

ACT 87

H.B. NO. 1298

A Bill for an Act Relating to State Funds.

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

PART I

SECTION 1. The COVID-19 pandemic has swept across the nation and many parts of the world with unanticipated force and brought enormous challenges for governments at all levels. These challenges provide opportunities to restructure.

The legislature finds that, fundamentally, non-general funds must be reviewed and scrutinized just as much as general funds to determine if resources are being deployed effectively and efficiently.

The purpose of this Act is to trigger a full accounting of various non-general funded program objectives, performance, and results and transfer excess balances of identified non-general funds to the general fund.

SECTION 2. The legislature determines that there are amounts in excess of the requirements of the various funds listed in this Act. The director of finance is authorized to transfer the following amounts or so much thereof as may be necessary for fiscal year 2020-2021 from the following funds to the general fund:

	Account Code - Fund Name	Minimum amount in excess of the requirements of the fund as determined by the legislature (\$)	Amount authorized to be transferred to the general fund by the director of finance (\$)
Department of Accounting and General Services			
1	S-333-M-INFORMATION MGMT & TECHNOLOGY SVCS	100,000.00	100,000.00
2	S-335-M-LEEWARD COAST HOMELESS PROJECT	7,868.73	7,868.73
3	S-365-M-STATE ARCHIVES PRESERVATION LT ACCESS SF	200,000.00	200,000.00
Department of Agriculture			
4	S-301-A-AGRICULTURAL LOAN RESERVE FUND	1,136,940.48	1,136,940.48
5	S-308-A-SEAL OF QUALITY SPECIAL FUND	20,000.00	20,000.00
6	S-309-A-MEASUREMENT STANDARDS	213,778.75	213,778.75
7	S-312-A-BIOSECURITY PROGRAM	94,561.80	94,561.80
8	S-317-A-AGRICULTURAL PARKS SPECIAL FUND	200,000.00	200,000.00
9	S-319-A-GENERAL ADMINISTRATION FOR AGRICULTURE	494,008.43	494,008.43
10	S-321-A-AGR DEV/FOOD SECURITY - ADD	161,273.02	161,273.02
11	S-331-A-AGRICULTURAL DEVELOPMENT & FOOD SECURITY	7,993,163.95	7,993,163.95
12	S-333-A-AGR DEV/FOOD SECURITY - PI	303,931.03	303,931.03
13	S-335-A-AGR DEV/FOOD SECURITY - ARM	25,612.68	25,612.68
14	S-337-A-AGRIBUSINESS DEVELOPMENT & RESEARCH	32,510.49	32,510.49
15	S-352-A-AGRICULTURAL DEV & FOOD SECURITY SPEC FD	177,204.55	177,204.55
16	S-354-A-HAWAII WATER INFRASTRUCTURE SPEC FUND	813,719.76	813,719.76
Department of the Attorney General			
17	S-305-N-DNA REGISTRY SPECIAL FUND	50,000.00	50,000.00
18	S-350-N-INTERNET CRIMES AGAINST CHILD SF	120,000.00	120,000.00
Department of Business, Economic Development, and Tourism			
19	S-302-B-FOREIGN TRADE ZONE	250,000.00	250,000.00
20	S-305-B-ENERGY SECURITY FUND	2,400,000.00	2,400,000.00
21	S-308-B-HYDROGEN INVESTMENT CAPITAL SPECIAL FUND	1,303.29	1,303.29
22	S-309-B-CREATIVE INDUSTRIES DIVISION	30,000.00	30,000.00
Department of Defense			
23	S-351-G-COVID19 RESPONSE	600.80	600.80
24	T-905-G-ASSET FORFEITURE TRUST ACCOUNT - FEDERAL	49,782.79	49,782.79
Department of Education			
25	S-321-E-HAWAII TEACHER STANDARDS BOARD SPL FUND	1,098.41	1,098.41
26	S-333-E-PVT TRADE, VOC & TECH SCHOOL LICENSURE	23,801.19	23,801.19
27	S-350-E-DRIVER EDUCATION PROGRAM	2,000,000.00	2,000,000.00
Department of Health			
28	S-305-H-COMMUNITY HEALTH CENTERS SPECIAL FUND	10,000,000.00	10,000,000.00
29	S-307-H-DRUG DEMAND REDUCTION ASSESSMENTS SP FUND	242,915.31	242,915.31
30	S-309-H-STATE HEALTH PLANNING AND DEV.	400,000.00	400,000.00
31	S-311-H-TRAUMA SYSTEM	5,000,000.00	5,000,000.00
32	S-313-H-DEPOSIT BEVERAGE CONTAINER DEPOSIT SP FD	5,000,000.00	5,000,000.00
33	S-314-H-NEUROTRAUMA SPECIAL FUND	400,000.00	400,000.00
34	S-315-H-ENVIRONMENTAL HEALTH ADMINISTRATION	26,306.42	26,306.42

ACT 87

35	S-319-H-ELECTRONIC DEVICE RECYCLING	1,000,000.00	1,000,000.00
36	S-334-H-DISABILITY AND COMM ACCESS BOARD	1,000,000.00	1,000,000.00
37	S-340-H-ENVIRONMENTAL HTH PGM ENHANCE	6,000,000.00	6,000,000.00
38	S-355-H-MAUI MEMORIAL HOSPITAL	153.76	153.76
39	S-356-H-HANA MEDICAL CENTER	1.82	1.82
40	S-358-H-LANAI COMMUNITY HOSPITAL	0.58	0.58
41	S-371-H-KULA HOSPITAL	3,846.63	3,846.63
42	S-388-H-DIETITIAN LICENSURE SPECIAL FUND	87,757.26	87,757.26
Department of Human Resources Development			
43	S-310-P-HUMAN RESOURCES DEVELOPMENT SPECIAL FUND	1,800,000.00	1,800,000.00
Department of Human Services			
44	S-302-K-GENERAL SUPPORT FOR HEALTH CARE PAYMENTS	14,355.00	14,355.00
45	S-339-K-FINANCIAL ASSISTANCE FOR HOUSING	1,769.44	1,769.44
46	S-368-K-NURSING FACILITY SUSTAINABILITY SP FUND	28,097.30	28,097.30
47	S-372-K-NURSING FACILITY SUSTAINABILITY SP FUND	1,119,729.15	1,119,729.15
48	S-382-K-NURSING FACILITY SUSTAINABILITY PROG SF	166,325.66	166,325.66
49	T-920-K-KAHIKOLU OHANA O WAIANA E PROJECT	1,061.50	1,061.50
Department of Labor and Industrial Relations			
50	S-318-L-PLACEMENT SERVICES (EMPLOYMENT & TRNG)	0.09	0.09
51	S-330-L-HOISTING MACHINE OPER CERT REVOLVING FUND	200,000.00	200,000.00
52	S-338-L-OFFICE OF COMMUNITY SERVICES	270.00	270.00
Department of Land and Natural Resources			
53	S-302-C-CONSERVATION & RESOURCES ENFORCEMENT	150,000.00	150,000.00
54	S-303-C-WATER AND LAND DEVELOPMENT	450,000.00	450,000.00
55	S-309-C-BUREAU OF CONVEYANCES SPECIAL FUND	1,300,000.00	1,300,000.00
56	S-312-C-STATE PARKS SPECIAL FUND	1,000,000.00	1,000,000.00
57	S-314-C-NATIVE RESOURCES & FIRE PROTECTION PGM	115.74	115.74
58	S-315-C-PUBLIC LAND TRUST INVENTORY & INFO SYS	90.18	90.18
59	S-316-C-SPECIAL LAND DEVELOPMENT FUND	10,000,000.00	10,000,000.00
60	S-317-C-LAND CONSERVATION FUND	15,000,000.00	15,000,000.00
61	S-325-C-BEACH RESTORATION SPECIAL FUND	500,000.00	500,000.00
62	S-341-C-ECOSYSTEM PROTECTION AND RESTORATION	5,800.75	5,800.75
63	S-342-C-NATURAL AREA RESERVE FUND	227,000.00	227,000.00
64	S-371-C-IUCN - SLDF	20,276.45	20,276.45
65	S-373-C-HAWAII HISTORIC PRESERVATION SPECIAL FUND	68,400.83	68,400.83
66	S-376-C-COUNTY LIFEGUARD SERVICES SPEC FD	0.04	0.04
Department of Public Safety			
67	S-350-V1-AUTO VICTIM INFO & NOTIFICATION SYS SF	700,000.00	700,000.00
68	T-905-VI-DRUG LAW ENFORCEMENT EQUIPMENT PROCUREMENT	8,055.13	8,055.13
Department of Taxation			
69	S-325-T-CIGARETTE TAX STAMP ADMIN SPECIAL FUND	1,000,000.00	1,000,000.00
70	S-327-T-TAX ADMINISTRATION SPECIAL FUND	15,000,000.00	15,000,000.00
71	T-936-T-SALE OF ASSETS FOR DELINQUENT TAXES-OAHU	3,380.50	3,380.50
University of Hawaii			
72	S-309-F-CENTER FOR NURSING SPECIAL FUND	0.96	0.96
73	S-320-F-GRANT FOR THE BRIDGE-TO-HOPE PROGRAM	87,659.78	87,659.78
74	S-399-F-LEGISLATIVE RELIEF FOR CLAIMS - UH	1,586.08	1,586.08

PART II

SECTION 3. Chapter 37, Hawaii Revised Statutes, is amended by adding two new sections to be appropriately designated and to read as follows:

“§37- Non-general fund program measures reports. No later than October 1 annually, each department shall submit to the legislature a report for each non-general fund account under its control that shall include but not be limited to the following:

- (1) A statement of its objectives;
- (2) Measures quantifying the target population to be served for each of the ensuing six fiscal years;
- (3) Measures by which the effectiveness in attaining the objectives is to be assessed;
- (4) The level of effectiveness planned for each of the ensuing six fiscal years;
- (5) A brief description of the activities encompassed;
- (6) The program size indicators; and
- (7) The program size planned for each of the next six fiscal years.

§37- Non-general fund cost element reports. No later than October 1 annually, each department shall submit to the legislature a report for each non-general fund under its control that shall include but not be limited to the following:

- (1) Budget details by cost element; and
- (2) Non-general fund names and account codes for each item or object code.”

SECTION 4. Section 37-47, Hawaii Revised Statutes, is amended to read as follows:

“~~[[§37-47]]~~ Reporting of non-general fund information. No later than ~~[twenty days prior to the convening of each regular session,]~~ October 1 annually, each department shall submit to the legislature a report for each non-general fund account ~~[which] under its control that~~ shall include but not be limited to~~]~~ the following:

- (1) The name of the fund and a cite to the law authorizing the fund;
- (2) The intended purpose of the fund;
- (3) The current program activities ~~[which] that~~ the fund supports;
- (4) The balance of the fund at the beginning of the current fiscal year;
- (5) The total amount of expenditures and other outlays from the fund account for the previous fiscal year;
- (6) The total amount of revenue deposited to the account for the previous fiscal year;
- (7) A detailed listing of all transfers from the fund;
- (8) The amount of moneys encumbered in the account as of the beginning of the fiscal year;
- (9) The amount of funds in the account ~~[which] that~~ are required for the purposes of bond conveyance or other related bond obligations;
- (10) The amount of moneys in the account derived from bond proceeds; and
- (11) The amount of moneys of the fund held in certificates of deposit, escrow accounts or other investments.”

PART III

SECTION 5. It is the intent of this Act not to jeopardize the receipt of any federal aid nor to impair the obligation of the State or any agency thereof to the holders of any bond issued by the State or by any such agency, and to the extent, and only to the extent, necessary to effectuate this intent, the governor may modify the strict provisions of this Act, but shall promptly report any modification with reasons therefor to the legislature at its next session thereafter for review by the legislature.

SECTION 6. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.¹

SECTION 7. This Act, upon its approval, shall take effect retroactively on June 30, 2021.

(Approved June 24, 2021.)

Note

1. Edited pursuant to HRS §23G-16.5.