criteria for a special fund, does not serve the purpose for
18 which it was created, and should be repealed.

19 SECTION 13. Section 201H-85, Hawaii Revised Statutes, is
20 repealed.



1 ~~["§201H 85] Pineapple workers and retirees housing~~
2 ~~assistance fund; established. (a) There is established in the~~
3 ~~state treasury the pineapple workers and retirees housing~~
4 ~~assistance fund to provide mortgage payments or rent subsidies~~
5 ~~for eligible Del Monte Fresh Produce pineapple workers and~~
6 ~~retirees and their families who are displaced or affected by the~~
7 ~~closure of Del Monte Fresh Produce. The pineapple workers and~~
8 ~~retirees housing assistance fund shall be administered by the~~
9 ~~corporation.~~

10 ~~(b) Moneys appropriated for the purposes of this section~~
11 ~~shall be deposited into the pineapple workers and retirees~~
12 ~~housing assistance fund; provided that, upon fulfillment of the~~
13 ~~purposes of this section, all unencumbered moneys shall lapse~~
14 ~~into the general fund. The corporation shall establish~~
15 ~~guidelines with respect to eligible Del Monte Fresh Produce~~
16 ~~pineapple workers and retirees and mortgage payments or rental~~
17 ~~assistance payments under this section.~~

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



1 PART V

2 SECTION 14. The purpose of this part is to reclassify the
3 rental housing trust fund as a revolving fund.

4 The legislature finds that the fund serves the purpose for
5 which it was created, but does not meet the criteria for a trust
6 fund, and should be reclassified as a revolving fund.

7 SECTION 15. Section 201H-6, Hawaii Revised Statutes, is
8 amended by amending subsection (f) to read as follows:

9 "(f) The corporation, through the housing advocacy and
10 information system, shall develop and maintain an affordable
11 housing inventory registry to identify:

12 (1) Affordable housing projects developed by the
13 corporation utilizing moneys in the rental housing
14 [~~trust~~] revolving fund established pursuant to section
15 201H-202 or the dwelling unit revolving fund[+] established pursuant to section 201H-191;

17 (2) State and federal public housing projects identified
18 by the Hawaii public housing authority;

19 (3) United States Department of Housing and Urban
20 Development Region 9 federally supported and privately
21 managed housing projects; and



1 (4) State and county lands that may be developed for
2 affordable housing, as defined in section 201H-57(b)."

3 SECTION 16. Chapter 201H, Hawaii Revised Statutes, is
4 amended by amending the title of part III, subpart J, to read as
5 follows:

6 "J. Rental Housing [~~Trust~~] Revolving Fund"

7 SECTION 17. Section 201H-201, Hawaii Revised Statutes, is
8 amended by amending the definition of "fund" to read as follows:

9 "Fund" means the rental housing [~~trust~~] revolving fund
10 established [~~in this subpart.~~] pursuant to section 201H-202."

11 SECTION 18. Section 201H-202, Hawaii Revised Statutes, is
12 amended by amending its title and subsection (a) to read as
13 follows:

14 "§201H-202 Rental housing [~~trust~~] revolving fund. (a)
15 There is established the rental housing [~~trust~~] revolving fund
16 to be administered by the corporation."

17 SECTION 19. Section 247-7, Hawaii Revised Statutes, is
18 amended to read as follows:

19 "§247-7 Disposition of taxes. All taxes collected under
20 this chapter shall be paid into the state treasury to the credit
21 of the general fund of the State, to be used and expended for



1 the purposes for which the general fund was created and exists
2 by law; provided that of the taxes collected each fiscal year:

3 (1) Ten per cent shall be paid into the land conservation
4 fund established pursuant to section 173A-5;

5 (2) Twenty-five per cent from July 1, 2009, until June 30,
6 2012; thirty per cent from July 1, 2012, until
7 June 30, 2014; and fifty per cent in each fiscal year
8 thereafter shall be paid into the rental housing
9 ~~[trust]~~ revolving fund established by section 201H-
10 202; and

11 (3) Twenty per cent from July 1, 2009, until June 30,
12 2012, and twenty-five per cent in each fiscal year
13 thereafter shall be paid into the natural area reserve
14 fund established by section 195-9; provided that the
15 funds paid into the natural area reserve fund shall be
16 annually disbursed by the department of land and
17 natural resources in the following priority:

18 (A) To natural area partnership and forest
19 stewardship programs after joint consultation
20 with the forest stewardship committee and the
21 natural area reserves system commission;



1 (B) Projects undertaken in accordance with watershed
2 management plans pursuant to section 171-58 or
3 watershed management plans negotiated with
4 private landowners, and management of the natural
5 area reserves system pursuant to section 195-3;
6 and

7 (C) The youth conservation corps established under
8 chapter 193."

9 PART VI

10 SECTION 20. The purpose of this part is to repeal the
11 public facility revenue bond special fund.

12 The legislature finds that the fund does not meet the
13 purpose for which it was created and does not meet the criteria
14 for a special fund. Accordingly, since the fund is an integral
15 part of chapter 206E, part IV, the legislature finds that the
16 entire part should be repealed.

17 SECTION 21. Chapter 206E, part IV, Hawaii Revised
18 Statutes, is repealed.

19 PART VII

20 SECTION 22. The purpose of this part is to repeal the
21 capital formation revolving fund.



1 The legislature finds that the fund does not serve the
2 purpose for which it was created, does not meet the criteria for
3 a revolving fund, has never been used, has not supported any
4 investment, and should be repealed. The legislature further
5 finds that chapter 211G, Hawaii Revised Statutes, should be
6 repealed because the fund is inactive.

7 SECTION 23. Section 211F-4, Hawaii Revised Statutes, is
8 amended by amending subsection (a) to read as follows:

9 "(a) The corporation shall have all of the powers
10 necessary to carry out its purposes which shall include but not
11 be limited to the power to:

- 12 (1) Adopt rules pursuant to chapter 91 to carry out the
13 purposes of this chapter;
- 14 (2) Adopt an official seal;
- 15 (3) Sue and be sued, in its own name;
- 16 (4) Finance, conduct, or cooperate in financing or
17 conducting technological, business, financial, or
18 other investigations that are related to or likely to
19 lead to business and economic development by making
20 and entering into contracts and other appropriate
21 arrangements, including the provision of loans, start-



- 1 up and expansion capital, and other forms of
2 assistance;
- 3 (5) Solicit, study, and assist in the preparation of
4 business plans and proposals;
- 5 (6) Provide advice and technical and marketing assistance,
6 support, and promotion to enterprises in which
7 investments have been made;
- 8 (7) Coordinate the corporation's programs with any
9 education and training program;
- 10 (8) Carry out specialized programs designed to encourage
11 the development of new products, businesses, and
12 markets;
- 13 (9) Prepare, publish, and distribute such technical
14 studies, reports, bulletins, and other materials as it
15 deems appropriate, subject only to the maintenance and
16 respect for confidentiality of client proprietary
17 information;
- 18 (10) Organize, conduct, sponsor, or cooperate in and assist
19 in the conduct of conferences, demonstrations, and
20 studies relating to the stimulation and formation of



1 businesses [~~and to fulfilling the objectives and~~
2 ~~purposes of chapter 211G~~];

3 (11) Provide and pay for such advisory services and
4 technical, managerial, and marketing assistance,
5 support, and promotion as may be necessary or
6 desirable to carry out the purposes of this chapter;

7 (12) Acquire, hold, and sell qualified securities;

8 (13) Consent, subject to the provisions of any contract
9 with noteholders or bondholders, whenever the
10 corporation deems it necessary or desirable in the
11 fulfillment of the purposes of this chapter, to the
12 modification, with respect to rate of interest, time
13 of payment of any installment of principal or
14 interest, or any other terms, of any contract or
15 agreement of any kind to which the corporation is a
16 party;

17 (14) Accept donations, grants, bequests, and devises of
18 money, property, service, or other things of value
19 that may be received from the United States or any
20 agency thereof, any governmental agency, or any public
21 or private institution, person, firm, or corporation,



- 1 to be held, used, or applied for any or all of the
2 purposes specified in this chapter. Receipt of each
3 donation or grant shall be detailed in the annual
4 report of the corporation. The report shall include
5 the identity of the donor or lender, the nature of the
6 transaction, and any conditions attaching thereto;
- 7 (15) Invest any funds held in reserves or sinking funds, or
8 any funds not required for immediate disbursement, in
9 such investments as may be lawful for fiduciaries in
10 the State;
- 11 (16) Acquire real property, or an interest therein, by
12 purchase or foreclosure, where that acquisition is
13 necessary or appropriate to protect or secure any
14 investment or loan in which the corporation has an
15 interest; sell, transfer, and convey the property to a
16 buyer and if the sale, transfer, or conveyance cannot
17 be effected with reasonable promptness or at a
18 reasonable price, to lease the property to a tenant;
- 19 (17) Acquire, own, hold, dispose of, and encumber personal
20 property of any nature, or any interest therein;



- 1 (18) Enter into agreements or other transactions with any
2 federal, state, or county agency;
- 3 (19) Make contracts and execute all instruments necessary
4 or convenient for the carrying on of its business;
- 5 (20) Appear in its own behalf before state, county, or
6 federal agencies;
- 7 (21) Procure insurance as may be necessary;
- 8 (22) Appoint officers, employees, consultants, agents, and
9 advisors who shall not be subject to chapter 76, and
10 prescribe their duties and fix compensation within the
11 limitations provided by law;
- 12 (23) Appoint advisory committees as deemed necessary; and
- 13 (24) Exercise any other powers of a corporation organized
14 under the laws of the State."

15 SECTION 24. Chapter 211G, Hawaii Revised Statutes, is
16 repealed.

17 PART VIII

18 SECTION 25. The purpose of this part is to repeal the
19 statewide geospatial information and data integration special
20 fund.



1 The legislature finds that the fund does not serve the
2 purpose for which it was created and should be repealed.

3 SECTION 26. Section 225M-6, Hawaii Revised Statutes, is
4 repealed.

5 ~~["§225M-6 Fees for statewide planning and geographic
6 information system services and products. The office of
7 planning may charge fees for statewide planning and geographic
8 information system services and products. All fees collected
9 for statewide planning and geographic information system
10 analyses and other related services shall be deposited into the
11 statewide geospatial information and data integration special
12 fund for the sole purpose of supporting the statewide planning
13 and geographic information system. The office shall adopt rules
14 setting fees for statewide planning and geographic information
15 system services and products."]~~

16 SECTION 27. Section 225M-7, Hawaii Revised Statutes, is
17 repealed.

18 ~~["[§225M-7] Statewide geospatial information and data
19 integration special fund. (a) There is established in the
20 state treasury the statewide geospatial information and data
21 integration special fund, into which shall be deposited:~~



- 1 ~~(1) Moneys directed, allocated, or disbursed to the~~
2 ~~statewide geospatial information and data integration~~
3 ~~program from other government agencies or private~~
4 ~~sources to help support the acquisition of hardware,~~
5 ~~software, applications, and databases;~~
- 6 ~~(2) Moneys directed, allocated, or disbursed to the~~
7 ~~statewide geospatial technologies program from non-~~
8 ~~state sources, including but not limited to grants,~~
9 ~~awards, and donations;~~
- 10 ~~(3) Moneys collected as fees for statewide planning and~~
11 ~~geographic information system services rendered; and~~
- 12 ~~(4) Investment earnings credited to the assets of the fund~~
13 ~~and all interest on special fund balances.~~
- 14 ~~(b) The statewide geospatial information and data~~
15 ~~integration special fund shall be used to help defray the cost~~
16 ~~of, including but not limited to the following:~~
- 17 ~~(1) Programs and activities to implement this chapter,~~
18 ~~including the provision of state funds to match~~
19 ~~federal funds from the United States Geological Survey~~
20 ~~or other federal departments; and~~



1 ~~(2) Operating costs of the statewide planning and~~
 2 ~~geographic information system, including acquisition~~
 3 ~~and maintenance of hardware or software necessary to~~
 4 ~~implement this chapter, acquisition and maintenance of~~
 5 ~~geospatial and other data, application development,~~
 6 ~~training, and other products or services of general~~
 7 ~~benefit to the statewide geospatial information and~~
 8 ~~data integration program and its stakeholders."]~~

PART IX

10 SECTION 28. The purpose of this part is to repeal the fee
 11 simple residential revolving fund.

12 The legislature finds that the fund no longer serves the
 13 purpose for which it was created, does not meet the criteria for
 14 a revolving fund, and should be repealed.

15 SECTION 29. Section 201H-211, Hawaii Revised Statutes, is
 16 amended to read as follows:

17 "§201H-211 Expenditures of revolving funds under the
 18 corporation exempt from appropriation and allotment. Except as
 19 to administrative expenditures, and except as otherwise provided
 20 by law, expenditures from the revolving funds administered by
 21 the corporation under subparts I and J of part III, relating to



1 financing programs, or [~~sections~~] section 201H-80 [7] or 201H-
 2 123 [~~, or 516-44~~] may be made by the corporation without
 3 appropriation or allotment by the legislature; provided that no
 4 expenditure shall be made from and no obligation shall be
 5 incurred against any revolving fund in excess of the amount
 6 standing to the credit of the fund or for any purpose for which
 7 the fund may not lawfully be expended. Nothing in sections 37-
 8 31 to 37-41 shall require the proceeds of the revolving funds
 9 identified in subparts I and J of part III, or [~~sections~~]
 10 section 201H-80 [7] or 201H-123 [~~, or 516-44~~] to be reappropriated
 11 annually."

12 SECTION 30. Section 516-5, Hawaii Revised Statutes, is
 13 amended to read as follows:

14 "§516-5 Penalty. Any person who violates this chapter
 15 shall be fined not more than \$5,000 nor less than \$1,000 or
 16 imprisoned not more than one year, or both. [~~All fines~~
 17 ~~collected shall be deposited in the fee simple [residential]~~
 18 ~~revolving fund created by this chapter.~~]"

19 SECTION 31. Section 516-45, Hawaii Revised Statutes, is
 20 amended to read as follows:



1 "§516-45 General obligation bonds. The director of
2 finance may, from time to time, issue general obligation bonds
3 in such amounts as may be authorized by the legislature, for the
4 purpose of acquisition by the Hawaii housing finance and
5 development corporation of residential houselots within
6 development tracts pursuant to chapter 516, part II or for the
7 acquisition of suitable properties to exchange pursuant to
8 section 516-24.5 or for the acquisition by the department of
9 land and natural resources under section 171-50.1 of suitable
10 properties for exchange pursuant to section 171-50.2 to
11 effectuate the purpose of this chapter. [~~The principal and
12 interest of general obligation bonds issued pursuant to this
13 section shall be reimbursed to the general fund from the fee
14 simple residential revolving fund as provided in section 516-
15 44.~~] Pending the receipt of funds from the issuance and sale of
16 general obligation bonds, amounts required within the limits of
17 legislative authorization may be advanced to the Hawaii housing
18 finance and development corporation from the general fund of the
19 State. Upon the receipt of the bond funds, the general fund
20 shall be reimbursed the amount advanced."



1 SECTION 32. Section 516-44, Hawaii Revised Statutes, is
2 repealed.

3 [~~"§516-44 Fee simple residential revolving fund. A fee
4 simple residential revolving fund is created. The funds
5 appropriated for the purposes of this chapter and chapter 519
6 and all moneys received or collected by the Hawaii housing
7 finance and development corporation under this chapter and
8 chapter 519 shall be deposited in the revolving fund. Moneys
9 collected to reimburse the corporation from the lessees for
10 their pro rata share of the direct costs incurred by the
11 corporation under this chapter shall be deposited into the
12 revolving fund. The proceeds in the funds shall first be used
13 to pay the principal and interest on bonds or other indebtedness
14 issued by the corporation, or by the State, and then for
15 necessary expenses, including indirect costs of the corporation
16 in administering chapters 516 and 519.~~

17 Moneys in the fund shall be used to pay all costs of
18 chapters 516 and 519 including administration."]

19 PART X

20 SECTION 33. All balances in the funds renamed and
21 reclassified pursuant to sections 3, 8, 9, 10, 11, and 18 of



1 this Act shall remain in their respective funds as if no
2 renaming and reclassification had occurred.

3 SECTION 34. On July 1, 2015, all unencumbered balances
4 remaining in the funds repealed by sections 13, 20, 24, 27, and
5 32 of this Act, shall lapse to the credit of the general fund.

6 SECTION 35. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 36. This Act shall take effect on July 1, 2015.



Report Title:

Non-General Funds; Reclassification; Repeal

Description:

Reclassifies and repeals various non-general funds, as recommended by the Auditor in Auditor's Report No. 14-13. (HB79 HD1)

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

