

ACT 35

H.B. NO. 329

A Bill for an Act Relating to Disaster Relief.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Act 12, Session Laws of Hawaii 2018, is amended by amending sections 5 and 6 to read as follows:

“SECTION 5. (a) There is appropriated out of the general revenues of the State of Hawaii the sum of \$100,000,000 or so much thereof as may be necessary for fiscal year 2017-2018 to protect the health, safety, and welfare of the people, and provide relief from disaster damages, losses, and suffering caused by the extraordinary weather event that produced torrential rains and resultant flooding in the county of Kauai in April 2018~~[-]~~ or to implement mitigation measures to prevent and minimize the impacts of current or future flooding in areas affected by the April 2018 flooding on Kauai.

The sum appropriated shall be allotted to the department of defense and expended by the adjutant general solely for the express stated purposes of this part; provided that the moneys appropriated pursuant to this section shall not lapse at the end of the fiscal year for which the moneys have been appropriated; provided further that any moneys appropriated pursuant to this section that are unencumbered as of June 30, ~~[2019,]~~ 2020, shall lapse on that date~~[-]~~; provided further that the moneys appropriated pursuant to this section shall be exempt from section 37-74(d), Hawaii Revised Statutes.

(b) As used in this section, “mitigation measures” means the reduction of harm from future flooding events through structural and nonstructural actions, interventions, and investments.

SECTION 6. (a) There is appropriated out of the general revenues of the State of Hawaii the sum of \$25,000,000 or so much thereof as may be necessary for fiscal year 2017-2018 to protect the health, safety, and welfare of the people, and provide relief from disaster damages, losses, and suffering caused by the extraordinary weather event that produced torrential rains and resultant flooding in areas of the State, other than the county of Kauai, in April 2018~~[-]~~ or to implement mitigation measures to prevent and minimize the impacts of current or future natural or man-made events in areas of the State, other than the county of Kauai, affected by the April 2018 flooding.

The sum appropriated shall be allotted to the department of defense and expended by the adjutant general solely for the express stated purposes of this part; provided that the moneys appropriated pursuant to this section shall not lapse at the end of the fiscal year for which the moneys have been appropriated; provided further that any moneys appropriated pursuant to this section that are unencumbered as of June 30, ~~[2019,]~~ 2020, shall lapse on that date~~[-]~~; provided further that the moneys appropriated pursuant to this section shall be exempt from section 37-74(d), Hawaii Revised Statutes.

(b) As used in this section, “mitigation measures” means the reduction of harm from future flooding events through structural and nonstructural actions, interventions, and improvements.”

SECTION 2. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved June 5, 2019.)