



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

GOV. MSG. NO. 776

June 28, 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 June 28, 2006, the following bill was signed into law:

SB2704 SD2 HD1

A BILL FOR AN ACT RELATING TO EDUCATION.
(ACT 245)

Sincerely,

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

LINDA LINGLE

THE SENATE
TWENTY-THIRD LEGISLATURE, 2006
STATE OF HAWAII

S.B. NO. 2704
S.D. 2
H.D. 1

A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. As a result of implementing the weighted
2 student formula required by Act 51, Session Laws of Hawaii 2004,
3 as amended by Act 221, Session Laws of Hawaii 2004, a number of
4 programs with line item budget appropriations are included in
5 the weighted funds available for principals and school community
6 councils to budget and expend. The school-level minor repairs
7 and maintenance accounts constitute one such program.
8 Accordingly, the purpose of this Act is to clarify that the
9 account established for the school-level minor repairs and
10 maintenance program is no longer funded by general funds.

11 SECTION 2. Section 302A-1504, Hawaii Revised Statutes, is
12 amended to read as follows:

13 "~~§302A-1504~~ **School-level minor** [~~repairs~~] repair and
14 **maintenance** [~~accounts-~~] account. (a) The department shall
15 establish [~~two~~] a school-level minor [~~repairs~~] repair and
16 maintenance [~~accounts~~] account for the use [~~of~~] by each public
17 school[~~, which~~] that shall not exceed \$25,000 each per school.
18 The [~~first~~] account shall be comprised of [~~general funds~~]



1 ~~appropriated to the department and the second account shall be~~
2 ~~comprised of]~~ funds appropriated out of the school-level minor
3 repairs and maintenance special fund pursuant to section
4 302A-1504.5 for school-level minor repairs and maintenance and
5 shall not be used for any other purpose, nor shall any other
6 funds be deposited into the [~~accounts. The department shall~~
7 ~~allocate funds based on the number of students at the school~~
8 ~~multiplied by a factor which recognizes the age and condition of~~
9 ~~the school.~~] account.

10 (b) Funds in [~~these accounts~~] the account shall be
11 expended at the direction of the school principal to contract
12 for minor repairs and maintenance. Notwithstanding any other
13 law to the contrary, [~~general or~~] special funds appropriated for
14 this purpose that are unencumbered at the close of each fiscal
15 year in [~~these accounts~~] the account shall not lapse until
16 June 30 of the first fiscal year of the next fiscal biennium.
17 The department [~~of education~~] shall submit:

18 (1) A report to the director of finance, ninety days after
19 the close of each fiscal year, which shall be prepared
20 in the form prescribed by the director of finance and
21 shall identify the total amount of funds in [~~each~~] the



1 account that shall carry over to the next fiscal year;

2 and

3 (2) A copy of this report to the legislature at least
4 twenty days prior to the convening of each regular
5 session of the legislature.

6 [~~(c) Each school principal, through the superintendent,
7 shall submit a report annually to the department of accounting
8 and general services in the form prescribed by the comptroller
9 on expenditures made from each account.] "~~

10 SECTION 3. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 4. This Act shall take effect on July 1, 2006.



GOVERNOR OF THE STATE OF HAWAII


Approved this day: JUN 28 2006

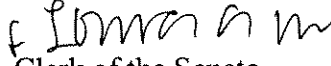


THE SENATE OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii 96813

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


President of the Senate

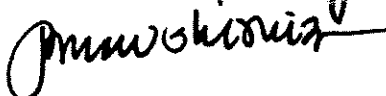

Clerk of the Senate

**THE HOUSE OF REPRESENTATIVES
OF THE STATE OF HAWAII**

Date: April 5, 2006
Honolulu, Hawaii 96813

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


Speaker, House of Representatives


Clerk, House of Representatives