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# A BILL FOR AN ACT

RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND.

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

1           SECTION 1. In 1999, the legislature established the  
2 emergency and budget reserve fund as a temporary supplemental  
3 source of funding for the State of Hawaii in times of emergency,  
4 economic downturn, or unforeseen reduction in revenues. As set  
5 forth in section 328L-3, Hawaii Revised Statutes, specific  
6 purposes for the fund include the maintaining of levels of  
7 programs determined to be essential to public health, safety,  
8 welfare, and education.

9           The legislature finds that the national and global economic  
10 crisis has caused significant economic problems in numerous  
11 industries in the State, including the airline, cruise ship,  
12 tourist, and construction industries. Mass layoffs have been  
13 reported by an increasing number of Hawaii businesses statewide,  
14 from the agricultural sector to the medical services sector.  
15 Hawaii's automobile dealers have cut fifteen per cent of their  
16 workforce and that percentage could double in the future.  
17 Financial uncertainty has caused decreased visitor arrivals and  
18 low hotel occupancy rates leading to layoffs and reductions in

1 employee hours. Furthermore, recent forecasts show that the  
2 situation will worsen with a continued decline in jobs, personal  
3 income, and visitor arrivals, and with rising inflation.

4 Difficult economic times and declining tax revenues have  
5 resulted in budget cuts for all state services. State  
6 departments have been asked to lower their budget proposals by  
7 up to twenty per cent. The department of education faces a  
8 possible \$70,000,000 shortfall for the next academic year and  
9 funding has discontinued for science textbooks and materials,  
10 programs for literacy training for learning-disabled children,  
11 as well as for speech pathologists, occupational and physical  
12 therapists, and more than two hundred other positions.

13 The department of health has projected a \$25,000,000  
14 shortfall for mental health services and a \$5,400,000 shortfall  
15 for developmental disabilities services in the current fiscal  
16 year. Funding has been eliminated for the healthy start  
17 program, totaling approximately \$22,000,000 for the biennium.  
18 Additionally, the governor has discontinued funding for the  
19 keiki care program, which may leave an estimated one thousand  
20 five hundred gap group children without access to affordable  
21 health care.

1           The current and impending situation jeopardizes the safety  
2 net of basic human services, health, and education needs for  
3 Hawaii's residents and families. And while all of Hawaii's  
4 residents will be affected by the situation, gap group families  
5 and families closest to the poverty line will suffer the most.

6           The legislature finds that expenditures from the emergency  
7 and budget reserve fund established by section 328L-3, Hawaii  
8 Revised Statutes, are needed to meet the conditions of  
9 emergency, economic downturn, and unforeseen reduction in  
10 revenues that the State currently faces. Further, the  
11 legislature finds that the appropriations in this Act are  
12 consistent with the purposes of the emergency and budget reserve  
13 fund.

14           The purpose of this Act is to appropriate moneys from the  
15 emergency and budget reserve fund of the State of Hawaii to  
16 maintain the levels of programs determined to be essential to  
17 education, public health, and public welfare.

18           SECTION 2. There is appropriated out of the emergency and  
19 budget reserve fund of the State of Hawaii the sum of  
20 \$                   or so much thereof as may be necessary for fiscal  
21 year 2009-2010 and \$                   or so much thereof as may be  
22 necessary for fiscal year 2010-2011 for the department of

1 health, pursuant to section 328L-3(d)(1), Hawaii Revised  
2 Statutes.

3 The sums appropriated shall be expended by the department  
4 of health for the purposes of this Act.

5 SECTION 3. There is appropriated out of the emergency and  
6 budget reserve fund of the State of Hawaii the sum of  
7 \$ or so much thereof as may be necessary for fiscal  
8 year 2009-2010 and \$ or so much thereof as may be  
9 necessary for fiscal year 2010-2011 for the department of human  
10 services, pursuant to section 328L-3(d)(1), Hawaii Revised  
11 Statutes.

12 The sums appropriated shall be expended by the department  
13 of human services for the purposes of this Act.

14 SECTION 4. There is appropriated out of the emergency and  
15 budget reserve fund of the State of Hawaii the sum of  
16 \$ or so much thereof as may be necessary for fiscal  
17 year 2009-2010 and \$ or so much thereof as may be  
18 necessary for fiscal year 2010-2011 for the department of  
19 education, pursuant to section 328L-3(d)(1), Hawaii Revised  
20 Statutes.

21 The sums appropriated shall be expended by the department  
22 of education for the purposes of this Act.

1 SECTION 5. There is appropriated out of the emergency and  
 2 budget reserve fund of the State of Hawaii the sum of  
 3 \$ or so much thereof as may be necessary for fiscal  
 4 year 2009-2010 and the sum of \$ or so much thereof as  
 5 may be necessary for fiscal year 2010-2011, pursuant to section  
 6 328L-3(d)(1), Hawaii Revised Statutes, to supplement the  
 7 development of Ke Ola Pono, the Chronic Disease Self-Management  
 8 Program, and EnhancedFitness statewide.

9 The sums appropriated shall be expended by the executive  
 10 office on aging for the purposes of this Act.

11 SECTION 6. There is appropriated out of the emergency and  
 12 budget reserve fund of the State of Hawaii the sum of  
 13 \$ or so much thereof as may be necessary for fiscal  
 14 year 2009-2010 and the sum of \$ or so much thereof as  
 15 may be necessary for fiscal year 2010-2011 for implementation of  
 16 a respite services program, pursuant to section 328L-3(d)(1),  
 17 Hawaii Revised Statutes.

18 The sums appropriated shall be expended by the department  
 19 of health for the purposes of this Act.

20 SECTION 7. There is appropriated out of the emergency and  
 21 budget reserve fund of the State of Hawaii the sum of  
 22 \$ or so much thereof as may be necessary for fiscal

1 year 2009-2010 and the sum of \$ or so much thereof as  
2 may be necessary for fiscal year 2010-2011 to supplement the  
3 healthy start program, pursuant to section 328L-3(d)(1), Hawaii  
4 Revised Statutes.

5 The sums appropriated shall be expended by the department  
6 of health for the purposes of this Act.

7 SECTION 8. There is appropriated out of the emergency and  
8 budget reserve fund of the State of Hawaii the sum of \$  
9 or so much thereof as may be necessary for fiscal year 2009-2010  
10 and the same sum or so much thereof as may be necessary for  
11 fiscal year 2010-2011, pursuant to section 328L-3(d)(1), Hawaii  
12 Revised Statutes, to provide funding for grants pursuant to  
13 chapter 42F, Hawaii Revised Statutes, to be distributed as  
14 follows:

- 15 (1) Catholic Charities, Inc. \$
- 16 (2) Kapahulu senior center \$
- 17 (3) Moiliili senior center \$
- 18 (4) Waikiki community center \$

19 The sums appropriated shall be expended by the department  
20 of health for the purposes of this Act.

21 SECTION 9. There is appropriated out of the emergency and  
22 budget reserve fund of the State of Hawaii the sum of

1 \$ or so much thereof as may be necessary for fiscal  
 2 year 2009-2010 and \$ or so much thereof as may be  
 3 necessary for fiscal year 2010-2011 for the purposes of  
 4 maintaining kupuna care services at the level of service  
 5 provided statewide in fiscal year 2007-2008, pursuant to section  
 6 328L-3(d) (1), Hawaii Revised Statutes.

7 The sums appropriated shall be expended by the department  
 8 of health for the purposes of this Act.

9 SECTION 10. There is appropriated out of the emergency and  
 10 budget reserve fund of the State of Hawaii the sum of  
 11 \$ or so much thereof as may be necessary for fiscal  
 12 year 2009-2010 and the sum of \$ or so much thereof as  
 13 may be necessary for fiscal year 2010-2011, pursuant to section  
 14 328L-3(d) (1), Hawaii Revised Statutes, to supplement the  
 15 development of the aging and disability resource center program  
 16 as follows:

- 17 (1) Provide start-up funds for two new pilot sites for
- 18 Maui and Kauai, and continue the coordination of
- 19 Hawaii and Honolulu counties, which have also
- 20 initiated plans for additional satellite sites on
- 21 their respective islands. This includes aging and
- 22 disability resource center staff positions for each

- 1 county pilot site for project coordination and  
2 management, and administrative support;
- 3 (2) Purchase additional management information system  
4 products and expand telephone systems. This includes  
5 software licensing renewals, server clusters,  
6 installation, staff training, computer hardware,  
7 technical support, and consultation for website and  
8 management information system maintenance and  
9 enhancements;
- 10 (3) Coordinate and implement the aging and disability  
11 resource center consumer education and outreach  
12 campaigns. This includes outreach coordination, the  
13 production and printing of aging and disability  
14 resource center brochures and printed materials,  
15 posters, media advertisements (print, television, and  
16 radio), presentations and exhibits at senior and  
17 disability events or focal centers, bilingual  
18 translation, and other promotional activities that  
19 will educate consumers and the public about aging and  
20 disability resource center services; and
- 21 (4) Continue the state-level coordination and evaluation  
22 activities of the project. This includes



1           appropriation for the positions of project  
2           coordinator, project evaluator consultant, and  
3           research assistant, and administrative support.

4           The sums appropriated shall be expended by the department  
5 of health for the purposes of this Act.

6           SECTION 11. There is appropriated out of the emergency and  
7 budget reserve fund of the State of Hawaii the sum of  
8 \$                   or so much thereof as may be necessary for fiscal  
9 year 2009-2010 and \$                   or so much thereof as may be  
10 necessary for fiscal year 2010-2011 for the developmental  
11 disabilities medicaid waiver program, pursuant to section 328L-  
12 3(d) (1), Hawaii Revised Statutes.

13           The sums appropriated shall be expended by the department  
14 of health for the purposes of this Act.

15           SECTION 12. There is appropriated out of the emergency and  
16 budget reserve fund of the State of Hawaii the sum of  
17 \$                   or so much thereof as may be necessary for fiscal  
18 year 2009-2010 and \$                   or so much thereof as may be  
19 necessary for fiscal year 2010-2011 for mental health services,  
20 pursuant to section 328L-3(d) (1), Hawaii Revised Statutes.

21           The sums appropriated shall be expended by the department  
22 of health for the purposes of this Act.

1 SECTION 13. There is appropriated out of the emergency and  
 2 budget reserve fund of the State of Hawaii the sum of  
 3 \$ or so much thereof as may be necessary for fiscal  
 4 year 2009-2010 and \$ or so much thereof as may be  
 5 necessary for fiscal year 2010-2011 for the partnerships in  
 6 community living program, pursuant to section 328L-3(d)(1),  
 7 Hawaii Revised Statutes.

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

10 SECTION 14. There is appropriated out of the emergency and  
 11 budget reserve fund of the State of Hawaii the sum of  
 12 \$ or so much thereof as may be necessary for fiscal  
 13 year 2009-2010 and \$ or so much thereof as may be  
 14 necessary for fiscal year 2010-2011 for direct health care to  
 15 the uninsured, which may include primary medical, dental, and  
 16 behavioral health care, pursuant to section 328L-3(d)(1), Hawaii  
 17 Revised Statutes.

18 The sums appropriated shall be expended by the department  
 19 of health for the purposes of this Act.

20 SECTION 15. There is appropriated out of the emergency and  
 21 budget reserve fund of the State of Hawaii the sum of  
 22 \$ or so much thereof as may be necessary for fiscal

1 year 2009-2010 and \$ or so much thereof as may be  
2 necessary for fiscal year 2010-2011 for substance abuse  
3 treatment, pursuant to section 328L-3(d)(1), Hawaii Revised  
4 Statutes.

5 The sums appropriated shall be expended by the department  
6 of health for the purposes of this Act.

7 SECTION 16. There is appropriated out of the emergency and  
8 budget reserve fund of the State of Hawaii the sum of  
9 \$ or so much thereof as may be necessary for fiscal  
10 year 2009-2010 and \$ or so much thereof as may be  
11 necessary for fiscal year 2010-2011 for the healthy aging  
12 partnership program, pursuant to section 328L-3(d)(1), Hawaii  
13 Revised Statutes.

14 The sums appropriated shall be expended by the department  
15 of health for the purposes of this Act.

16 SECTION 17. This Act shall take effect on July 1, 2090.

**Report Title:**

Emergency and Budget Reserve Fund; Appropriation; Education;  
Human Services; Health Programs

**Description:**

Appropriates moneys from the emergency and budget reserve fund  
to maintain levels of programs for education, human services,  
and health. Effective 07/01/90. (SD2)