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# A BILL FOR AN ACT

MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS.

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

1           SECTION 1. This Act is recommended by the Governor for  
2 immediate passage in accordance with section 9 of article VII of  
3 the Hawaii State Constitution.

4           SECTION 2. The purpose of this Act is to make an emergency  
5 appropriation for emergency relief operations in the counties of  
6 Hawaii, Maui, Kauai, and the city and county of Honolulu as a  
7 result of the October 15, 2006, Kiholo Bay earthquake disaster  
8 as follows:

9           (1) Cover the costs of statewide response and recovery  
10           efforts to repair damaged homes, public buildings,  
11           transportation infrastructure, utilities, irrigation  
12           systems, hospitals, and nursing homes, especially on  
13           the islands of Hawaii and Maui;

14           (2) Cover the required twenty-five per cent cost share for  
15           the Federal Emergency Management Agency's public  
16           assistance program and individual assistance program,  
17           as required by the Robert T. Stafford Disaster and  
18           Emergency Assistance Act, and for the Natural



1 Resources Conservative Service emergency watershed  
2 protection program;

3 (3) Upgrade state and county warning systems by providing  
4 emergency generators to selected critical facilities  
5 such as radio and television stations to ensure  
6 continuity of operations in informing the general  
7 public of potential immediate risks;

8 (4) Hire consultants to:

9 (A) Investigate and survey alternate sources of  
10 irrigation water for Hawaii Island; and

11 (B) Develop and coordinate plans for public and  
12 private partnerships to improve and to protect  
13 sources and distribution of irrigation water on  
14 Hawaii Island; and

15 (5) Provide financial assistance to critical facilities  
16 such as public schools, hospitals, and nursing  
17 facilities for structural and non-structural  
18 mitigation projects.

19 The legislature finds and declares the appropriations under  
20 this Act are in the public interest and ensures public health,  
21 safety, and general welfare of the State.



1 SECTION 3. There is appropriated out of the general  
2 revenues of the State of Hawaii the sum of \$900,000, or so much  
3 thereof as may be necessary, for fiscal year 2006-2007, to cover  
4 operational expenses associated with earthquake disaster  
5 recovery efforts, including but not limited to national guard  
6 personnel on state active duty and helicopter operating  
7 expenses.

8 The sum appropriated shall be expended by the department of  
9 defense for the purposes of this Act.

10 SECTION 4. There is appropriated out of the general  
11 revenues of the State of Hawaii the sum of \$24,000,000, or so  
12 much thereof as may be necessary for fiscal year 2006-2007, all  
13 earthquake disaster recovery projects to include the twenty-five  
14 per cent non-federal cost share for all earthquake disaster  
15 recovery projects made eligible under the Federal Emergency  
16 Management Agency's public assistance program.

17 The sum appropriated shall be expended by the department of  
18 defense for the purposes of this Act.

19 SECTION 5. Each department or agency expending funds  
20 authorized by this Act shall submit reports to the legislature  
21 no later than January 15, 2008. The information contained in  
22 the reports shall:



- 1           (1) Be organized by county;
- 2           (2) Provide summaries of expenditure data on a statewide
- 3           basis; and
- 4           (3) Include:
  - 5           (A) The date of each expenditure;
  - 6           (B) The purpose and description of each expenditure;
  - 7           (C) The identification of any recipient of payments
  - 8           from each expenditure; and
  - 9           (D) For funds not authorized by this Act but
  - 10           nevertheless used by any department or agency for
  - 11           the purposes of this Act:
    - 12           (i) The source of those funds, by specific
    - 13           program;
    - 14           (ii) The impact to the programs originally funded
    - 15           by those funds; and
    - 16           (iii) The need for any emergency appropriations
    - 17           that resulted from the diversion of those
    - 18           funds.

19           SECTION 6. Any provision of the Act to the contrary  
20 notwithstanding, the appropriations under this Act shall not  
21 lapse at the end of the fiscal year for which the appropriations  
22 were made. All unexpended and unencumbered balances of the



1 appropriations made in this Act as of close of business on  
2 June 30, 2008, shall lapse.

3 SECTION 7. This Act shall take effect upon its approval.



**Report Title:**

Emergency Appropriation; Natural Disasters

**Description:**

Makes emergency appropriations of \$900,000 in general funds to department of defense for FY 2006-2007, to cover operational expenses associated with the October 15, 2006, Kiholo Bay earthquake disaster recover efforts in the counties of Hawaii, Maui, Kauai, and the city and county of Honolulu. Makes emergency appropriations of \$24,000,000 to cover the 25% non-federal cost share for earthquake disaster recovery projects made eligible under Public Assistance program, for emergency watershed protection projects under the Natural Resources Conservative Service, upgrading State and county warning systems, repairing and improving irrigation water systems and repairing public school facilities, hospitals, and healthcare facilities. Funds will also be used for structural and non-structural earthquake mitigation projects. (SD1)

