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# A BILL FOR AN ACT

RELATING TO REPAIR AND MAINTENANCE.

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

- 1           SECTION 1. The purpose of this Act is to address the  
2 routine repair and maintenance of state-owned buildings,  
3 facilities, and other improvements.
- 4           More specifically, this Act establishes a policy regarding  
5 full funding for routine repair and maintenance of state-owned  
6 buildings, facilities, and other improvements. The legislature  
7 finds that this Act is necessary to:
- 8           (1) Preserve the condition of state-owned buildings,  
9           facilities, and other improvements for public use or  
10           benefit, for the present and the future;
- 11           (2) Prevent further additions to the State's deferred  
12           maintenance backlog;
- 13           (3) Preserve public moneys by making near-term investments  
14           for routine repair and maintenance instead of  
15           incurring more expensive capital replacement or  
16           renewal costs in the future; and
- 17           (4) Promote transparency by making information about the  
18           State's liabilities available to the public.



1           The legislature intends that this Act shall apply to the  
2 judiciary by operation of section 601-2, Hawaii Revised  
3 Statutes.

4           SECTION 2. Chapter 37, Hawaii Revised Statutes, is amended  
5 by adding a new part to be appropriately designated and to read  
6 as follows:

7                   "PART       .   ROUTINE REPAIR AND MAINTENANCE

8           §37-       Routine repair and maintenance; definitions. As  
9 used in this part:

10           "Routine repair and maintenance" means repair and  
11 maintenance performed on a scheduled repair and maintenance  
12 cycle.

13           "State-owned building, facility, or other improvement"  
14 means a building, facility, or other improvement owned and  
15 managed by a state executive agency. The term shall not include  
16 a state-owned building, facility, or other improvement that is  
17 leased by a state executive agency to a person.

18           §37-       Routine repair and maintenance funding needs;  
19 report to legislature. (a) Each state executive agency that  
20 manages a state-owned building, facility, or other improvement  
21 shall submit to the legislature an annual report on the funds



1 and positions deemed necessary by the agency to perform routine  
2 repair and maintenance on the state-owned building, facility, or  
3 other improvement during the fiscal year covered by the report.  
4 The annual report shall cover the fiscal year that commences  
5 following the submittal of the report and break down the funds  
6 and positions deemed necessary for routine repair and  
7 maintenance by means of financing and cost element.

8 (b) The annual report shall also include a comparison, for  
9 each of the prior two fiscal years, of the:

10 (1) Routine repair and maintenance funds and positions  
11 deemed necessary by the state executive agency, as  
12 identified in the relevant prior reports;

13 (2) Actual appropriations and positions authorized for  
14 routine repair and maintenance; and

15 (3) Actual expenditures and positions filled for the  
16 routine repair and maintenance.

17 (c) The annual reports shall be submitted to the  
18 legislature through the department of budget and finance with  
19 each executive budget or supplemental budget, as applicable.

20 (d) The governor shall identify the state executive  
21 agencies that are responsible for managing a state-owned



1 building, facility, or other improvement and, consequently,  
2 required to submit the annual report to the legislature. The  
3 governor shall require the identified state agencies to submit  
4 the reports to the department of budget and finance:

- 5 (1) In a uniform format; and
- 6 (2) By a deadline intended to give the department of  
7 budget and finance sufficient time to compile the  
8 reports to the legislature pursuant to subsection (c).

9 The department of budget and finance shall not be required  
10 to ensure the accuracy of the information in the reports."

11 SECTION 3. Section 601-2, Hawaii Revised Statutes, is  
12 amended by amending subsection (a) to read as follows:

13 "(a) The chief justice shall be the administrative head of  
14 the judiciary. The chief justice shall make a report to the  
15 legislature, at each regular session thereof, of the business of  
16 the judiciary and of the administration of justice throughout  
17 the State. The chief justice shall present to the legislature a  
18 unified budget, six-year program and financial plan, and  
19 variance report for all of the programs of the judiciary. The  
20 chief justice shall also submit to the legislature annual  
21 routine repair and maintenance reports for judiciary-owned

1 buildings, facilities, and other improvements that substantially  
2 comply with chapter 37, part \_\_\_\_\_. The chief justice shall  
3 direct the administration of the judiciary, with responsibility  
4 for the efficient operation of all of the courts and for the  
5 expeditious dispatch of all judicial business."

6 SECTION 4. New statutory material is underscored.

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



**Report Title:**

State Facilities; Routine Repair and Maintenance; Funding Policy

**Description:**

Establishes a full funding policy and budgetary procedures for routine repair and maintenance of state-owned buildings, facilities, and improvements, including Judiciary-owned facilities. (CD1)

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

