
A BILL FOR AN ACT

RELATING TO CHILDREN.

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

1 SECTION 1. The legislature finds that children,
2 particularly young children, are the most vulnerable during, and
3 at times victimized by, homelessness. While many children
4 develop some resiliency to their situation and are able to
5 overcome the ravages of homelessness, homelessness often leads
6 to poor health, exposure to violence, poor academic performance,
7 and a lack of positive social interactions.

8 The purpose of this Act is to minimize the adverse effects
9 of homelessness on children by establishing a task force to
10 coordinate resources to benefit children who are homeless.

11 SECTION 2. (a) There is established a task force to
12 coordinate public and private resources to benefit homeless
13 children.

14 (b) The president of the senate and the speaker of the
15 house of representatives shall convene the task force. The task
16 force shall:

17 (1) Be co-chaired by the chairs of the standing committees
18 of the senate and house of representatives having

1 primary oversight of issues concerning the homeless;

2 and

3 (2) Include:

4 (A) The superintendent of education or the
5 superintendent's designee;

6 (B) The director of health or the director's
7 designee;

8 (C) The director of human services or the director's
9 designee;

10 (D) Four members representing the four counties, with
11 one member appointed by the mayor of each county;

12 (E) Four members representing not-for-profit
13 organizations that serve Hawaii's homeless
14 families, two appointed by the president of the
15 senate and two appointed by the speaker of the
16 house of representatives;

17 (F) The chairs of the standing committees of the
18 senate and house of representatives having
19 primary oversight of issues concerning lower
20 education;

1 (G) The chairs of the standing committees of the
2 senate and house of representatives having
3 primary oversight of issues concerning health;

4 (H) The executive director of the office of youth
5 services or the executive director's designee;

6 (I) Two individuals who are homeless, one appointed
7 by the president of the senate and one appointed
8 by the speaker of the house of representatives;

9 (J) A member representing organizations that provide
10 shelter, street outreach, or transitional living
11 services to runaway, homeless, and street youth;
12 and

13 (K) A member from the leeward native Hawaiian
14 community.

15 (c) The task force shall establish findings and develop
16 recommendations on how the State can coordinate public and
17 private resources to benefit homeless children.

18 (d) The task force shall submit an interim report,
19 including any proposed legislation, to the legislature no later
20 than twenty days prior to the convening of each regular session
21 of 2010, 2011, and 2012, and shall submit a final report,
22 including its findings and recommendations and any proposed

1 legislation, to the legislature no later than twenty days prior
2 to the convening of the regular session of 2013.

3 (e) The task force shall terminate on June 30, 2013.

4 SECTION 3. (a) There is established within the state
5 treasury the kokua na keiki special fund to be administered and
6 expended by the department of human services, and into which
7 shall be deposited:

8 (1) Appropriations made by the legislature; and

9 (2) Any contributions by private entities;

10 provided that the special fund may be established only upon the
11 determination by the department of human services that federal
12 funds are available for the purposes of this Act.

13 (b) The moneys in the special fund shall be used by the
14 department of human services to:

15 (1) Establish and fill a homelessness coordinator
16 position; and

17 (2) Establish and fill one support staff position to
18 assist the homelessness coordinator.

19 (c) The moneys in the special fund may also be used by the
20 department of human services to provide grants for innovative
21 programs that benefit homeless children or that help coordinate
22 services for the benefit of homeless children.

1 (d) Applications for grants shall be made to the
2 department of human services and contain:

3 (1) The name of the requesting organization or individual;

4 (2) The purpose for the grant;

5 (3) The service to be supported by the grant;

6 (4) The target group to be benefited;

7 (5) The cost of the grant; and

8 (6) A statement that the grant shall be used for
9 activities that are consistent with the purposes of
10 this Act.

11 (e) A grant shall be awarded only if:

12 (1) The applicant has applied for or received all
13 applicable licenses and permits that are required to
14 conduct the activities or provide the services for
15 which a grant is awarded;

16 (2) The applicant agrees to comply with applicable
17 federal, state, and county laws;

18 (3) The grant shall not be used for purposes of
19 entertainment or perquisites; and

20 (4) The applicant shall indemnify and hold harmless the
21 department of human services, the State, its officers,
22 agents, and employees from and against any and all

1 claims arising out of or resulting from activities
2 carried out or projects undertaken with funds provided
3 hereunder, and procure sufficient insurance to provide
4 this indemnification if requested to do so by the
5 department of human services.

6 (f) To receive a grant, an applicant shall:

7 (1) Agree to make available to the department of human
8 services all records the applicant may have relating
9 to the operation of the applicant's activity,
10 business, or enterprise, to allow the department of
11 human services to monitor the applicant's compliance
12 with the purpose of this Act; and

13 (2) Establish, to the satisfaction of the department of
14 human services, that sufficient funds are available
15 for the effective operation of the activity, business,
16 or enterprise for the purpose for which the grant is
17 awarded.

18 (g) Every grant shall be:

19 (1) Monitored by the department of human services to
20 ensure compliance with this Act and the purposes and
21 intent of the grant; and

1 (2) Evaluated annually to determine whether the grant
2 attained the intended results in the manner
3 contemplated.

4 (h) Grants made by the department of human services under
5 this Act may be made without regard to chapters 103D and 103F,
6 Hawaii Revised Statutes.

7 SECTION 4. There is appropriated out of available and
8 appropriate federal funds the sum of \$ for fiscal year
9 2009-2010 and the same sum for fiscal year 2010-2011 to be
10 deposited into the kokua na keiki special fund; provided that
11 this section shall only take effect upon a determination by the
12 department of human services that federal funds that may be
13 appropriately expended for the purposes of this Act are
14 available.

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

17 SECTION 5. There is appropriated out of the kokua na keiki
18 special fund the sum of \$ or so much thereof as may be
19 necessary for fiscal year 2009-2010 and the same sum or so much
20 thereof as may be necessary for fiscal year 2010-2011 for the
21 purposes described in section 3; provided that this section
22 shall only take effect upon a determination by the department of

1 human services that federal funds that may be appropriately
2 expended for the purposes of this Act are available.

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

5 SECTION 6. This Act shall take effect on January 1, 2045;
6 provided that sections 2 and 3 shall be repealed on June 30,
7 2013; and provided further that sections 4 and 5 shall take
8 effect on July 1, 2009.

Report Title:

Homelessness; Children

Description:

Establishes a task force to coordinate and develop resources for homeless children. Provides appropriations for the kokua na keiki special fund and an administrative grant program under the department of human services only if federal funds are available. Effective 1/1/45. (SD2)