
A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. The legislature finds that the interagency
2 working group, established by Act 51, Session Laws of Hawaii
3 2004, commonly known as the "Reinventing Education Act of 2004,"
4 made certain recommendations regarding certain fiscal functions.
5 The interagency working group's report to the 2007 legislature
6 recommended that the fiscal functions should remain with the
7 department of budget and finance, notwithstanding that the
8 departments of education and budget and finance have improved
9 the fiscal processes between the two departments. For example,
10 the two departments signed a memorandum of understanding,
11 effective June 28, 2006, which sets out new procedures to:

12 (1) Request allotments for capital improvement projects
13 and the deposit of funds into the state educational
14 facilities improvement special fund;

15 (2) Share information for fiscal issues, including debt
16 service calculation, employee benefit calculations,



1 and the funding of collective bargaining increases;
 2 and
 3 (3) Increase the expenditure ceiling for federal funds
 4 destined for the department of education.

5 Based upon the foregoing, the purpose of this Act is to
 6 repeal the transfer of certain fiscal functions from the
 7 department of budget and finance to the department of education.

8 SECTION 2. Act 51, Session Laws of Hawaii 2004, as amended
 9 by Act 225, Session Laws of Hawaii 2006, is amended by amending
 10 sections 47 and 48 to read as follows:

11 "SECTION 47. (a) All the rights, powers, functions,
 12 duties, and resources of[+]

13 ~~(1) The department of budget and finance relating to the:~~
 14 ~~(A) Funding of collective bargaining agreement~~
 15 ~~increases; and~~
 16 ~~(B) Securing, administering use, and expending of~~
 17 ~~federal funds and other aid, including their~~
 18 ~~custodial supervision; and~~

19 ~~(2) The] the department of health relating to school health~~
 20 aides and public health nurses who supervise school
 21 health aides[+]

1 are transferred to the department of education effective
2 July 1, 2007, subject to repeal by subsequent legislation.

3 (b) All moneys budgeted in support of each position to be
4 transferred to the department of education, including moneys for
5 direct and indirect employee benefits, are transferred to the
6 department of education effective July 1, 2007, subject to
7 repeal by subsequent legislation.

8 SECTION 48. All resources, appropriations, records,
9 equipment, databases, software, programming, machines, files,
10 supplies, contracts, books, papers, documents, maps, and other
11 personal property heretofore made, used, acquired, or held by
12 the department of accounting and general services [~~department~~
13 ~~of budget and finance,~~] and the department of health relating to
14 the functions transferred to the department of education shall
15 be transferred with the functions to which they relate."

16 SECTION 3. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

18 SECTION 4. This Act shall take effect on June 29, 2007.



REPORT Title:

Education; Transfers Budget Functions to Department of Budget and Finance

Description:

Amends Act 51, Session Laws of Hawaii 2004, to repeal the transfer of certain fiscal functions from the department of budget and finance to the department of education. (SD2)

