
A BILL FOR AN ACT

RELATING TO STATE PARKS.

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

1 SECTION 1. The legislature finds that the state parks
2 special fund is vital to enhance parks used by many Hawaii
3 residents and visitors. However, the fund is currently subject
4 to a transfer of five per cent of its receipts from the
5 transient accommodation tax for central services expenses.
6 Eliminating the five per cent transfer from the state parks
7 special fund increases the money in the fund to address aging
8 facilities, deferred maintenance, vandalism, erosion, and other
9 conditions affecting the state's parks and natural resources.

10 Further, the fund currently cannot be used to finance debt
11 service on revenue bonds used for the construction, repairs,
12 replacement, additions, and extensions of state parks
13 facilities.

14 It is important for the state to maintain its natural
15 beauty, lush open spaces, recreational areas, and historical and
16 cultural places to meet tourists' expectation of paradise in
17 Hawaii. Thus, the moneys from the state parks special fund play



1 a vital role in the health of the state's tourism industry and
2 economy.

3 The purpose of this Act is to:

4 (1) Eliminate the five per cent reduction from the state
5 parks special fund to increase the amount of funds
6 available for construction, repairs, replacement,
7 additions, and extensions of state park facilities;
8 and

9 (2) Include payment of the debt service on revenue bonds
10 that are issued for the construction, repair,
11 replacement, additions, and extensions of state park
12 facilities as an authorized expenditure from the state
13 parks special fund.

14 SECTION 2. Section 36-27, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "**§36-27 Transfers from special funds for central service**
17 **expenses.** Except as provided in this section, and
18 notwithstanding any other law to the contrary, from time to
19 time, the director of finance, for the purpose of defraying the
20 prorated estimate of central service expenses of government in
21 relation to all special funds, except the:



- 1 (1) Special out-of-school time instructional program fund
- 2 under section 302A-1310;
- 3 (2) School cafeteria special funds of the department of
- 4 education;
- 5 (3) Special funds of the University of Hawaii;
- 6 (4) State educational facilities improvement special fund;
- 7 (5) Convention center enterprise special fund under
- 8 section 201B-8;
- 9 (6) Special funds established by section 206E-6;
- 10 (7) Housing loan program revenue bond special fund;
- 11 (8) Housing project bond special fund;
- 12 (9) Aloha Tower fund created by section 206J-17;
- 13 (10) Funds of the employees' retirement system created by
- 14 section 88-109;
- 15 (11) Unemployment compensation fund established under
- 16 section 383-121;
- 17 (12) Hawaii hurricane relief fund established under chapter
- 18 431P;
- 19 (13) Hawaii health systems corporation special funds and
- 20 the subaccounts of its regional system boards;
- 21 (14) Tourism special fund established under section 201B-
- 22 11;



- 1 (15) Universal service fund established under chapter 269;
- 2 (16) Emergency and budget reserve fund under section 328L-
- 3 3;
- 4 (17) Public schools special fees and charges fund under
- 5 section 302A-1130(f);
- 6 (18) Sport fish special fund under section 187A-9.5;
- 7 (19) Neurotrauma special fund under section 321H-4;
- 8 (20) Deposit beverage container deposit special fund under
- 9 section 342G-104;
- 10 (21) Glass advance disposal fee special fund established by
- 11 section 342G-82;
- 12 (22) Center for nursing special fund under section 304A-
- 13 2163;
- 14 (23) Passenger facility charge special fund established by
- 15 section 261-5.5;
- 16 (24) Solicitation of funds for charitable purposes special
- 17 fund established by section 467B-15;
- 18 (25) Land conservation fund established by section 173A-5;
- 19 (26) Court interpreting services revolving fund under
- 20 section 607-1.5;
- 21 (27) Trauma system special fund under section 321-22.5;
- 22 (28) Hawaii cancer research special fund;



1 (29) Community health centers special fund;
2 (30) Emergency medical services special fund; [~~and~~]
3 (31) Rental motor vehicle customer facility charge special
4 fund established under section 261-5.6; and
5 (32) State parks special fund under section 184-3.4;
6 shall deduct five per cent of all receipts of all other special
7 funds, which deduction shall be transferred to the general fund
8 of the State and become general realizations of the State. All
9 officers of the State and other persons having power to allocate
10 or disburse any special funds shall cooperate with the director
11 in effecting these transfers. To determine the proper revenue
12 base upon which the central service assessment is to be
13 calculated, the director shall adopt rules pursuant to chapter
14 91 for the purpose of suspending or limiting the application of
15 the central service assessment of any fund. No later than
16 twenty days prior to the convening of each regular session of
17 the legislature, the director shall report all central service
18 assessments made during the preceding fiscal year."

19 SECTION 3. Section 184-3.4, Hawaii Revised Statutes, is
20 amended by amending subsection (b) to read as follows:

21 "(b) The department shall expend the moneys from the state
22 parks special fund for the following purposes:



- 1 (1) Permanent and temporary staff positions;
- 2 (2) Planning and development of state parks programs,
3 including the aina hoomalu state parks program;
- 4 (3) Construction, repairs, replacement, additions, and
5 extensions of state parks facilities;
- 6 (4) Payment of debt service on revenue bonds issued by the
7 department, and the establishment of debt service and
8 other reserves deemed necessary by the board for the
9 construction, repairs, replacement, additions, and
10 extensions of state parks facilities;
- 11 [~~4~~] (5) Operation and maintenance costs of state parks
12 and state parks programs; and
- 13 [~~5~~] (6) Administrative costs of the division of state
14 parks."

15 SECTION 4. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 5. This Act shall take effect on July 1, 2009.



Report Title:

State Parks Special Fund; Central Service Expenses; Use of Funds

Description:

Exempts the state parks special fund from the 5% central service expenses fee. Authorizes the use of the state parks special fund to pay for debt service on revenue bonds that may be issued for the construction, repairs, replacement, additions, and extensions of state park facilities. (HB679 HD1)

