
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 2008.

3 SECTION 2. Act 169, Session Laws of Hawaii 2007, 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, 2007, and ending June 30, 2009. 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 2007-2008	M O F	FISCAL YEAR 2008-2009	M O F
1	The Judicial System						
2	1.	JUD101 - COURTS OF APPEAL					
3				80.00*		80.00*	
4		OPERATING	JUD	6,946,406A		7,009,698A	
5						7,089,632A	
6			JUD	243,261W		243,261W	
7							
8	2.	JUD310 - FIRST JUDICIAL CIRCUIT					
9				1,069.50*		1,077.50*	
10		OPERATING	JUD	71,101,064A		69,804,878A	
11						72,635,123A	
12				40.00*		40.00*	
13			JUD	3,515,326B		3,515,326B	
14							
15	3.	JUD320 - SECOND JUDICIAL CIRCUIT					
16				215.00*		216.00*	
17						220.00*	
18		OPERATING	JUD	14,450,344A		14,601,905A	
19						15,345,511A	
20			JUD	10,168B		150B	
21							
22	4.	JUD330 - THIRD JUDICIAL CIRCUIT					
23				222.00*		222.00*	
24						229.00*	
25		OPERATING	JUD	17,494,185A		17,636,248A	
26						18,203,191A	
27							
28	5.	JUD350 - FIFTH JUDICIAL CIRCUIT					
29				98.00*		98.00*	
30		OPERATING	JUD	6,878,391A		6,898,490A	
31						6,946,822A	
32							
33	5.1.	JUD501 - JUDICIAL SELECTION COMMISSION					
34						1.00*	
35		OPERATING	JUD		A	94,283A	
36							
37	6.	JUD601 - ADMINISTRATION					
38				226.00*		226.00*	
39						227.00*	
40		OPERATING	JUD	22,541,795A		20,555,965A	
41						22,541,873A	
42				1.00*		1.00*	
43			JUD	6,207,227B		5,624,607B	
44						5,677,607B	



PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2007-2008	M O F	FISCAL YEAR 2008-2009	M O F
			JUD	100,000W		100,000W	
		INVESTMENT CAPITAL	JUD	27,250,000C		500,000C	
						<u>14,260,000C"</u>	

1
2
3
4



1 SECTION 3. Part III, Act 169, Session Laws of Hawaii 2007,
2 is amended:

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

4 "SECTION 6.1. Provided that of the general fund
5 appropriation for the judicial circuits (JUD 310-JUD 350), the
6 following sums or so much thereof as may be necessary for fiscal
7 year 2008-2009 shall be expended specifically for guardians ad
8 litem and court-appointed counsel as follows:

9	<u>Program I.D.</u>	<u>Amount</u>
10	<u>JUD 310</u>	<u>\$1,323,000</u>
11	<u>JUD 320</u>	<u>\$ 308,757</u>
12	<u>JUD 330</u>	<u>\$ 274,901</u>
13	<u>JUD 350</u>	<u>\$ 29,000;</u>

14 provided further that the funds shall not be expended for any
15 other purpose; provided further that any unexpended funds shall
16 lapse to the general fund; provided further that the judiciary
17 shall prepare a detailed report that shall include but not be
18 limited to:

- 19 (1) A detailed breakdown of expenditures;
20 (2) A detailed breakdown of the types and number of cases
21 requiring guardians ad litem and court-appointed
22 counsel; and



1 (3) An analysis of the average cost per type of case;
2 and provided further that the judiciary shall submit the report
3 to the legislature no later than twenty days prior to the
4 convening of the 2009 regular session."

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

6 "SECTION 6.2. Provided that of the general fund
7 appropriation for the judicial circuits (JUD 310-JUD 350), the
8 following sums or so much thereof as may be necessary for fiscal
9 year 2008-2009 shall be expended specifically for psychiatric
10 and psychological examination fees as follows:

<u>Program I.D.</u>	<u>Amount</u>
JUD 310	\$ 250,000
JUD 320	\$ 26,000
JUD 330	\$ 115,000
JUD 350	\$ 25,000;

16 provided further that the funds shall not be expended for any
17 other purpose; and provided further that any unexpended funds
18 shall lapse to the general fund."

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

20 "SECTION 8.1. Provided that of the general fund
21 appropriation for first judicial circuit (JUD 310) the sum of
22 \$150,000 or so much thereof as my be necessary for fiscal year



1 2008-2009 shall be used to expand existing domestic violence
2 services contracts; provided further that the funds shall not be
3 expended for any other purpose; provided further that any
4 unexpended funds shall lapse to the general fund; and provided
5 further that the judiciary shall submit an expenditure report to
6 the legislature no later than twenty days prior to the convening
7 of the 2009 regular session."

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

9 "SECTION 8.2. Provided that of the general fund
10 appropriation for first judicial circuit (JUD 310), the sum of
11 \$250,000 or so much thereof as may be necessary for fiscal year
12 2008-2009 shall be expended to support the operations and
13 expansion of the mental health court; and provided further that
14 a progress report shall be submitted to the legislature no later
15 than thirty days prior to the convening of the 2009 regular
16 session."

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

18 "SECTION 14.1. Provided that of the special fund
19 appropriation for administration (JUD 601), the sum of \$53,000
20 may be expended from the judiciary computer system special fund
21 for computer related expenses or equipment."

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



1 "SECTION 14.2. Provided that of the general fund
2 appropriation for administration (JUD 601), the sum of \$50,000
3 or so much thereof as may be necessary for fiscal year 2008-2009
4 shall be used for a study to determine the feasibility of
5 expanding the services at the Kapolei judiciary complex at
6 Kapolei to include circuit court services; provided further that
7 these funds shall not be used for any other purpose; provided
8 further that any excess funds shall lapse to the general fund;
9 and provided further that the judiciary shall submit a report to
10 the legislature no later than twenty days prior to the convening
11 of the 2009 regular session."

12 SECTION 4. Act 169, Session Laws of Hawaii 2007, is
13 amended by amending part IV to read as follows:

14 **"PART IV. CAPITAL IMPROVEMENT PROJECTS**

15 SECTION 15. The sum of [~~\$27,750,000~~] \$41,510,000
16 appropriated or authorized in part II of this Act for capital
17 improvement projects shall be expended by the judiciary for the
18 projects listed below; provided that several related or similar
19 projects may be combined into a single project, if a combination
20 is advantageous or convenient for implementation; and provided
21 further that the total cost of the projects thus combined shall
22 not exceed the total of the sums specified for the projects



1 separately. The amount after each cost element and the total
2 funding for each project listed in this Part is in thousands of
3 dollars.



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2007-2008	M O F	FISCAL YEAR 2008-2009	M O F
1		The Judicial System					
2		JUD601 - ADMINISTRATION					
3		[1. KAPOLEI JUDICIARY COMPLEX, OAHU					
4		PLANS, LAND ACQUISITION, DESIGN,					
5		CONSTRUCTION, AND EQUIPMENT FOR THE NEW					
6		KAPOLEI JUDICIARY COMPLEX AT KAPOLEI,					
7		OAHU.					
8		PLANS			225		
9		LAND			25		
10		DESIGN			1,000		
11		CONSTRUCTION			23,900		
12		EQUIPMENT			50		
13		TOTAL FUNDING	JUD		25,200 C		C]
14							
15		1. KAPOLEI JUDICIARY COMPLEX, OAHU					
16		PLANS, LAND ACQUISITION, DESIGN,					
17		CONSTRUCTION AND EQUIPMENT FOR THE NEW					
18		KAPOLEI JUDICIARY COMPLEX AT KAPOLEI,					
19		OAHU.					
20		PLANS			225		225
21		LAND			25		
22		DESIGN			1,000		
23		CONSTRUCTION			23,900		
24		EQUIPMENT			50		9,000
25		TOTAL FUNDING	JUD		25,200 C		9,225 C



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2007-2008	M O F	FISCAL YEAR 2008-2009	M O F
1	[2.	LUMP SUM CIP FOR JUDICIARY					
2		FACILITIES, STATEWIDE					
3		PLANS, DESIGN, CONSTRUCTION, AND					
4		EQUIPMENT FOR THE REMODELING AND					
5		UPGRADING OF JUDICIARY BUILDINGS,					
6		STATEWIDE.					
7		PLANS			100		1
8		DESIGN			300		1
9		CONSTRUCTION			1,000		497
10		EQUIPMENT			100		1
11		TOTAL FUNDING	JUD		1,500 C		500C]
12							
13	2.	LUMP SUM CIP FOR JUDICIARY					
14		FACILITIES, STATEWIDE					
15		PLANS, DESIGN, CONSTRUCTION, AND					
16		EQUIPMENT FOR THE REMODELING AND					
17		UPGRADING OF JUDICIARY BUILDINGS,					
18		STATEWIDE.					
19		PLANS			100		100
20		DESIGN			300		300
21		CONSTRUCTION			1,000		1,000
22		EQUIPMENT			100		100
23		TOTAL FUNDING	JUD		1,500 C		1,500 C
24							
25	3.	DOMESTIC VIOLENCE CLEARINGHOUSE AND					
26		LEGAL HOTLINE, OAHU					
27		LAND ACQUISITION TO PURCHASE OFFICE					
28		SPACE. THIS PROJECT QUALIFIES AS A GRANT,					
29		PURSUANT TO CHAPTER 42F, HRS.					
30		LAND			500		
31		TOTAL FUNDING	JUD		500 C		C



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2007-2008	M O F	FISCAL YEAR 2008-2009	M O F
1	4.	VOLUNTEER LEGAL SERVICES HAWAII, OAHU					
2		DESIGN AND CONSTRUCTION FOR FACILITY					
3		IMPROVEMENTS. THIS PROJECT QUALIFIES AS					
4		A GRANT, PURSUANT TO CHAPTER 42F, HRS.					
5		DESIGN			10		
6		CONSTRUCTION			40		
7		TOTAL FUNDING	JUD		50 C		C
8							
9	4.01.	KEAKEALANI BUILDING COURT FACILITIES					
10		IMPROVEMENTS, HAWAI'I					
11		DESIGN, CONSTRUCTION, AND EQUIPMENT					
12		FOR FACILITIES IMPROVEMENTS AT THE					
13		KEAKEALANI BUILDING IN KEALAKEKUA,					
14		HAWAII.					
15		DESIGN					20
16		CONSTRUCTION					975
17		EQUIPMENT					25
18		TOTAL FUNDING	JUD		C		1,020 C
19							
20	4.02.	HOAPILI HALE AIR CONDITIONING					
21		EQUIPMENT REPLACEMENT, MAUI					
22		DESIGN AND CONSTRUCTION FOR					
23		REPLACEMENT OF AIR CONDITIONING SYSTEM					
24		EQUIPMENT AT HOAPILI HALE, MAUI.					
25		DESIGN					100
26		CONSTRUCTION					900
27		TOTAL FUNDING	JUD		C		1,000 C



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2007-2008	M O F	FISCAL YEAR 2008-2009	M O F
1	4.03.	HOAPILI HALE ELEVATOR SYSTEM UPGRADE,					
2		MAUI					
3		DESIGN AND CONSTRUCTION FOR UPGRADING					
4		OF ELEVATOR SYSTEM EQUIPMENT AT HOAPILI					
5		HALE, MAUI.					
6		DESIGN					65
7		CONSTRUCTION					565
8		TOTAL FUNDING	JUD				630 C
9							
10	4.04.	KA'AHUMANU HALE AND KAUIKEAOULI HALE					
11		FACILITY REDEVELOPMENT PLANNING, OAHU					
12		PLANS FOR DEVELOPMENT OF PORTIONS OF					
13		KA'AHUMANU HALE AND KAUIKEAOULI HALE TO					
14		BE VACATED UPON RELOCATION OF COURT					
15		FUNCTIONS TO KAPOLEI, OAHU.					
16		PLANS					450
17		TOTAL FUNDING	JUD				450 C
18							
19	4.05.	STATUS OFFENDER SHELTER AND JUVENILE					
20		SERVICES CENTER, OAHU					
21		PLANS FOR THE DEVELOPMENT OF A NEW					
22		STATUS OFFENDER SHELTER AND JUVENILE					
23		SERVICES CENTER, OAHU.					
24		PLANS					225
25		TOTAL FUNDING	JUD				225 C



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2007-2008	M O F	FISCAL YEAR 2008-2009	M O F
1	4.06.	LAHAINA DISTRICT COURT AIR					
2		CONDITIONING EQUIPMENT REPLACEMENT,					
3		MAUI					
4		DESIGN AND CONSTRUCTION FOR					
5		REPLACEMENT OF AIR CONDITIONING SYSTEM					
6		EQUIPMENT AT THE LAHAINA DISTRICT COURT					
7		FACILITY, MAUI.					
8		DESIGN					10
9		CONSTRUCTION					50
10		TOTAL FUNDING	JUD		C		60 C
11							
12	4.07.	NORTH KOHALA DISTRICT COURT FACILITY					
13		ALTERATIONS AND IMPROVEMENTS, HAWAII					
14		DESIGN AND CONSTRUCTION FOR FACILITY					
15		ALTERATIONS AND IMPROVEMENTS AT THE NORTH					
16		KOHALA DISTRICT COURT BUILDING IN					
17		KAPA'AU, HAWAII.					
18		DESIGN					40
19		CONSTRUCTION					110
20		TOTAL FUNDING	JUD		C		150C"
21							
22							



1 SECTION 5. Act 169, Session Laws of Hawaii 2007, is
2 amended by amending section 16 to read as follows:

3 "SECTION 16. General obligation bonds may be issued, as
4 provided by law, to yield the amount that may be necessary to
5 finance projects authorized in Part II and listed in Part IV of
6 this Act; provided that the sum total of the general obligation
7 bonds so issued shall not exceed [~~\$27,750,000.~~] \$41,510,000."

8 SECTION 6. If any portion of this Act or its application
9 to any person or circumstances is held to be invalid for any
10 reason, the remainder of the Act and any provision thereof shall
11 not be affected. If any portion of a specific appropriation is
12 held to be invalid for any reason, the remaining portion shall
13 be independent of the invalid portion and shall be expended to
14 fulfill the objective and intent of the appropriation to the
15 greatest extent possible.

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

21 SECTION 8. Statutory material to be repealed is bracketed
22 and stricken. New statutory material is underscored.



1 SECTION 9. This Act shall take effect on July 1, 2008.



H.B. NO. 2700
H.D. 1
S.D. 2
C.D. 1

Report Title:

Judiciary; Supplemental Appropriations

Description:

Appropriates funds to the Judiciary for FY 2008-2009.

HB2700 CD1 FIN WAM 2008-544

