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# 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

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ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2005-2006	M O F	FISCAL YEAR 2006-2007	M O F
The Judicial System							
1.	JUD101	COURTS OF APPEAL		76.00*		[ <del>76.00*</del> ]	
	OPERATING		JUD	6,294,630A		[ <del>6,344,855A</del> ]	
			JUD	243,261W		[ <del>243,261W</del> ]	
2.	JUD310	FIRST JUDICIAL CIRCUIT		1,054.50*		[ <del>1,054.50*</del> ]	
	OPERATING		JUD	63,038,216A		[ <del>63,217,182A</del> ]	
			JUD	35.00*		[ <del>35.00*</del> ]	
			JUD	3,386,016B		[ <del>3,386,016B</del> ]	
3.	JUD320	SECOND JUDICIAL CIRCUIT		205.00*		[ <del>205.00*</del> ]	
	OPERATING		JUD	13,267,672A		[ <del>13,199,107A</del> ]	
4.	JUD330	THIRD JUDICIAL CIRCUIT		206.00*		[ <del>206.00*</del> ]	
	OPERATING		JUD	15,151,926A		[ <del>15,164,016A</del> ]	
5.	JUD350	FIFTH JUDICIAL CIRCUIT		94.00*		[ <del>94.00*</del> ]	
	OPERATING		JUD	5,949,863A		[ <del>6,159,463A</del> ]	
6.	JUD601	ADMINISTRATION		214.00*		[ <del>214.00*</del> ]	
	OPERATING		JUD	18,645,539A		[ <del>18,013,340A</del> ]	
			JUD	1.00*		[ <del>1.00*</del> ]	
	INVESTMENT CAPITAL		JUD	95,500,000C		[ <del>95,500,000C</del> ]	

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>	<u>JUD</u>		<u>95,000 C</u>		<u>6,000 C</u>
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>					<u>250</u>
36		<u>CONSTRUCTION</u>					<u>5,000</u>
37		<u>EQUIPMENT</u>					<u>750</u>
38		<u>TOTAL FUNDING</u>	<u>JUD</u>		<u>C</u>		<u>6,000 C</u>
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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.	<u>MASTER PLANNING FOR JUDICIARY</u>					
2		<u>FACILITIES, STATEWIDE</u>					
3		<u>PLANS, LAND ACQUISITION, AND DESIGN</u>					
4		<u>FOR MASTER PLANNING FOR CAPITAL</u>					
5		<u>IMPROVEMENTS AND OTHER PHYSICAL</u>					
6		<u>FACILITIES-RELATED PROJECTS FOR THE</u>					
7		<u>JUDICIARY, STATEWIDE.</u>					
8		<u>PLANS</u>					498
9		<u>LAND</u>					<u>1</u>
10		<u>DESIGN</u>					<u>1</u>
11		<u>TOTAL FUNDING</u>	<u>JUD</u>		<u>C</u>		<u>500 C</u>
12							
13							
14							
15	2.03.	<u>LUMP SUM CIP - RENOVATIONS, REPAIRS,</u>					
16		<u>AND IMPROVEMENTS TO JUDICIARY</u>					
17		<u>FACILITIES, STATEWIDE</u>					
18		<u>PLANS, DESIGN, CONSTRUCTION, AND</u>					
19		<u>EQUIPMENT FOR RENOVATIONS, REPAIRS, AND</u>					
20		<u>IMPROVEMENTS TO JUDICIARY FACILITIES.</u>					
21		<u>PLANS</u>					<u>1</u>
22		<u>DESIGN</u>					<u>1</u>
23		<u>CONSTRUCTION</u>					997
24		<u>EQUIPMENT</u>					<u>1</u>
25		<u>TOTAL FUNDING</u>	<u>JUD</u>		<u>C</u>		<u>1,000 C</u>
26							
27							
28							
29	2.04.	<u>CHILD AND FAMILY SERVICE, OAHU</u>					
30		<u>CONSTRUCTION OF AN EMERGENCY AND</u>					
31		<u>TRANSITIONAL HOUSING COMPLEX FOR ABUSED</u>					
32		<u>FAMILIES. THIS PROJECT QUALIFIES AS A</u>					
33		<u>GRANT, PURSUANT TO CHAPTER 42F, HRS.</u>					
34		<u>CONSTRUCTION</u>					500
35		<u>TOTAL FUNDING</u>	<u>JUD</u>		<u>C</u>		<u>500C"</u>
36							



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	17,000 C"

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.

**Report Title:**

Judiciary Package; Budget

**Description:**

Supplemental appropriations bill for the expenses of the judiciary. (HB2500 CD1)