



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

GOV. MSG. NO. **650**

May 23, 2006

The Honorable Robert Bunda, President
and Members of the Senate
Twenty-Third State Legislature
State Capitol, Room 003
Honolulu, Hawaii 96813

Dear Mr. President and Members of the Senate:

This is to inform you that on May 23, 2006, the following bill was signed into law:

HB2500 HD2 SD2 CD1

A BILL FOR AN ACT RELATING TO
THE JUDICIARY.
(ACT 120)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

HOUSE OF REPRESENTATIVES
TWENTY-THIRD LEGISLATURE, 2006
STATE OF HAWAII

H.B. NO. 2500
H.D. 2
S.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO THE JUDICIARY.

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

1 SECTION 1. This Act shall be known and may be cited as the
2 Judiciary Supplemental Appropriations Act of 2006.

3 SECTION 2. Act 110, Session Laws of Hawaii 2005, is
4 amended by amending part II to read as follows:

5 "PART II. PROGRAM APPROPRIATIONS

6 SECTION 3. The following sums, or so much thereof as may
7 be sufficient to accomplish the purposes and programs designated
8 herein, are appropriated or authorized from the sources of
9 funding specified to the judiciary for the fiscal biennium
10 beginning July 1, 2005, and ending June 30, 2007. The total
11 expenditures and the number of permanent positions established
12 in each fiscal year of the fiscal biennium shall not exceed the
13 sums and the position ceilings indicated for each year, except
14 as provided in this Act.

PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2005-2006	M O F	FISCAL YEAR 2006-2007	M O F
1		The Judicial System					
2	1.	JUD101 - COURTS OF APPEAL					
3				76.00*		[76.00*]	
4						<u>79.00*</u>	
5		OPERATING	JUD	6,294,630A		[6,344,855A]	
6						<u>6,429,114A</u>	
7			JUD	243,261W		<u>243,261W</u>	
8							
9	2.	JUD310 - FIRST JUDICIAL CIRCUIT					
10				1,054.50*		[1,054.50*]	
11						<u>1,060.50*</u>	
12		OPERATING	JUD	63,038,216A		[63,217,182A]	
13						<u>64,703,300A</u>	
14				35.00*		<u>35.00*</u>	
15			JUD	3,386,016B		<u>3,386,016B</u>	
16							
17	3.	JUD320 - SECOND JUDICIAL CIRCUIT					
18				205.00*		[205.00*]	
19						<u>208.00*</u>	
20		OPERATING	JUD	13,267,672A		[13,199,107A]	
21						<u>13,442,059A</u>	
22							
23	4.	JUD330 - THIRD JUDICIAL CIRCUIT					
24				206.00*		[206.00*]	
25						<u>209.00*</u>	
26		OPERATING	JUD	15,151,926A		[15,164,016A]	
27						<u>15,339,176A</u>	
28							
29	5.	JUD350 - FIFTH JUDICIAL CIRCUIT					
30				94.00*		[94.00*]	
31						<u>98.00*</u>	
32		OPERATING	JUD	5,949,863A		[6,159,463A]	
33						<u>6,498,998A</u>	
34							
35	6.	JUD601 - ADMINISTRATION					
36				214.00*		[214.00*]	
37						<u>218.00*</u>	
38		OPERATING	JUD	18,645,539A		[18,013,340A]	
39						<u>19,839,234A</u>	
40				1.00*		<u>1.00*</u>	
41			JUD	5,550,000B		<u>5,550,000B</u>	
42		INVESTMENT CAPITAL	JUD	95,500,000C		[-----C]	
43						<u>14,000,000C"</u>	

1 SECTION 3. Part III, Act 110, Session Laws of Hawaii 2005,
2 is amended:

3 (1) By adding a new section to read as follows:

4 "SECTION 7.1. Provided that of the general fund
5 appropriation for the first judicial circuit (JUD 310), the sum
6 of \$1,215,046 or so much thereof as may be necessary for fiscal
7 year 2006-2007 shall be expended by the judiciary for the
8 probation modification project; provided further that the funds
9 shall not be expended for any other purpose; provided further
10 that any unexpended funds shall lapse into the general fund;
11 provided further that the judiciary shall submit a detailed
12 report that shall include an analysis of the effectiveness of
13 the project; and provided further that the report shall be
14 submitted to the legislature no later than twenty days prior to
15 the convening of the 2007 regular session."

16 (2) By adding a new section to read as follows:

17 "SECTION 7.2. Provided that of the general fund
18 appropriation for administration (JUD 601), the sum of \$32,000
19 or so much thereof as may be necessary for fiscal year 2006-2007
20 shall be expended by the judiciary for training technical staff
21 on its human resources management system; provided further that
22 the funds shall not be expended for any other purpose; and

1 provided further that any unexpended funds shall lapse into the
2 general fund."

3 (3) By adding a new section to read as follows:

4 "SECTION 7.3. Provided that of the general fund
5 appropriation for administration (JUD 601), the sum of \$158,329,
6 or so much thereof as may be necessary for fiscal year
7 2006-2007, shall be expended by the judiciary for the court
8 interpreter certification program; provided further that the
9 funds shall not be expended for any other purpose; provided
10 further that any unexpended funds shall lapse into the general
11 fund; provided further that the judiciary shall submit a
12 detailed report that shall include, but not be limited to, a
13 detailed breakdown of expenditures, the number of interpreters
14 certified, and a review of the effectiveness of the program; and
15 provided further that the report shall be submitted to the
16 legislature no later than twenty days prior to the convening of
17 the 2007 regular session."

18 SECTION 4. Act 110, Session Laws of Hawaii 2005, is
19 amended by amending part IV to read as follows:

20 "PART IV. CAPITAL IMPROVEMENT PROJECTS

21 SECTION 8. The sum of [~~\$95,500,000~~] \$109,500,000
22 appropriated or authorized in Part II of this Act for capital

1 improvement projects shall be expended by the judiciary for the
2 projects listed below; provided that several related or similar
3 projects may be combined into a single project, if a combination
4 is advantageous or convenient for implementation; and provided
5 further that the total cost of the projects thus combined shall
6 not exceed the total of the sums specified for the projects
7 separately. The amount after each cost element and the total
8 funding for each project listed in this Part is in thousands of
9 dollars.

CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2005-2006	M O F	FISCAL YEAR 2006-2007	M O F
1		The Judicial System					
2		JUD601 - ADMINISTRATION					
3							
4	[1.	KAPOLEI JUDICIARY COMPLEX, OAHU					
5							
6		DESIGN, CONSTRUCTION, AND EQUIPMENT					
7		FOR A NEW JUDICIARY COMPLEX AT KAPOLEI,					
8		OAHU.					
9		DESIGN			1,000		
10		CONSTRUCTION			85,000		
11		EQUIPMENT			9,000		
12		TOTAL FUNDING	JUD		95,000 C		C]
13							
14	1.	<u>KAPOLEI JUDICIARY COMPLEX, OAHU</u>					
15							
16		<u>LAND ACQUISITION, DESIGN,</u>					
17		<u>CONSTRUCTION, AND EQUIPMENT FOR A NEW</u>					
18		<u>JUDICIARY COMPLEX AT KAPOLEI, OAHU.</u>					
19		<u>LAND</u>					6,000
20		<u>DESIGN</u>			1,000		
21		<u>CONSTRUCTION</u>			85,000		
22		<u>EQUIPMENT</u>			9,000		
23		<u>TOTAL FUNDING</u>	JUD		95,000 C		6,000 C
24							
25							

CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2005-2006	M O F	FISCAL YEAR 2006-2007	M O F
1	[2.	DOMESTIC VIOLENCE CLEARINGHOUSE AND					
2		LEGAL HOTLINE, OAHU					
3							
4		LAND ACQUISITION, DESIGN,					
5		CONSTRUCTION, AND EQUIPMENT FOR THE					
6		ACQUISITION AND RENOVATION OF ADDITIONAL					
7		OFFICE SPACE. THIS PROJECT QUALIFIES AS					
8		A GRANT, PURSUANT TO CHAPTER 42F, HRS.					
9		LAND			1		
10		DESIGN			1		
11		CONSTRUCTION			497		
12		EQUIPMENT			1		
13		TOTAL FUNDING	JUD		500 C		C]
14							
15	2.	<u>DOMESTIC VIOLENCE CLEARINGHOUSE AND</u>					
16		<u>LEGAL HOTLINE, OAHU</u>					
17							
18		<u>LAND ACQUISITION, DESIGN,</u>					
19		<u>CONSTRUCTION, AND EQUIPMENT FOR THE</u>					
20		<u>ACQUISITION AND RENOVATION OF OFFICE</u>					
21		<u>SPACE. THIS PROJECT QUALIFIES AS A</u>					
22		<u>GRANT, PURSUANT TO CHAPTER 42F, HRS.</u>					
23		<u>LAND</u>			<u>1</u>		
24		<u>DESIGN</u>			<u>1</u>		
25		<u>CONSTRUCTION</u>			<u>497</u>		
26		<u>EQUIPMENT</u>			<u>1</u>		
27		<u>TOTAL FUNDING</u>	<u>JUD</u>		<u>500 C</u>		<u>C</u>
28							
29							
30	2.01.	<u>HILO JUDICIARY COMPLEX, HAWAII</u>					
31							
32		<u>DESIGN, CONSTRUCTION, AND EQUIPMENT</u>					
33		<u>FOR A NEW JUDICIARY COMPLEX IN HILO,</u>					
34		<u>HAWAII.</u>					
35		<u>DESIGN</u>				250	
36		<u>CONSTRUCTION</u>				5,000	
37		<u>EQUIPMENT</u>				750	
38		<u>TOTAL FUNDING</u>	<u>JUD</u>		<u>C</u>	<u>6,000 C</u>	
39							
40							

CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2005-2006	M O F	FISCAL YEAR 2006-2007	M O F
1	2.02.	MASTER PLANNING FOR JUDICIARY					
2		FACILITIES, STATEWIDE					
3							
4		PLANS, LAND ACQUISITION, AND DESIGN					
5		FOR MASTER PLANNING FOR CAPITAL					
6		IMPROVEMENTS AND OTHER PHYSICAL					
7		FACILITIES-RELATED PROJECTS FOR THE					
8		JUDICIARY, STATEWIDE.					
9		PLANS					498
10		LAND					1
11		DESIGN					1
12		TOTAL FUNDING	JUD		C		500 C
13							
14							
15	2.03.	LUMP SUM CIP - RENOVATIONS, REPAIRS,					
16		AND IMPROVEMENTS TO JUDICIARY					
17		FACILITIES, STATEWIDE					
18							
19		PLANS, DESIGN, CONSTRUCTION, AND					
20		EQUIPMENT FOR RENOVATIONS, REPAIRS, AND					
21		IMPROVEMENTS TO JUDICIARY FACILITIES.					
22		PLANS					1
23		DESIGN					1
24		CONSTRUCTION					997
25		EQUIPMENT					1
26		TOTAL FUNDING	JUD		C		1,000 C
27							
28							
29	2.04.	CHILD AND FAMILY SERVICE, OAHU					
30							
31		CONSTRUCTION OF AN EMERGENCY AND					
32		TRANSITIONAL HOUSING COMPLEX FOR ABUSED					
33		FAMILIES. THIS PROJECT QUALIFIES AS A					
34		GRANT, PURSUANT TO CHAPTER 42F, HRS.					
35		CONSTRUCTION					500
36		TOTAL FUNDING	JUD		C		500C"

1 SECTION 5. Part V, Act 110, Session Laws of Hawaii 2005,
2 is amended:

3 (1) By amending section 9 to read as follows:

4 "SECTION 9. General obligation bonds may be issued, as
5 provided by law, to yield the amount that may be necessary to
6 finance projects authorized in part II and listed in part IV of
7 this Act; provided that the sum total of the general obligation
8 bonds so issued shall not exceed [~~\$95,500,000~~] \$109,500,000."

9 (2) By adding a new section to read as follows:

10 "SECTION 9.1. Any law to the contrary notwithstanding, the
11 appropriations under Act 1, Special Session Laws of Hawaii 2001,
12 section 14, as amended and renumbered by Act 91, Session Laws of
13 Hawaii 2002, Section 4, in the amount indicated or balances
14 thereof, allotted, encumbered, and unrequired, is hereby lapsed:

<u>Item No.</u>	<u>Amount (MOF)</u>
JUD 601-11A	\$ 350,000 C
JUD 601-11C	45,000 C
JUD 601-11J	98,000 C
JUD 601-11L	<u>17,000 C"</u>

20 SECTION 6. If any portion of this Act or its application
21 to any person or circumstances is held to be invalid for any
22 reason, the remainder of the Act and any provision thereof shall
23 not be affected. If any portion of a specific appropriation is
24 held to be invalid for any reason, the remaining portion shall

1 be independent of the invalid portion and shall be expended to
2 fulfill the objective and intent of the appropriation to the
3 extent possible.

4 SECTION 7. If any manifest clerical, typographical, or
5 other mechanical error is found in this Act, the chief justice
6 is authorized to correct the error. All changes made pursuant
7 to this section shall be reported to the legislature at its next
8 session.

9 SECTION 8. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 9. This Act shall take effect on July 1, 2006.

APPROVED this 23 day of MAY, 2006

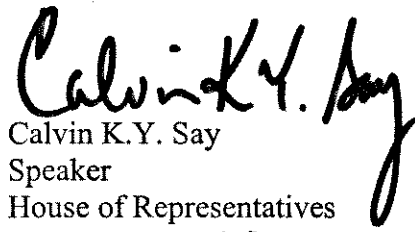


GOVERNOR OF THE STATE OF HAWAII

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii

We hereby certify that the foregoing Bill on this day passed Final Reading in the House of Representatives of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Calvin K.Y. Say
Speaker
House of Representatives



Patricia Mau-Shimizu
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii

We hereby certify that the foregoing Bill on this day passed Final Reading in the Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Robert Bunda
President of the Senate



Paul Kawaguchi
Clerk of the Senate