
A BILL FOR AN ACT

RELATING TO A MAJOR DISASTER RESERVE TRUST FUND.

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

1 SECTION 1. The legislature finds that when a major
2 disaster occurs, the civil defense division of the state
3 department of defense advances payments for disaster relief out
4 of the major disaster fund, which, in turn, uses moneys from the
5 general fund until it is reimbursed by the Federal Emergency
6 Management Agency. Reimbursements can take up to a year, at
7 best. During this time, state moneys deposited into the major
8 disaster fund are subject to lapsing. The legislature finds
9 that this situation could be improved by the creation of a major
10 disaster reserve trust fund to hold federal fund reimbursements
11 and which is not subject to lapsing. The legislature further
12 finds that provisions to allow for investment and reinvestment
13 of the funds would allow the total fund to grow for future
14 emergency use.

15 The purpose of this Act is to establish a major disaster
16 reserve trust fund.



1 SECTION 2. Chapter 127, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§127- Major disaster reserve trust fund. (a) The
5 director of finance shall establish outside the state treasury a
6 major disaster reserve trust fund and any accounts thereunder
7 and any other trust fund or account necessary to carry out the
8 purposes of this chapter or chapter 128. Federal reimbursement
9 moneys for disaster relief shall be deposited into the major
10 disaster reserve trust fund or into trust or custodial accounts
11 that are held inside or outside the major disaster fund. Moneys
12 deposited in the major disaster reserve trust fund shall be held
13 in a depository as defined in section 38-1 and administered by
14 the director of civil defense. Moneys in the major disaster
15 reserve trust fund may be invested and reinvested in accordance
16 with a plan of operation to be developed by the director.

17 (b) Disbursements from the major disaster reserve trust
18 fund shall not be subject to chapter 103D and shall be made in
19 accordance with rules adopted by the director under chapter 91.

20 (c) Moneys in the major disaster reserve trust fund,
21 including principal and any income accrued thereon, may be



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1 expended under the same circumstances and for the same purposes
2 as funds pursuant to section 127-11."

3 SECTION 3. New statutory material is underscored.

4 SECTION 4. This Act shall take effect upon its approval.

5

INTRODUCED BY:

Cindy Evans

JAN 26 2009



Report Title:

Major Disaster Reserve Trust Fund

Description:

Establishes the major disaster reserve trust fund.

