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

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

- 11 A General funds
- 12 B Special funds
- 13 C General obligation bond funds
- 14 N Federal funds
- 15 V American Rescue Plan funds
- 16 W Revolving funds



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

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

8 **PART II. PROGRAM APPROPRIATIONS**

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

18



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	1.	JUD101 - COURTS OF APPEAL		78.00*		78.00*	
3				1.48#		1.48#	
4		OPERATING	JUD	7,679,908A		7,679,908A	
5							
6							
7	2.	JUD310 - FIRST JUDICIAL CIRCUIT		1,102.50*		1,102.50*	
8				58.58#		58.58#	
9		OPERATING	JUD	84,083,696A		84,083,696A	
10				41.00*		41.00*	
11			JUD	4,555,232B		4,555,232B	
12							
13							
14	3.	JUD320 - SECOND JUDICIAL CIRCUIT		210.50*		210.50*	
15				1.68#		1.68#	
16		OPERATING	JUD	17,334,494A		17,334,494A	
17							
18							
19	4.	JUD330 - THIRD JUDICIAL CIRCUIT		240.00*		240.00*	
20				5.20#		5.20#	
21		OPERATING	JUD	20,759,344A		20,759,344A	
22							
23							
24	5.	JUD350 - FIFTH JUDICIAL CIRCUIT		103.00*		103.00*	
25				2.60#		2.60#	
26		OPERATING	JUD	8,103,054A		8,103,054A	
27							
28							
29	6.	JUD501 - JUDICIAL SELECTION COMMISSION		1.00*		1.00*	
30		OPERATING	JUD	101,194A		101,194A	
31							
32							
33	7.	JUD601 - ADMINISTRATION		226.00*		226.00*	
34				9.48#		9.48#	
35		OPERATING	JUD	26,829,796A		26,829,796A	
36				1.00*		1.00*	
37			JUD	8,110,454B		8,110,454B	
38			JUD	343,261W		343,261W	
39		INVESTMENT CAPITAL	JUD	5,886,000C		2,200,000C	
40				5,220,000V			V
41							
42							
43							



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; provided further that
6 no transfer shall be made to implement any collective bargaining
7 contract signed after this legislature adjourns sine die.

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

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

21 **PART IV. CAPITAL IMPROVEMENT PROJECTS**

1 SECTION 7. The sum of \$13,306,000 appropriated or
2 authorized in part II of this Act for capital improvement
3 projects shall be expended by the judiciary for the projects
4 listed below; provided that several related or similar projects
5 may be combined into a single project, if a combination is
6 advantageous or convenient for implementation; provided further
7 that the total cost of the projects thus combined shall not
8 exceed the total of the sums specified for the projects
9 separately. The amount after each cost element and the total
10 funding for each project listed in this part are in thousands of
11 dollars.
12



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2021-2022	M O F	FISCAL YEAR 2022-2023	M O F
1	A. ECONOMIC DEVELOPMENT						
2	JUD601 - ADMINISTRATION						
3							
4	1.	ALIOLANI HALE, AIR CONDITIONING					
5		UPGRADES, OAHU					
6							
7		DESIGN, CONSTRUCTION, AND EQUIPMENT					
8		FOR A/C SYSTEMS UPGRADE AT ALIOLANI					
9		HALE; VENTILATION IMPROVEMENTS;					
10		TOTAL FUNDING	JUD	3,700	V		V
11							
12	2.	HOAPILI HALE SECURITY IMPROVEMENTS,					
13		MAUI					
14							
15		DESIGN AND CONSTRUCTION FOR SECURITY					
16		IMPROVEMENTS AT HOAPILI HALE.					
17		TOTAL FUNDING	JUD		C	2,200	C
18							
19	3.	HOAPILI HALE, PARKING STRUCTURE					
20		PIPING RENOVATIONS, MAUI					
21							
22		DESIGN AND CONSTRUCTION FOR PARKING					
23		STRUCTURE PIPING RENOVATIONS AT HOAPILI					
24		HALE FOR THE STORM DRAIN, FIRE					
25		SUPPRESSION, SEWER, AND AIR CONDITIONING					
26		(CHILLED WATER) PIPING SYSTEMS.					
27		TOTAL FUNDING	JUD	2,886	C		C
28							



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2021-2022	M O F	FISCAL YEAR 2022-2023	M O F
1							
2	4.	LUMP SUM CIP FOR JUDICIARY					
3		FACILITIES, STATEWIDE					
4							
5		PLANS, DESIGN, CONSTRUCTION, AND					
6		EQUIPMENT FOR THE GENERAL ALTERATIONS,					
7		UPGRADES, AND IMPROVEMENTS TO JUDICIARY					
8		FACILITIES, STATEWIDE.					
9		TOTAL FUNDING	JUD	3,000	C		C
10							
11	5.	RONALD T.Y. MOON JUDICIARY COMPLEX,					
12		NEW CHILLER, OAHU					
13							
14		DESIGN AND CONSTRUCTION FOR NEW					
15		CHILLER AT RONALD T.Y. MOON. JUDICIARY					
16		COMPLEX; VENTILATION IMPROVEMENTS.					
17		TOTAL FUNDING	JUD	1,520	V		V
18							



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 of the general obligation bonds
6 so issued shall not exceed \$8,086,000.

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.

1 SECTION 11. All unrequired balances in the general
2 obligation bond fund, after the objectives of part II
3 appropriations for capital improvements program purposes listed
4 as projects in part IV of this Act have been met, shall be
5 transferred to the judiciary project adjustment fund.

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

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

17 SECTION 14. The chief justice shall determine when and the
18 manner in which the authorized capital improvement projects
19 shall be initiated. The chief justice shall notify the governor
20 from time to time of the specific amounts required for the



1 projects, and the governor shall provide for those amounts
2 through the issuance of bonds authorized in part V of this Act.

3 SECTION 15. Any law or any provision of this Act to the
4 contrary notwithstanding, the chief justice may supplement funds
5 for any cost element for a capital improvement project
6 authorized under this Act by transferring any sums as may be
7 needed from the funds appropriated for other cost elements of
8 the same project by this Act or by any other prior or future Act
9 that has not lapsed; provided that the total expenditure of
10 funds for all cost elements for the project shall not exceed the
11 total appropriation for that project.

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

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



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

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



Report Title:

Judiciary Package; Appropriations; Budget

Description:

Appropriates funds for the Judiciary for the fiscal biennium beginning 7/1/2021 and ending 6/30/2023. Effective 7/1/2021.
(CD1)

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