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January 7, 2010

The Honorable Donna Mercado Kim, Chair
Senate Committee on Ways and Means
State Capitol, Room 210
415 South Beretania Street
Honolulu, Hawaii 96813

The Honorable Marcus R. Oshiro, Chair
House Committee on Finance
State Capitol, Room 306
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chairs Kim and Oshiro:

In reply to a request dated December 7, 2009 regarding budget briefing, transmitted herewith is the department's budget testimony, which comports with the e-mail version that will be sent to your respective staff sections this morning; this final version amends the e-mailed version sent yesterday:

- One (1) copy for the Senate Committee on Ways and Means, and
- Five (5) copies for the House Committee on Finance.

If you have any questions please call Karen Lim, Program Budget Analyst, at 586-2841, or Meoh-Leng Silliman, Business Management Officer, at 586-2844.

Very truly yours,

LAWRENCE M. REIFURTH
Director

Attachments

c: Governor's Policy Office
Department of Budget and Finance

PRESENTATION
OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
TO THE SENATE COMMITTEE ON WAYS AND MEANS
SUPPLEMENTAL BUDGET REQUEST FOR FISCAL YEAR 2011

TWENTY-FIFTH STATE LEGISLATURE
REGULAR SESSION
JANUARY 11, 2010

TO THE HONORABLE DONNA MERCADO KIM, CHAIR,
AND MEMBERS OF THE COMMITTEE

I am Lawrence Reifurth, and I am the Director of Commerce and Consumer Affairs. I appreciate this opportunity to discuss the Department's supplemental budget request for fiscal year 2011 with the committee.

The Department's mission is to uphold fairness and public confidence in the marketplace, promote sound consumer practices, and increase knowledge, opportunity, and justice in our community.

Along with the Department staff and our customers, I am very appreciative of the foresight shown by the legislature when it brought the entire Department under the compliance resolution fund ("CRF"), making this the only state department to be fully self-funding and fiscally self-sufficient. As a result, the Department and its customers have fared relatively well this past year, and under the proposed supplemental budget. In addition, the State Supreme Court's decision in the HIC v. Lingle case in December 2008 strongly vindicated the legislature's vision in establishing the CRF, and the Department's management of the public trust accorded it.

I believe strongly in the value of the legislative money committees' scrutiny of the Department's budget. Your oversight helps ensure that our customers and the public can be confident that there is accountability and transparency in the Department's operations. In turn, our responsibility is to provide you with an open book and the best possible revenue/expense projections.

I also believe strongly that it is Department's duty to only collect as much money as it needs to do its job. Toward that end, and with the Governor's and the legislature's encouragement and assistance, the Department has been able to continue to offer reduced fees to our customers. To the extent that the burden of fees and assessments is reduced on our businesses and professionals, the State's economy has been strengthened.

The Department has worked with our sister agencies to cover costs associated with direct services provided to the Department. We are requesting your approval this year of an additional \$200,000 in ceiling in order to further reimburse the Department of the Attorney General for the valuable assistance they provide to us and to our many attached boards and commissions. In addition, we have requested an additional \$46,000 of ceiling to increase the Department's funding of information technology services from DAGS. With your approval, the Department will reimburse DAGS a total of \$177,787 in the coming fiscal year for its support of our mission-critical applications and licensing system.

While the immediate impact of budget restrictions may not be as pronounced at DCCA as at generally funded agencies, we are fully cognizant of the need to manage our resources with the utmost of diligence. This we have done by limiting travel, reducing overtime, working with DAGS to lower electricity costs, and not filling vacancies.

Current economic and fiscal conditions will likely translate into an increase in demand for departmental assistance, while simultaneously reducing our revenues. Prior economic slowdowns have been accompanied by more frequent utility price increases and unlicensed business activity. In addition, people who are hurting financially very often are more willing to believe a "too good to be true" offer. In fact, during the past fiscal year, the number of requests to our Office of Consumer Protection for information has increased from 24,000 to almost 29,000, the number of OCP complainants has increased from 1,555 to 1,840, and the number of OCP dispositions has increased from 1,856 to 2,258.

Consequently, in the very near future, it would not be surprising if the number of victims taken in by consumer scams increases. The effect on the Department would be an increase in the number of consumer complaints, necessitating increased investigation and, if appropriate, prosecution. As a result, we are called upon to proceed ever more carefully, spending more where we our customers need us to and less where we can.

In the meantime, though, the main purpose of today's briefing is to discuss the Department's FY11 budget. Attached to my testimony is program-specific information in your prescribed format. The remainder of my testimony is structured in the form of responses to the numbered requests posed in the committee's instructions.

Table 1: Department-Wide Budget Summary

The Department's FY10 operating budget with restrictions is \$44,907,587 (\$42,658,763 special funds; \$2,248,824 trust funds) which includes operating budget restrictions of \$2,950,384 in special funds and \$83,168 in trust funds. The Department's proposed FY11 operating budget with reductions is \$45,607,096 (\$43,346,571 special funds; \$2,260,525 trust funds) which includes operating budget reductions of \$2,465,397 in special funds and \$51,467 in trust funds. FY11 additions total \$246,181 in special funds (ATG and ICSD).

Table 2: Priority List of Functions

The Priority List of Functions, listed in order of priority, encompasses all of the major functions performed by the Department's programs.

Table 3: Resources by Program ID

The Department's total appropriated amounts for FY11 in Act 162, Session Laws of Hawaii 2009 is \$47,877,779 (\$45,565,787 special funds; \$2,311,992 trust funds). The amounts requested in the Governor's budget submittal are \$45,607,096 (\$43,346,571 special funds; \$2,260,525 trust funds), a total reduction of \$2,270,683.

Table 4: Current Year (FY10) Restrictions

The amounts and impacts of the FY10 restriction on the individual programs are provided.

Table 5: Proposed FY11 Reductions

The amounts and impacts of the FY10 restriction on the individual programs are provided. The proposed Executive budget also reflects a reduction in the Department's permanent position count of 4, from a total of 383 to 379.

Table 6: Proposed FY11 Additions

\$200,000 in additional ceiling to reimburse the Department of the Attorney General and \$46,000 of additional ceiling to fund information technology services from DAGS.

Table 7: Non-general Funds

Specific funds totals (\$33,644,508 compliance resolution fund; \$187,977,258 hurricane reserve trust fund; \$12,209,661 total trust funds; and \$11,053,196 all other special funds) are provided.

Table 8: Emergency Appropriations Requests

None.

Table 9: Budget Decisions

The Department's requests, Budget and Finance's recommendations, and the Governor's decisions are listed.

Table 10: Vacancy Report

The Department had forty-seven vacancies on November 30, 2009, however nine were subsequently filled by jurisdiction-wide RIF placements and one by regular hire.

Table 11: Personnel Separations

From July 1, 2008 to November 30, 2009, forty-nine personnel separated from the Department.

Table 12: New Hires

From July 1, 2008 to November 30, 2009, the Department hired thirty-one personnel.

Table 13: Reduction in Force (RIF) Actions

The Department accepted nine jurisdiction-wide placements on December 16, 2009.

Table 14: Expenditures Exceeding Federal Fund Ceiling

The Department received approval to expend \$3 million in federal ARRA competitive grant funds for broadband mapping and planning. (To date, the Department has not received the grant money.)

Table 15: Intradepartmental Transfers

None.

Table 16: Capital Improvement Program (CIP) Budget Summary

None.

The Department's organizational chart as of June 30, 2009 is attached.

Thank you for this opportunity to brief you. My staff and I would be pleased to answer any questions that you might have.

Department of Commerce and Consumer Affairs
Department-wide Budget Summary

Table 1

Fiscal Year (FY) 2010				
Act 162/09 Appropriation (a)	Restriction (b)	Emergency Appropriation (c)	Total FY10 (d)	MOF
			-	A
45,609,147	(2,950,384)	-	42,658,763	B
			-	N
2,331,992	(83,168)	-	2,248,824	T
			-	U
			-	W
47,941,139	(3,033,552)	-	44,907,587	Total

Fiscal Year (FY) 2011				
Act 162/09 Appropriation (e)	Reductions (f)	Additions (g)	Total FY11 (h)	MOF
			-	A
45,565,787	(2,465,397)	246,181	43,346,571	B
			-	N
2,311,992	(51,467)	-	2,260,525	T
			-	U
			-	W
47,877,779	(2,516,864)	246,181	45,607,096	Total

Department of Commerce and Consumer Affairs
Priority List of Functions

Table 2

Pri #	Description of Function	Activities	Prog ID(s)	Statutory Reference
1	<p>Business Registration & Securities Regulation: Ensure that business registration information is accurately maintained for corporations, partnerships, limited liability companies, trade names, trademarks, service marks and other business registration filings, and provide public access to this information; ensure compliance with and enforcement of securities and franchise laws; educate the public regarding aspects of investment fraud, precautions and where victims can get help, as part of securities enforcement and compliance efforts; and run business centers that offer personalized assistance to small and start-up businesses.</p>	<ul style="list-style-type: none"> • <u>Corporations, partnerships, trade names, limited liability companies, etc.</u> Determine that all documents are filed in compliance with applicable statutory requirements. Assist the public in accessing information regarding documents that have been successfully filed with the Division, including implementing online access to public registration services and public documents. Provide personalized assistance to businesses registering with the Division. • <u>Sales of securities and franchises.</u> Examine applications for registration of securities and franchises to determine that security or franchise offerings comply with statutory requirements; register securities, salespersons, broker-dealers, investment advisers, investment adviser representatives and franchises; examine financial reports and records of securities dealers and investment companies; conduct investigations of reported fraud and other securities or franchise violations and prosecute violations; and conduct investor education outreach to communities throughout Hawaii. 	CCA111	<p>Chapters 26-9(g), 414, 414D, 415A, 417E, 419, 421, 421C, 421I, 423, 424, 425, 425E, 428, 474, 482, 482E, 485A, and 519, HRS.</p>
2	<p>Insurance Regulatory Services: Regulatory oversight of the insurance industry.</p>	<ul style="list-style-type: none"> • Examine insurers, health maintenance organizations, rating organizations, mutual and fraternal benefit societies, advisory organizations, agencies, independent claims organizations, guaranty associations. • Investigate complaints of alleged violations of insurance statutes and rules and other consumer requests for assistance. • Conduct qualification examinations and license insurers, health maintenance organizations and all categories of producers to transact • Approve/disapprove policies and rate filings. • License, examine and regulate captive insurance companies and develop the captive industry in Hawaii. • Review insurance entities' financial, operating and tax statements. • Regulatory surveillance for market conduct and financial condition of all insurers, health maintenance organizations, and mutual and fraternal benefit societies for compliance with insurance laws. • Investigate of violations and enforce motor vehicle claims fraud law • Administer the Hawaii Joint Underwriting Plan, including the development and promulgation of motor vehicle insurance rates. 	CCA106	<p>Chapter 287, 386, 386A, 392, 393, 431, 431E, 431K, 431L, 431M, 431N, 431P, 432, 432C, 432D, 432E, 435C, 435E, 448D, 481R, 481X and 488, HRS.</p>

Department of Commerce and Consumer Affairs
Priority List of Functions

Table 2

Pri #	Description of Function	Activities	Prog ID(s)	Statutory Reference
3	Office of Consumer Protection: Maintain Complaint Database.; Investigate Complaints; Prosecute Legal Actions; Legislation; Consumer Education; Landlord-Tenant Hotline.	<ul style="list-style-type: none"> ● <u>Investigation of Complaints.</u> Receive all complaints on a statewide basis: walk-ins, mail and telephone; evaluate complaints in relation to investigation threshold criteria; for cases meeting threshold requirements, determine all facts of complaint; determine from facts whether or not there is a violation of any consumer protection law, refer cases which, on their face, fall within the jurisdiction of another agency, and inform complainant of findings of fact and course of action to be taken, if any, by this office or another governmental agency; coordinate fact finding functions with other governmental agencies; monitor advertisements; subpoena witnesses for investigation of facts. ● <u>Prosecution.</u> Determine adequacy of evidence to prove violation prior to filing a complaint in court; negotiate Assurance of Voluntary Compliance or Consent Judgment prior to the filing of a complaint in court; take court action against entities that violate consumer protection law; obtain injunction, civil penalty and restitution for consumers in court actions and settlement of cases. ● <u>Landlord-Tenant Cases.</u> Provide Landlord-Tenant code information to callers. ● <u>Legislation.</u> Promulgate rules and regulations to protect consumers; draft consumer protection legislation for the Department; recommend consumer protection legislation to the Legislature; and offer testimony on other consumer protection legislation. 	CCA110	Chapters 209, 290, 436M, 437, 437D, 446, 446E, 457G, 467B, 476, 477, 477E, 480, 480D, 481A, 481B, 481C, 481D, 481F, 481H, 481L, 481K, 481M, 481P, 486N, 487, 487A, 487H, 487J, 487N, 487R, and 521, HRS.
4	Consumer Advocate for Comm, Util & Tran Svcs: Ensure the provision of reliable utility service at reasonable cost to ratepayers, and educate consumers regarding aspects of public utility regulation.	<ul style="list-style-type: none"> ● Advocate positions on behalf of consumers of utility and transportation services before the State of Hawaii Public Utilities Commission ("PUC"), the Federal Communications Commission ("FCC"), and other federal, state and local regulatory agencies. Positions are developed and advocated concerning: (a) Applications for authority to offer new services; (b) Rate and fare proposals; (c) Revenue and earnings requirements of regulated utilities; (d) Financing of equipment, plant, and other facilities, (e) Review of capital improvement projects; (f) Transfers, extensions, and cancellations of permits, franchises, and certificates; (g) Regulations governing regulated industries; (h) Formulation of policies and long range planning for telecommunications and energy utilities; and (i) Service quality. ● Compliance investigations are conducted regarding the adequacy and efficiency of utility services. 	CCA103	Section 269-51, HRS.

Department of Commerce and Consumer Affairs
Priority List of Functions

Table 2

Pri #	Description of Function	Activities	Prog ID(s)	Statutory Reference
		<ul style="list-style-type: none"> ● Education of consumers relating to utility regulation and consumer rights through web site, newsletters, sponsored events, and attendance at trade-shows, fairs, business and community meetings, etc. 		
5	Financial Institution Services: Supervise and regulate financial institutions, escrow depositories and money transmitters.	<ul style="list-style-type: none"> ● License, examine and supervise state-chartered and licensed banks, trust companies, savings and loan associations, financial services loan companies, credit unions, escrow depositories, and money transmitters. ● License mortgage servicers effective July 1, 2010. ● Mortgage loan originators effective July 1, 2010. 	CCA104	Chapters 412, 449, 454F, 454M, 489D, HRS.
6	Professional & Vocational Licensing: Receive and review applications for professional and vocational licenses, condominium, real estate subdivision and time share projects; prepare & analyze legislative proposals to amend professional and vocational licensing laws; and update and evaluate examinations.	<ul style="list-style-type: none"> ● License and regulate 47 different professions and vocations. Provide administrative support to 25 regulatory licensing boards and, on behalf of the director of the department, administer 21 regulatory licensing programs. ● The trust funds are dedicated to specific statutory purposes to educate the licensees who are the contributors to the fund, serve as a source of monetary recovery for injured consumers, or support increased government service demands by licensees. One fund is federally mandated to collect fees on its behalf, with revenues going to the federal agency. 	CCA105	Chapters 373, 421H, 436B, 436E, 437, 437B, 438, 439, 440, 440E, 441, 442, 443B, 444, 447, 448, 448E, 448F, 448H, 451A, 451D, 451J, 452, 453, 453D, 454, 455, 457, 457A, 457B, 457G, 458, 459, 460, 460J, 461, 461J, 462A, 463, 463E, 464, 465, 466, 466K, 467, 467E, 468E, 468K, 468L, 468M, 471, 481E, 484, 514A, 514B and 514E, HRS.
7	Regulated Industries Complaints Office: Complaint receipt, investigation and prosecution of possible professional license violations.	<ul style="list-style-type: none"> ● Intake, investigate, resolve and civilly or administratively prosecute complaints involving professional and vocational licensing law violations. ● Information and referrals, complaints history dissemination, consumer and industry education through brochures, online and presentations at various locations statewide. ● Administer the State Certified Arbitration Program (lemon law program). 	CCA112	Section 26-9(h), HRS.
8	Cable Television: Compliance with Hawaii's cable television law and rules.	<ul style="list-style-type: none"> ● Ensure quality service for cable television subscribers by issuing new franchises, franchise renewals and transfers of franchises. ● Ensure expansion and enhancement of the Institutional Network (INET) 	CCA102	Chapter 440G, HRS.

Department of Commerce and Consumer Affairs
Priority List of Functions

Table 2

Pri #	Description of Function	Activities	Prog ID(s)	Statutory Reference
		<ul style="list-style-type: none"> • Identify new and improved services, future community needs and interests and enhancing technologies.(ie DBS, broadband, etc) • Monitor complaint responses and complaint resolution. • Oversee technical inspections and establish reporting requirements. • Award PEG contracts and provide support for PEG access. 		
9	<p>General Support: Administration of the Department; conduct administrative hearings for the Department; and assist in information technology needs of the Department.</p>	<ul style="list-style-type: none"> • Provides: (1) general policy and administrative leadership, supervision and coordination of the various programs of the Department; (2) assistance in the direction and supervision of operating divisions; and (3) centralized personnel management and organizational analysis support services to operating divisions. • Provides all divisions of DCCA with: 1) services to find, acquire, implement and maintain information technology; (2) support for telephone systems, through DAGS-ICSD and the State's telephone service providers, for additions, changes and problems to telephone service (includes the maintenance of phone directories for internal and external use); 3) services to enhance and update DCCA's web site; and 4) support for Information Line, an audio-response, fax-on-demand, computer driven system that contains pre-recorded DCCA contact information, consumer information, consumer alerts, and forms. • Provides all divisions of DCCA with: (1) centralized budgeting and accounting services; (2) centralized clerical services; (3) building management; and (4) other administrative support services. • Conducts contested case hearings for all divisions within DCCA that are required by law to provide contested case hearings under the provisions of HRS Chapter 91. • Conducts contested case hearings for the Department of Education relating to the Individuals With Disabilities Education Act. • Conducts contested case hearings under Chapter 103D, HRS (procurement law). 	CCA191	Section 26-9, HRS.

Department of Commerce and Consumer Affairs
Resources by Program ID

Table 3

Prog ID/Org	Program Title	As budgeted in Act 162/09 (FY11)			Governor's Submittal (FY11)			MOF
		Pos (P)	Pos (T)	\$\$\$	Pos (P)	Pos (T)	\$\$\$	
CCA102/FA	Cable Television	4	0	1,286,537	4	0	1,253,288	B
CCA103/HA	Consumer Advocate for Communications, Utilities & Transportation Services	15	0	2,169,331	15	0	2,087,882	B
CCA104/BA	Financial Institution Services	30	0	2,964,039	30	0	2,792,430	B
CCA105/GA	Professional and Vocational Licensing	53	11	5,495,195	52	11	5,180,504	B
CCA105/GA	Professional and Vocational Licensing	5	6	2,061,311	5	6	2,009,844	T
CCA106/EA	Insurance Regulatory Services	81	1	13,877,058	81	1	13,400,625	B
CCA106/EA	Insurance Regulatory Services	0	0	200,000	0	0	200,000	T
CCA110/DA	Office of Consumer Protection	14	3	1,573,840	14	3	1,461,378	B
CCA110/DA	Office of Consumer Protection	0	0	50,681	0	0	50,681	T
CCA111/CA	Business Registration and Securities Regulation	71	9	6,709,851	70	9	6,295,310	B
CCA112/AB	Regulated Industries Complaints Office	65	2	5,579,836	65	2	5,231,770	B
CCA191/AA	General Support	26	1	3,360,242	24	1	3,258,487	B
CCA191/AH	General Support	4	5	922,511	4	5	859,887	B
CCA191/AI	General Support	15	1	1,627,347	15	1	1,525,010	B
	Total by MOF:	378	33	45,565,787	374	33	43,346,571	B
		5	6	2,311,992	5	6	2,260,525	T

Department of Commerce and Consumer Affairs
Current Year (FY10) Restrictions *

Table 4

Prog ID	Restriction \$\$\$	Impact	MOF
CCA102	(30,780)	Approximate 9.5% reduction in employee work hours (effective October 1, 2009) and approximate 14 % reduction in personnel-related funding (effective July 1, 2009) requires re-prioritization of projects, with deadlines extended as necessary and possible, and deferral of projects without deadlines as necessary. Processing times for applications, licenses, registrations, investigations and case handling have all increased, except where established by law. Measures of effectiveness are proportionately affected.	B
CCA103	(115,425)	Same as CCA102	B
CCA104	(230,850)	Same as CCA102. In addition, the Division's status as an accredited banking department by the Conference of State Bank Supervisors is jeopardized, pursuant to CSBS policies on furloughs, since divisions will be unable to take the lead role on joint examinations which is one of the key criteria for accreditation.	B
CCA105	(461,693)	Same as CCA102	B
CCA105	(83,168)	Same as CCA102	T
CCA106	(630,990)	Same as CCA102	B
CCA110	(130,646)	Same as CCA102	B
CCA111	(615,600)	Same as CCA102	B
CCA112	(515,565)	Same as CCA102	B
CCA191	(218,835)	Same as CCA102	B
Total by MOF:			
	(2,950,384)		B
	(83,168)		T
* Based on clarification from FIN/WAM staff, we understand that this includes effects of furloughs and associated reduction in employee hours on program operations, and not just reductions/restrictions to spending.			

Department of Commerce and Consumer Affairs
Proposed FY11 Reductions *

Table 5

Type (CB / RIF/ OA)	Description of Reduction	Impact of Reduction	Prog ID	Pos (P)	Pos (T)	\$\$\$	MOF	Carry-over? (Y/N)
CB	Furlough Savings (CRF)	The reduction in employee work hours and related funding requires re-prioritization of projects, with deadlines extended as necessary and possible, and deferral of projects without deadlines as necessary. In general, the Department's processing times for applications, licenses, registrations, investigations and case handling have all increased, except where established by law. Measures of effectiveness may be proportionately affected.	CCA102	0	0	(33,249)	B	Y
CB	Furlough Savings (CRF)	Same as CCA102	CCA103	0	0	(81,449)	B	Y
CB	Furlough Savings (CRF)	Same as CCA102. In addition, the Division's status as an accredited banking department by the Conference of State Bank Supervisors is jeopardized, pursuant to CSBS policies on furloughs, since divisions will be unable to take the lead role on joint examinations which is one of the key criteria for accreditation.	CCA104	0	0	(171,609)	B	Y
OA	Abolish 1 perm position & reduce funds (CRF)	No significant impact foreseen.	CCA105	(1)	0	(70,903)	B	N
CB	Furlough Savings (CRF)	Same as CCA102	CCA105	0	0	(289,969)	B	Y
CB	Furlough Savings (Condo Ed Trust Fund))	Same as CCA102	CCA105	0	0	(27,577)	T	Y
CB	Furlough Savings (Real Estate Ed Fund)	Same as CCA102	CCA105	0	0	(23,890)	T	Y
CB	Furlough Savings (CRF)	Same as CCA102	CCA106	0	0	(423,124)	B	Y
CB	Furlough Savings (CIAF)	Same as CCA102	CCA106	0	0	(53,309)	B	Y
CB	Furlough Savings (CRF)	Same as CCA102	CCA110	0	0	(112,462)	B	Y
OA	Abolish 1 perm position & reduce funds (CRF)	No significant impact foreseen.	CCA111	(1)	0	(60,611)	B	N
CB	Furlough Savings (CRF)	Same as CCA102	CCA111	0	0	(353,930)	B	Y
CB	Furlough Savings (CRF)	Same as CCA102	CCA112	0	0	(348,066)	B	Y
OA	Abolish 1 perm position & reduce funds - SBRRB (CRF)	No impact.	CCA191	(1)	0	(112,157)	B	N
OA	Abolish 1 perm position & reduce funds (CRF)	No significant impact foreseen.	CCA191	(1)	0	(51,853)	B	N

Department of Commerce and Consumer Affairs
Proposed FY 11 Additions

Table 6

<u>Description of Addition</u>	<u>Prog ID</u>	<u>Pos (P)</u>	<u>Pos (T)</u>	<u>\$\$\$</u>	<u>MOF</u>
Increase ceiling to cover IT services	CCA105	0	0	46,181	B
Increase ceiling to cover legal services	CCA191	0	0	200,000	B

Department of Commerce and Consumer Affairs
 Non-general funds (excluding Federal Funds)

Table 7

Name of Fund	Unencumbered Cash Balance	MOF	Statutory Reference
Captive Insurance Administrative Fund	4,416,015.55	B	Section 431:19-101.8, HRS, Act 261, SLH 1997; Act 131, SLH 1999; Act 1, SLH 2005; Act 213, SLH 2007; Act 158 SLH 2008
Compliance Resolution Fund	33,644,508.91	B	Sections 26-9, 269-33, 412:2-109, 431:2-215 & 431:2-216, 449-14, 487-2, 489D-12.5 HRS; Chapter 440G, HRS; Act 1, SLH 2005; Act 68, SLH 2007; Act 183, SLH 2007; Act 227, SLH 2007; Act 279, SLH 2007; Act 18, SSLH 2009; and Section 11 of Act 32, 1ST SSLH 2009
Driver Education Fund Underwriter's Fee	382,838.39	B	Section 431:10C-115, HRS; Section 431:10G-107, HRS
Loss Mitigation Grant Fund	3,313,886.99	B	Section 431:22-102, HRS
Protocol Funds for Executive Heads	1,900.00	B	Section 123 of Act 162, SLH 2009
Captive Insurance Companies Loc Escrow	496.85	T	Section 431:19-104(b), HRS
Commissioner's Education & Training Fund	572,167.32	T	Section 431:2-214, HRS; Act 348, SLH 1987
Condominium Education Trust Fund 1/	645,373.31	T	Section 11 of Act 129, SLH 2009
Condominum Management Education Fund 1/	449.12	T	Sections 514A-40 (c), 131, 132, 133, HRS
Contract Service Providers	25,000.00	T	Section 481X-4, HRS
Contractors Education Fund	362,834.32	T	Section 444-26, HRS
Contractors Recovery Fund	844,570.77	T	Section 444-26, HRS
Hurricane Reserve Trust Fund (Not in S/T) 2/	187,977,258.00	T	Chapter 431P HRS
Medical Malpractice Patients' Comp Fund 3/	4,294,704.24	T	Act 232, SLH 1984; Act 219, SLH 1976

Department of Commerce and Consumer Affairs
Non-general funds (excluding Federal Funds)

Table 7

Name of Fund	Unencumbered Cash Balance	MOF	Statutory Reference
Premium Taxes Paid Pending Appeal	1,400,000.00	T	Sections 431:7-202, 431:7-209, HRS
Real Estate Appraisers Registry Fee	5,500.00	T	Chapter 466K, HRS; Title 16, Chapter 114, HAR
Real Estate Education Fund	1,394,061.06	T	Section 467-11-19, HRS
Real Estate Recovery Fund	852,873.02	T	Sections 467-16-19, 21-24, HRS
Restitution for Consumers	136,879.39	T	Section 487:14 (c), HRS
St Certified Motor Vehicle Arbitration Fd	140,047.17	T	Chapter 481I, HRS
Travel Agency Education Fund	21,449.10	T	Chapter 468K, HRS; Act 285, SLH 1991
Travel Agency Recovery Fund ^{4/}	22.41	T	Chapter 468K, HRS; Act 285, SLH 1991
Temp Deposits-Commerce/Consumer Affairs ^{5/}	1,513,232.91	T	
Funds held outside the State Treasury by Time Warner	2,938,555.00		Decision & Order Nos. 154 & 261, Section 5.1
	244,884,623.83		
1/ Act 129, SLH 2009 merges the condominium management education fund (CMEF) into the condominium education trust fund (CETF) by repealing the CMEF, transferring all unexpended & unencumbered balances remaining in the CMEF to the credit of the CETF.			
2/ Net asset balance as of 6/30/09. Prepared on the accrual basis of accounting as required by the Governmental Accounting Standards Board for Enterprise Funds.			
3/ The claims against the Fund exceed the available fund assets and as a result, the authority for the fund was repealed by Act 232, SLH 1984. The Act required the unpaid claims to be carried forward from year to year for possible payment as the fund acquires additional assets for prorated distribution.			
4/ Act 285, SLH 1991, repealed Chapter 468K, HRS; however, moneys remaining in the recovery fund were held for disbursement to claimants until the fund is exhausted.			
5/ The fund was established to hold monies for future disbursements.			

Department of Commerce and Consumer Affairs
Emergency Appropriation Requests

Table 8

<u>Prog ID</u>	<u>Description of Request</u>	<u>FTE</u>	<u>\$\$\$</u>	<u>MOF</u>
	None.			

Department of Commerce and Consumer Affairs
Budget Decisions

Table 9

Prog ID/Org	Description	MOF	Department Request			Budget & Finance			Governor's Decision		
			Pos (P)	Pos (T)	\$\$\$	Pos (P)	Pos (T)	\$\$\$	Pos (P)	Pos (T)	\$\$\$
CCA103/HA	Restore 8.00 perm position counts and \$604,119 special funds (S-303 CRF) in Division of Consumer Advocacy (DCA).	B	8.00	0.00	604,119	0.00	0.00	0	0.00	0.00	0
CCA104/BA	Add 6.00 perm. and 2.00 temp .position counts and special funds for the Mortgage Licensing (S-320 CRF) in Division of Financial Institutions (DFI).	B	6.00	2.00	869,202	0.00	0.00	0	0.00	0.00	0
CCA191/AA	Increase special fund ceiling to cover legal services performed by the Department of Attorney General. (S-310 CRF)	B	0.00	0.00	200,000	0.00	0.00	200,000	0.00	0.00	200,000
CCA105/GA	Increase special fund ceiling to cover information technology services by the DAGS/ICSD. (S-305 CRF)	B	0.00	0.00	46,181	0.00	0.00	46,181	0.00	0.00	46,181
CCA191/AA	Increase special fund ceiling to cover estimated vacation payment for appointed & exempt staff in the Director's Office. (S-310 CRF)	B	0.00	0.00	193,882	0.00	0.00	0	0.00	0.00	0
CCA110/DA	Increase special fund ceiling to reflect deletion of turnover savings. (S-323 CRF)	B	0.00	0.00	33,691	0.00	0.00	0	0.00	0.00	0
CCA191/AA	Reduce 1.00 perm. position #26981 and special funds for Small Business Regulatory Review Board (SBRRB) transferred from DBEDT. (S-310 CRF)	B	(1.00)	0.00	(112,157)	(1.00)	0.00	(112,157)	(1.00)	0.00	(112,157)
CCA105/GA	Delete 1.00 perm. position #43690 and special funds. (S-305 CRF) in Professional and Vocational Licensing Division (PVLVD).	B	(1.00)	0.00	(70,903)	(1.00)	0.00	(70,903)	(1.00)	0.00	(70,903)
CCA111/CA	Delete 1.00 perm. position #49517 and special funds in Business Registration Division (BREG). (S 306 CRF)	B	(1.00)	0.00	(60,611)	(1.00)	0.00	(60,611)	(1.00)	0.00	(60,611)
CCA191/AA	Delete 1.00 perm. position #35158 and special funds in General Support (GS). (S-310 CRF)	B	(1.00)	0.00	(51,853)	(1.00)	0.00	(51,853)	(1.00)	0.00	(51,853)

Department of Commerce and Consumer Affairs
Budget Decisions

Table 9

Prog ID/Org	Description	MOF	Department Request			Budget & Finance			Governor's Decision		
			Pos (P)	Pos (T)	\$\$\$	Pos (P)	Pos (T)	\$\$\$	Pos (P)	Pos (T)	\$\$\$
CCA105/GA	Reduce trust fund ceiling to reflect personal services adjustment due to furlough in PVLD. (T-905 Real Estate Ed. Fund)	T	0.00	0.00	(23,890)	0.00	0.00	(29,302)	0.00	0.00	(23,890)
CCA105/GA	Reduce trust fund ceiling to reflect personal services adjustment due to furlough in PVLD. (T-906 Condo Ed Trust Fund)	T	0.00	0.00	(27,577)	0.00	0.00	(33,824)	0.00	0.00	(27,577)
CCA102/FA	Reduce special fund ceiling to reflect personal services adjustment due to furlough in Cable Television. (S-302 CRF)	B	0.00	0.00	(33,249)	0.00	0.00	(33,249)	0.00	0.00	(33,249)
CCA103/HA	Reduce special fund ceiling to reflect personal services adjustment due to furlough in DCA. (S-303 CRF)	B	0.00	0.00	(81,449)	0.00	0.00	(81,449)	0.00	0.00	(81,449)
CCA104/BA	Reduce special fund ceiling to reflect personal services adjustment due to furlough in Division of Financial Institutions. (S-320 CRF)	B	0.00	0.00	(171,609)	0.00	0.00	(171,609)	0.00	0.00	(171,609)
CCA105/GA	Reduce special fund ceiling to reflect personal services adjustment due to furlough in PVLD. (S-305 CRF)	B	0.00	0.00	(289,969)	0.00	0.00	(289,969)	0.00	0.00	(289,969)
CCA106/EA	Reduce special fund ceiling to reflect personal services adjustment due to furlough in Insurance Division (ID). (S-313 CRF)	B	0.00	0.00	(423,124)	0.00	0.00	(423,124)	0.00	0.00	(423,124)
CCA106/EA	Reduce special fund ceiling to reflect personal services adjustment due to furlough in ID. (S-317 CIAF)	B	0.00	0.00	(53,309)	0.00	0.00	(53,309)	0.00	0.00	(53,309)
CCA110/DA	Reduce special fund ceiling to reflect personal services adjustment due to furlough in Office of Consumer Protection (OCP). (S-323 CRF)	B	0.00	0.00	(112,462)	0.00	0.00	(112,462)	0.00	0.00	(112,462)

Department of Commerce and Consumer Affairs
Budget Decisions

Table 9

Prog ID/Org	Description	MOF	Department Request			Budget & Finance			Governor's Decision		
			Pos (P)	Pos (T)	\$\$\$	Pos (P)	Pos (T)	\$\$\$	Pos (P)	Pos (T)	\$\$\$
CCA111/CA	Reduce special fund ceiling to reflect personal services adjustment due to furlough in BREG. (S-306 CRF)	B	0.00	0.00	(353,930)	0.00	0.00	(353,930)	0.00	0.00	(353,930)
CCA112/AB	Reduce special fund ceiling to reflect personal services adjustment due to furlough in Regulated Industries Complaints Office (RICO). (S-312 CRF)	B	0.00	0.00	(348,066)	0.00	0.00	(348,066)	0.00	0.00	(348,066)
CCA191/AA	Reduce special fund ceiling to reflect personal services adjustment due to furlough. (S-310 CRF)	B	0.00	0.00	(124,221)	0.00	0.00	(124,221)	0.00	0.00	(124,221)
CCA191/AH	Reduce special fund ceiling to reflect personal services adjustment due to furlough. (S-310 CRF)	B	0.00	0.00	(62,624)	0.00	0.00	(62,624)	0.00	0.00	(62,624)
CCA191/AI	Reduce special fund ceiling to reflect personal services adjustment due to furlough. (S-310 CRF)	B	0.00	0.00	(102,337)	0.00	0.00	(102,337)	0.00	0.00	(102,337)
CCA191/AA	Reduce special fund ceiling to reflect 5% statutory pay reduction for Director & Deputy Director. (S-310 CRF)	B	0.00	0.00	(13,524)	0.00	0.00	(13,524)	0.00	0.00	(13,524)
CCA191/AI	Convert 1.00 temp position to 1.00 perm position; and increase special fund ceiling to purchase computers. (S-310 CRF)	B	1.00	(1.00)	14,300	0.00	0.00	0	0.00	0.00	0

Department of Commerce and Consumer Affairs
Vacancy Report

Table 10

<u>Date of Vacancy</u>	<u>Position Title</u>	<u>Position Number</u>	<u>Exempt (Y/N)</u>	<u>Budgeted Amount</u>	<u>Actual Salary Last Paid</u>	<u>MOF</u>	<u>Prog ID</u>	<u>Authority to Hire (Y/N)</u>
04/01/09	PU/Transportation Spclt	2792	N	\$ 78,984.00	\$ 78,984.00	B	CCA 103	Y
12/03/08	PU Rate Analyst V	15984	N	\$ 51,312.00	\$ 49,344.00	B	CCA 103	Y
11/16/07	Office Assistant IV	21378	N	\$ 27,756.00	\$ 30,012.00	B	CCA 103	Y
12/31/08	Office Assistant III	26272	N	\$ 31,212.00	\$ 31,212.00	B	CCA 104	N
07/03/09	FIERF Fin Inst Examiner II	106293	Y	\$ 67,488.00	\$ 67,488.00	B	CCA 104	Y
07/01/09	CRF Fin Inst Examiner II	118658	Y	\$ 67,488.00	\$ 67,488.00	B	CCA 104	Y*
07/16/97	Reg Bds/Com Admin Asst III	3769	N	\$ 55,500.00	\$ 57,660.00	B	CCA 105	Y
06/01/09	Office Assistant V	7934	N	\$ 41,040.00	\$ 39,480.00	B	CCA 105	N #
08/01/09	Office Assistant IV	12746	N	\$ 35,064.00	\$ 35,064.00	B	CCA 105	N #
08/09/08	Office Assistant IV	22646	N	\$ 27,756.00	\$ 27,756.00	B	CCA 105	N #
12/20/08	Office Assistant IV	24603	N	\$ 27,756.00	\$ 27,756.00	B	CCA 105	N #
07/25/09	Office Assistant V	37383	N	\$ 35,064.00	\$ 35,064.00	B	CCA 105	N #
12/31/08	Office Assistant IV	42126	N	\$ 36,516.00	\$ 35,064.00	B	CCA 105	N #
08/30/08	PVL Secretary II	108008	Y	\$ 32,424.00	\$ 32,424.00	B	CCA 105	N
11/07/07	CRF Program Specialist	110961	Y	\$ 51,300.00	\$ 51,300.00	B	CCA 105	Y
11/30/07	Secretary II, PVL	118828	Y	\$ 35,064.00	--	B	CCA 105	Y
04/16/09	Office Assistant IV	118935	N	\$ 32,424.00	\$ 32,424.00	B	CCA 105	N
04/01/09	Office Assistant IV	118936	N	\$ 33,756.00	\$ 33,756.00	B	CCA 105	N
10/01/08	Office Assistant III	118939	N	\$ 31,212.00	\$ 31,212.00	T	CCA 105	N #
08/01/08	Office Assistant IV	118944	N	\$ 27,756.00	\$ 27,756.00	T	CCA 105	N
10/22/09	Ins Rate & Policy Analyst IV	8692	N	\$ 53,352.00	\$ 53,352.00	B	CCA 106	N
07/01/09	Ins Rate & Policy Analyst IV	25145	N	\$ 64,920.00	\$ 64,920.00	B	CCA 106	N
05/20/09	IRF Staff Attorney III	110445	Y	\$ 44,448.00	\$ 72,996.00	B	CCA 106	N
04/01/09	IRF Program Assistant	110964	Y	\$ 62,424.00	\$ 62,424.00	B	CCA 106	N
05/23/08	CIAF Insurance Examiner II	112456	Y	\$ 62,400.00	\$ 62,400.00	B	CCA 106	Y**
11/15/08	CIAF Insurance Examiner II	118103	Y	\$ 66,000.00	\$ 66,000.00	B	CCA 106	Y*
05/06/08	CIAF Insurance Examiner II	118104	Y	\$ 59,400.00	\$ 59,400.00	B	CCA 106	N

Department of Commerce and Consumer Affairs

Table 10

Vacancy Report

Date of Vacancy	Position Title	Position Number	Exempt (Y/N)	Budgeted Amount	Actual Salary Last		MOF	Prog ID	Authority to Hire (Y/N)
					Paid				
05/22/09	CRF Licensing Clerk	118637	Y	\$ 28,836.00	\$ 28,836.00		B	CCA 106	N
05/18/09	Insurance Licensing Clerk	119029	N	\$ 33,756.00	\$ 33,756.00		B	CCA 106	N
05/01/09	Document Registration Supvr	5486	N	\$ 65,784.00	\$ 65,784.00		B	CCA 111	N
06/01/07	Business Registration Asst	34900	N	\$ 33,756.00	\$ 41,064.00		B	CCA 111	Y
06/16/06	Business Registration Asst	35708	N	\$ 33,756.00	\$ 39,672.00		B	CCA 111	Y
07/17/08	Legal Clerk	38869	N	\$ 32,424.00	\$ 37,968.00		B	CCA 111	N
10/01/09	Auditor V	38870	N	\$ 75,960.00	\$ 75,960.00		B	CCA 111	N
02/14/09	Securities Examiner III	49514	N	\$ 42,132.00	\$ 42,132.00		B	CCA 111	N
10/01/09	Business Registration Asst	49522	N	\$ 44,412.00	\$ 44,412.00		B	CCA 111	N
07/01/09	CRF Staff Attorney	102159	Y	\$ 68,388.00	\$ 68,388.00		B	CCA 111	N
09/01/08	Investigator IV	11196	N	\$ 45,576.00	\$ 53,364.00		B	CCA 112	N #
10/01/09	Investigator V	12132	N	\$ 64,920.00	\$ 64,920.00		B	CCA 112	N
04/01/09	Investigator IV	12734	N	\$ 67,488.00	\$ 67,488.00		B	CCA 112	N
09/01/09	Investigator V	15985	N	\$ 75,960.00	\$ 75,960.00		B	CCA 112	N
11/01/07	Staff Attorney I	101307	Y	\$ 62,652.00	\$ 62,652.00		B	CCA 112	N
12/31/08	Accountant III	2790	N	\$ 51,936.00	\$ 51,936.00		B	CCA 191	N #
06/01/09	Account Clerk IV	11249	N	\$ 42,684.00	\$ 42,684.00		B	CCA 191	N
08/25/09	Office Services Supervisor	13238	N	\$ 32,424.00	\$ 32,424.00		B	CCA 191	N
08/26/09	Legal Clerk	119019	N	\$ 39,480.00	\$ 39,480.00		B	CCA 191	N
08/19/09	ISCO Data Proc Sys Analyst IV	119346	Y	\$ 51,000.00	--		B	CCA 191	Y
* - job offer made to and accepted by selectee to the position.									
** - position was filled as of 1/4/10.									
# - position was filled by jurisdiction-wide RIF placement effective 12/16/09.									

Department of Commerce and Consumer Affairs
Personnel Separations

Table 11

<u>Prog ID/Org</u>	<u>Position Number</u>	<u>Perm/Temp</u>	<u>MOF</u>	<u>Position Title</u>	<u>Budgeted FTE</u>	<u>Budgeted Salary</u>	<u>Actual FTE</u>	<u>Actual Salary</u>	<u>BU Code</u>	<u>SR Level</u>
CCA 103/HA	2785	Perm	B	PU/Transportation Officer	1.00	\$ 112,596.00	1.00	\$ 112,596.00	35	EM-07
CCA 103/HA	15984	Perm	B	PU Rate Analyst V	1.00	\$ 51,312.00	1.00	\$ 49,344.00	13	SR-24
CCA 104/BA	26272	Perm	B	Office Assistant III	1.00	\$ 31,212.00	1.00	\$ 2,601.00	03	SR-08
CCA 104/BA	106293	Perm	B	FIERF Fin Inst Examiner II	1.00	\$ 67,488.00	1.00	\$ 67,488.00	13	SR-NA
CCA 104/BA	118658	Perm	B	CRF Fin Inst Examiner II	1.00	\$ 67,488.00	1.00	\$ 67,488.00	13	SR-NA
CCA 105/GA	7934	Perm	B	Office Assistant V	1.00	\$ 41,040.00	1.00	\$ 39,480.00	03	SR-12
CCA 105/GA	12746	Perm	B	Office Assistant IV	1.00	\$ 35,064.00	1.00	\$ 35,064.00	03	SR-10
CCA 105/GA	19618	Perm	B	Office Assistant IV	1.00	\$ 27,756.00	1.00	\$ 27,756.00	63	SR-10
CCA 105/GA	22646	Perm	B	Office Assistant IV	1.00	\$ 27,756.00	1.00	\$ 30,012.00	03	SR-10
CCA 105/GA	24603	Perm	B	Office Assistant IV	1.00	\$ 27,756.00	1.00	\$ 27,756.00	03	SR-10
CCA 105/GA	37383	Perm	B	Office Assistant V	1.00	\$ 35,064.00	1.00	\$ 35,064.00	03	SR-12
CCA 105/GA	42126	Perm	B	Office Assistant IV	1.00	\$ 36,516.00	1.00	\$ 35,064.00	03	SR-10
CCA 105/GA	43690	Perm	B	Secretary II	1.00	\$ 49,932.00	1.00	\$ 49,932.00	03	SR-14
CCA 105/GA	108008	Temp	B	PVL Secretary II	1.00	\$ 32,424.00	1.00	\$ 32,424.00	03	SR-NA
CCA 105/GA	118936	Temp	B	Office Assistant IV	1.00	\$ 33,756.00	1.00	\$ 33,756.00	03	SR-10
CCA 105/GA	118939	Perm	T	Office Assistant III	1.00	\$ 31,212.00	1.00	\$ 31,212.00	03	SR-08
CCA 105/GA	118944	Temp	T	Office Assistant IV	1.00	\$ 27,756.00	1.00	\$ 27,756.00	03	SR-10
CCA 106/EA	128	Perm	B	Insurance Licensing Asst	1.00	\$ 51,936.00	1.00	\$ 51,936.00	03	SR-15
CCA 106/EA	5913	Perm	B	Legal Stenographer II	1.00	\$ 36,516.00	1.00	\$ 36,516.00	03	SR-09
CCA 106/EA	8692	Perm	B	Ins Rate & Policy Analyst IV	1.00	\$ 53,352.00	1.00	\$ 53,352.00	13	SR-22
CCA 106/EA	25145	Perm	B	Ins Rate & Policy Analyst IV	1.00	\$ 64,920.00	1.00	\$ 64,920.00	13	SR-22
CCA 106/EA	108002	Perm	B	Captive Insurance Administrator	1.00	\$ 82,968.00	1.00	\$ 86,292.00	00	SR-NA
CCA 106/EA	110445	Perm	B	IRF Staff Attorney III	1.00	\$ 72,996.00	1.00	\$ 72,996.00	73	SR-NA
CCA 106/EA	110450	Perm	B	IRF Investigator IV	1.00	\$ 44,448.00	1.00	\$ 44,448.00	13	SR-NA
CCA 106/EA	110964	Perm	B	ISCO Data Proc Sys Analyst IV	1.00	\$ 62,424.00	1.00	\$ 62,424.00	13	SR-NA
CCA 106/EA	118103	Perm	B	CIAF Insurance Examiner II	1.00	\$ 66,000.00	1.00	\$ 66,000.00	13	SR-NA
CCA 106/EA	118637	Perm	B	CRF Licensing Clerk	1.00	\$ 28,836.00	1.00	\$ 28,836.00	03	SR-NA

Department of Commerce and Consumer Affairs
Personnel Separations

Table 11

<u>Prog ID/Org</u>	<u>Position Number</u>	<u>Perm/Temp</u>	<u>MOF</u>	<u>Position Title</u>	<u>Budgeted FTE</u>	<u>Budgeted Salary</u>	<u>Actual FTE</u>	<u>Actual Salary</u>	<u>BU Code</u>	<u>SR Level</u>
CCA 111/CA	5486	Perm	B	Document Registration Supvr	1.00	\$ 65,784.00	1.00	\$ 65,784.00	04	SR-21
CCA 111/CA	38869	Perm	B	Legal Clerk	1.00	\$ 32,424.00	1.00	\$ 37,968.00	03	SR-14
CCA 111/CA	38870	Perm	B	Auditor V	1.00	\$ 75,960.00	1.00	\$ 75,960.00	13	SR-24
CCA 111/CA	49514	Perm	B	Securities Examiner III	1.00	\$ 42,132.00	1.00	\$ 42,132.00	13	SR-20
CCA 111/CA	49517	Perm	B	Office Assistant IV	1.00	\$ 42,684.00	1.00	\$ 42,684.00	03	SR-10
CCA 111/CA	49522	Perm	B	Business Registration Asst	1.00	\$ 44,412.00	1.00	\$ 44,412.00	03	SR-15
CCA 111/CA	102159	Temp	B	CRF Staff Attorney	1.00	\$ 68,388.00	1.00	\$ 68,388.00	73	SR-NA
CCA 111/CA	102531	Temp	B	CRF Staff Attorney II	1.00	\$ 70,188.00	1.00	\$ 70,188.00	73	SR-NA
CCA 111/CA	108006	Temp	B	CRF Investigator IV	1.00	\$ 53,364.00	1.00	\$ 53,364.00	13	SR-22
CCA 111/CA	118109	Perm	B	Business Registration Asst	1.00	\$ 33,756.00	1.00	\$ 36,504.00	03	SR-15
CCA 112/AB	11196	Perm	B	Investigator IV	1.00	\$ 45,576.00	1.00	\$ 53,364.00	13	SR-22
CCA 112/AB	12132	Perm	B	Investigator V	1.00	\$ 64,920.00	1.00	\$ 64,920.00	23	SR-24
CCA 112/AB	12734	Perm	B	Investigator IV	1.00	\$ 67,488.00	1.00	\$ 67,488.00	13	SR-22
CCA 112/AB	15985	Perm	B	Investigator V	1.00	\$ 75,960.00	1.00	\$ 75,960.00	23	SR-24
CCA 112/AB	101315	Perm	B	RI Intake Investigator I	1.00	\$ 34,644.00	1.00	\$ 33,312.00	13	SR-NA
CCA 112/AB	101320	Perm	B	RI Intake Investigator I	1.00	\$ 34,644.00	1.00	\$ 34,644.00	13	SR-NA
CCA 191/AA	2790	Perm	B	Account Clerk V	1.00	\$ 51,936.00	1.00	\$ 51,936.00	03	SR-15
CCA 191/AA	11249	Perm	B	Account Clerk IV	1.00	\$ 42,684.00	1.00	\$ 42,684.00	03	SR-13
CCA 191/AA	13238	Perm	B	Office Services Supervisor	1.00	\$ 32,424.00	1.00	\$ 32,424.00	03	SR-14
CCA 191/AH	26218	Perm	B	Legal Secretary	1.00	\$ 58,440.00	1.00	\$ 58,440.00	63	SR-18
CCA 191/AA	30388	Perm	B	Cashier I	1.00	\$ 30,036.00	1.00	\$ 28,836.00	03	SR-10
CCA 191/AA	35158	Perm	B	Office Assistant IV	1.00	\$ 36,516.00	1.00	\$ 35,064.00	03	SR-10

Department of Commerce and Consumer Affairs
New Hires

Table 12

<u>New Hire Effective</u> Date:	<u>Prog ID/Org</u>	<u>Position</u> <u>Number</u>	<u>Perm/</u> <u>Temp</u>	<u>MOF</u>	<u>Position Title</u>	<u>Budgeted</u> <u>FTE</u>	<u>Budgeted</u> <u>Salary</u>	<u>Actual</u> <u>FTE</u>	<u>Actual</u> <u>Salary</u>	<u>BU Code</u>	<u>SR Level</u>
11/03/08	CCA 103/HA	15984	Perm	B	PU Rate Analyst V	1.00	\$ 51,312.00	1.00	\$ 49,344.00	13	SR-24
01/07/09	CCA 105/GA	33	Perm	B	Secretary II	1.00	\$ 32,424.00	1.00	\$ 32,424.00	03	SR-14
07/01/08	CCA 105/GA	24603	Perm	B	Office Assistant IV	1.00	\$ 27,756.00	1.00	\$ 27,756.00	03	SR-10
07/01/09	CCA 105/GA	42706	Perm	B	Reg Bds/Comm Admin Asst I	1.00	\$ 51,312.00	1.00	\$ 45,576.00	13	SR-22
10/01/08	CCA 105/GA	43691	Perm	B	Reg Bds/Comm Admin Asst I	1.00	\$ 45,576.00	1.00	\$ 62,424.00	13	SR-22
10/01/08	CCA 105/GA	118829	Temp	B	Reg Bds/Comm Admin Asst II	1.00	\$ 49,332.00	1.00	\$ 49,332.00	13	SR-NA
01/20/09	CCA 105/GA	118944	Temp	T	Office Assistant IV	1.00	\$ 27,756.00	1.00	\$ 27,756.00	03	SR-10
12/01/08	CCA 106/EA	5909	Perm	B	Insurance Program Spclt	1.00	\$ 55,500.00	1.00	\$ 67,488.00	13	SR-26
12/01/08	CCA 106/EA	42122	Perm	B	Office Assistant III	1.00	\$ 25,668.00	1.00	\$ 25,668.00	03	SR-08
10/01/09	CCA 106/EA	108002	Perm	B	Captive Insurance Administrator	1.00	\$ 82,968.00	1.00	\$ 82,500.00	00	SR-NA
02/17/09	CCA 106/EA	110317	Perm	B	CRF Rate & Policy Analyst IV	1.00	\$ 46,572.00	1.00	\$ 51,312.00	13	SR-NA
06/29/09	CCA 106/EA	110450	Perm	B	IRF Investigator IV	1.00	\$ 44,448.00	1.00	\$ 53,352.00	13	SR-NA
05/18/09	CCA 106/EA	110705	Perm	B	IRF Program Analyst	1.00	\$ 53,364.00	1.00	\$ 60,024.00	13	SR-NA
10/06/08	CCA 110/DA	21376	Perm	B	Investigator V	1.00	\$ 51,312.00	1.00	\$ 67,488.00	23	SR-24
11/19/09	CCA 111/CA	38510	Perm	B	Office Assistant III	1.00	\$ 25,668.00	1.00	\$ 26,700.00	03	SR-08
03/30/09	CCA 111/CA	40364	Perm	B	Office Assistant III	1.00	\$ 25,668.00	1.00	\$ 25,668.00	03	SR-08
07/01/08	CCA 111/CA	49516	Perm	B	Clerk Typist II	1.00	\$ 28,836.00	1.00	\$ 28,836.00	03	SR-08
07/01/09	CCA 111/CA	102531	Temp	B	CRF Staff Attorney	1.00	\$ 70,188.00	1.00	\$ 71,196.00	73	SR-NA
09/01/09	CCA 111/CA	108006	Temp	B	CRF Investigator IV	1.00	\$ 53,364.00	1.00	\$ 47,412.00	13	SR-NA
03/30/09	CCA 111/CA	118109	Perm	B	Business Registration Asst	1.00	\$ 33,756.00	1.00	\$ 33,756.00	03	SR-15
09/02/08	CCA 112/AB	101305	Perm	B	Office Assistant IV	1.00	\$ 27,756.00	1.00	\$ 27,756.00	03	SR-10
11/03/08	CCA 112/AB	101315	Perm	B	R I Intake Investigator III	1.00	\$ 34,644.00	1.00	\$ 43,824.00	13	SR-NA
09/15/08	CCA 112/AB	101320	Perm	B	R Intake Investigator I	1.00	\$ 34,644.00	1.00	\$ 36,024.00	13	SR-NA
09/15/08	CCA 112/AB	118430	Perm	B	Investigator I	1.00	\$ 36,024.00	1.00	\$ 36,024.00	13	SR-16
09/23/08	CCA 112/AB	118476	Perm	B	Investigator I	1.00	\$ 36,024.00	1.00	\$ 43,824.00	13	SR-16
09/29/08	CCA 112/AB	118478	Perm	B	Investigator I	1.00	\$ 36,024.00	1.00	\$ 36,024.00	13	SR-16
01/05/09	CCA 112/AB	118552	Perm	B	Legal Clerk	1.00	\$ 32,424.00	1.00	\$ 32,424.00	03	SR-14
02/09/09	CCA 112/AB	119164	Temp	B	R I Investigator IV	1.00	\$ 45,576.00	1.00	\$ 51,312.00	13	SR-NA

Department of Commerce and Consumer Affairs
New Hires

Table 12

<u>New Hire Effective Date:</u>	<u>Prog ID/Org</u>	<u>Position Number</u>	<u>Perm/Temp</u>	<u>MOF</u>	<u>Position Title</u>	<u>Budgeted FTE</u>	<u>Budgeted Salary</u>	<u>Actual FTE</u>	<u>Actual Salary</u>	<u>BU Code</u>	<u>SR Level</u>
02/18/09	CCA 191/AA	13238	Perm	B	Office Services Supervisor	1.00	\$ 32,424.00	1.00	\$ 32,424.00	03	SR-14
02/17/09	CCA 191/AA	30388	Perm	B	Cashier I	1.00	\$ 30,036.00	1.00	\$ 27,756.00	03	SR-10
08/01/08	CCA 191/AA	35661	Perm	B	Personnel Management Spclt II	1.00	\$ 42,132.00	1.00	\$ 42,132.00	73	SR-18

Department of Commerce and Consumer Affairs
Reduction in Force (RIF) Actions

Table 13

RIF Code	Prog ID/Org	RIF Action	Position ##	Position Title	MOF	FTE	Current Comp Rate	Position Salary Decrease	Position Salary Increase	Comp Freq (Mo/Hr)	SR Level	BU	Perm/ Temp	Placement Action	Reason
001A	CCA 191/AA	JW Placement-In	2790	Accountant III	B	1.00	3,652.00	(676.00)		M	SR-20 D	13	Perm	Fill Vacancy	
002A	CCA 105/GA	JW Placement-In	7934	Office Assistant V	B	1.00	2,922.00	(498.00)		M	SR-12 E	03	Perm	Fill Vacancy	
003A	CCA 112/AB	JW Placement-In	11196	Investigator IV	B	1.00	4,276.00		478.00	M	SR-22 F	13	Perm	Fill Vacancy	
004A	CCA 105/GA	JW Placement-In	12746	Office Assistant IV	B	1.00	2,702.00	(220.00)		M	SR-10 E	03	Perm	Fill Vacancy	
005A	CCA 105/GA	JW Placement-In	22646	Office Assistant IV	B	1.00	3,043.00		730.00	M	SR-15 C	03	Perm	Fill Vacancy	
006A	CCA 105/GA	JW Placement-In	24603	Office Assistant IV	B	1.00	2,503.00		190.00	M	SR-10 C	03	Perm	Fill Vacancy	
007A	CCA 105/GA	JW Placement-In	37383	Office Assistant V	B	1.00	3,420.00		498.00	M	SR-12 I	03	Perm	Fill Vacancy	
008A	CCA 105/GA	JW Placement-In	42126	Office Assistant IV	B	1.00	2,403.00	(640.00)		M	SR-10 B	03	Perm	Fill Vacancy	
009A	CCA 105/GA	JW Placement-In	118939	Office Assistant III	T	1.00	2,313.00	(288.00)		M	SR-08 C	03	Perm	Fill Vacancy	

Department of Commerce and Consumer Affairs
Expenditures Exceeding Federal Fund Ceiling

Table 14

<u>Prog ID</u>	<u>Appropriation Ceiling</u>	<u>Ceiling Increase</u>	<u>Date of Increase</u>	<u>Reason for Exceeding Ceiling</u>	<u>Recurring (Y/N)</u>	<u>GF Impact (Y/N)</u>	<u>ARRA?</u>
CCA102	0	approx. \$3 million*	9/17/2009	The date the program first notified that federal funds may be available was 07/01/09.	see below **	minimal to none	Y
<p>* Gov's approval on 9/17/09 is for approximately \$3M. However, DCCA is still waiting award of ARRA funds for broadband mapping and planning. Based on communications with NTIA, it appears that DCCA could receive approximately \$1.4M for mapping (for two years) and \$500,000 for planning (can be spent over five years).</p>							
<p>** Updates to the National Telecommunications and Information Administration (NTIA) for the national broadband map into the future will likely be required after the 5 years of this project. At this point, it is unknown what entity will be tasked with providing and funding such updates.</p>							

Department of Commerce and Consumer Affairs
Intradepartmental Transfers

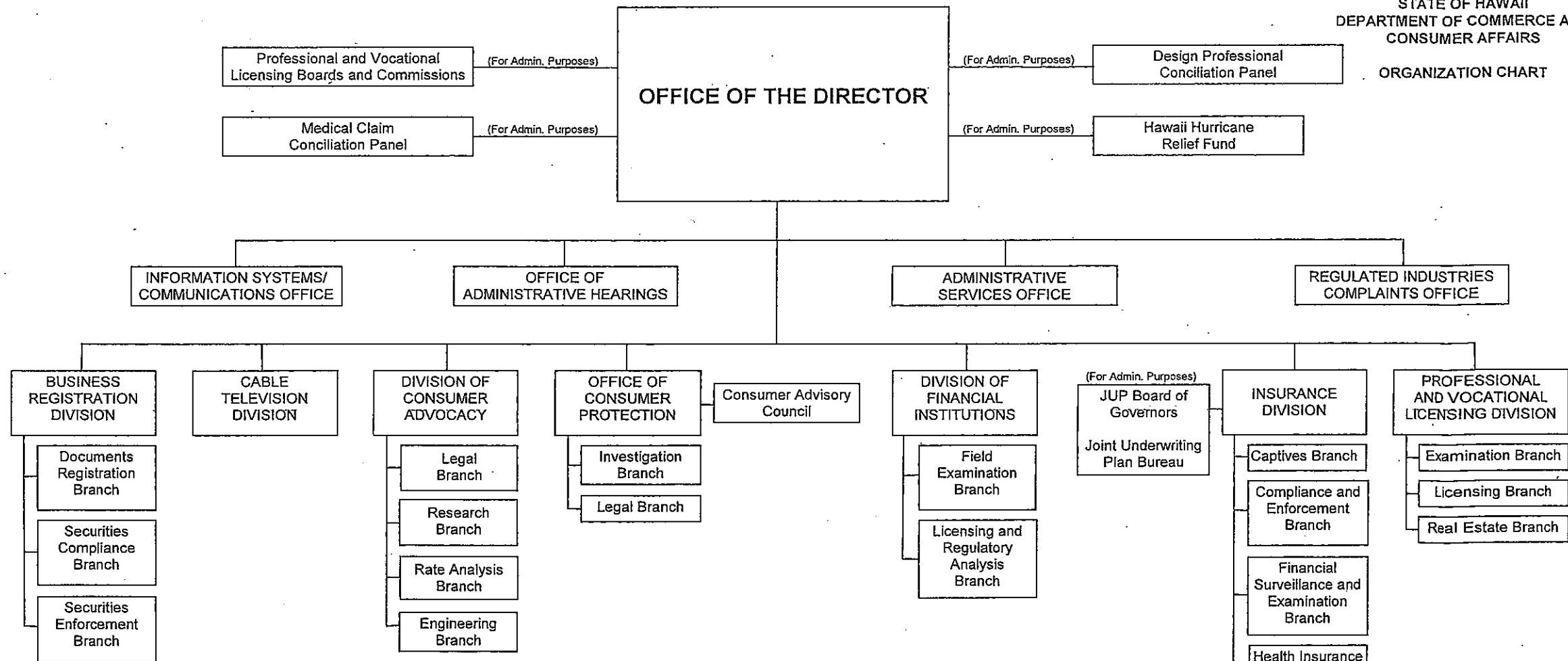
Table 15

<u>From Prog ID</u>	<u>To Prog ID</u>	<u>Amount Transferred</u>	<u>Date of Transfer</u>	<u>Reason for Transfer</u>	<u>Recurring (Y/N)</u>
None.					

Department of Commerce and Consumer Affairs
CIP Summary

Table 16

<u>Priority</u>	<u>Project Title</u>	<u>\$\$\$\$</u>	<u>MOF</u>
	None		



PROFESSIONAL AND VOCATIONAL LICENSING BOARDS, COMMISSIONS AND PROGRAMS

Accountancy
Activity Providers and Activity Desks*
Acupuncture
Barbering and Cosmetology
Boxing
Cemetery and Pre-Need Funeral Authority*
Chiropractic Examiners
Collection Agencies*
Commercial Employment Agencies*
Condominium Property Regimes*
Contractors
Dental Examiners

Dispensing Opticians*
Electricians and Plumbers
Electrologists*
Elevator Mechanics
Engineers, Architects, Surveyors and Landscape Architects
Hearing Aid Dealers and Fitters*
Limited Equity Housing Cooperatives*
Marriage and Family Therapists*
Massage Therapy
Medical Examiners
Mental Health Counselors
Mixed Martial Arts (effective 7/1/09; Act 279, SLH 2007)
Mortgage Brokers and Solicitors*

Motor Vehicle Industry Licensing
Motor Vehicle Repair Industry Licensing
Naturopathy
Nurses Aides*
Nursing
Nursing Home Administrators*
Occupational Therapists*
Optometry
Pest Control
Pharmacy
Physical Therapy
Pilotage*
Private Detectives and Guards

Psychology
Real Estate
Real Estate Appraisers*
Social Workers*
Speech Pathologists and Audiologists
Subdivision*
Time Sharing*
Travel Agencies*
Uniform Athlete Agents*
Veterinary Examiners

* Programs without boards or commissions.

STATE OF HAWAII
 DEPARTMENT OF COMMERCE AND
 CONSUMER AFFAIRS
 REGULATORY BOARDS, COMMISSIONS
 AND PROGRAMS

ORGANIZATION CHART

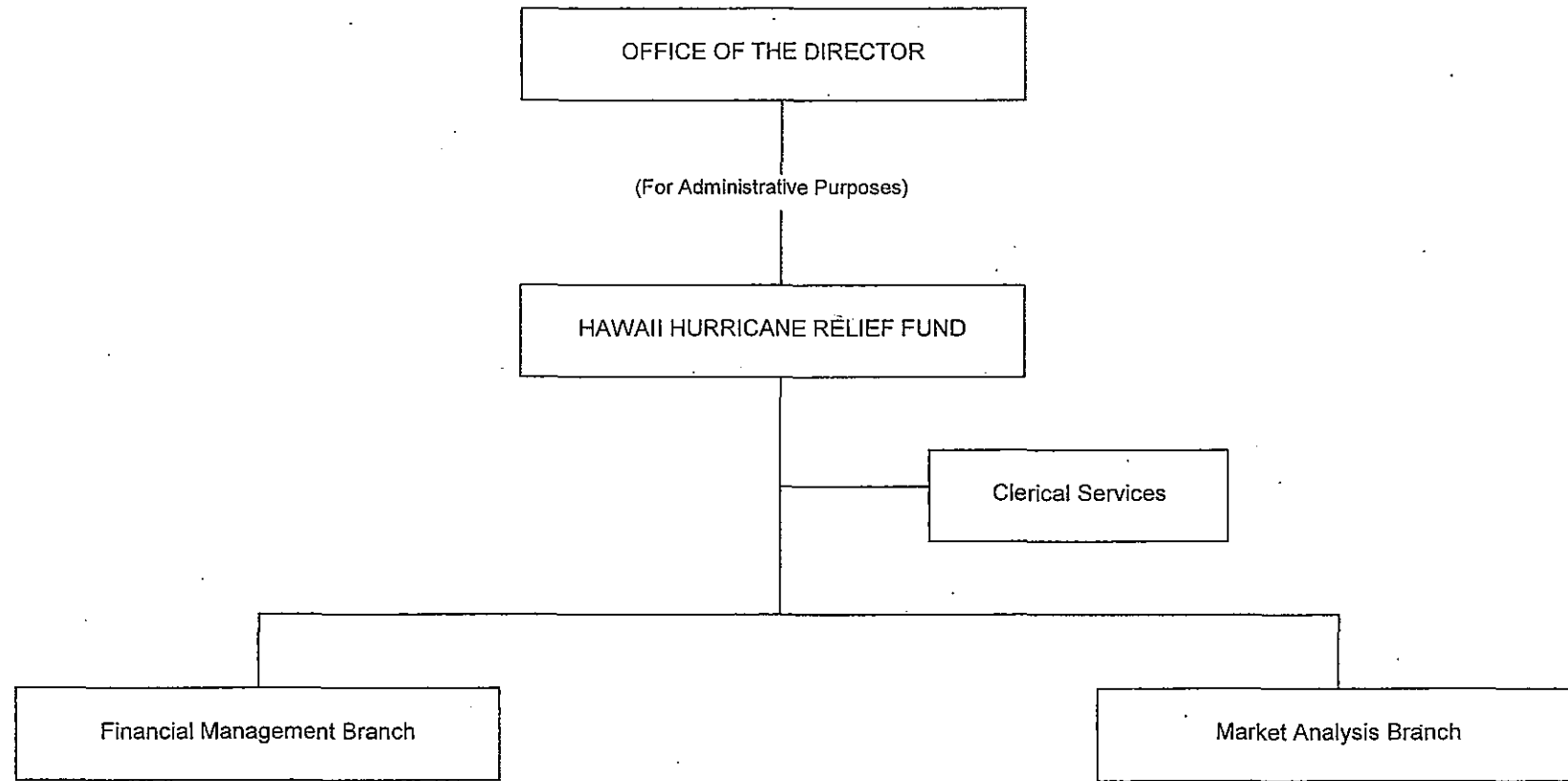
OFFICE OF THE DIRECTOR

(For Administrative Purposes)

REGULATORY BOARDS, COMMISSIONS AND PROGRAMS		
Regulatory Boards/Commissions Administrative Assistants		Real Estate Branch
Accountancy	Motor Vehicle Industry Licensing	Condominium Property Regimes*
Activity Providers and Activity Desks*	Motor Vehicle Repair Industry Licensing	Limited Equity Housing Cooperatives*
Acupuncture	Naturopathy	Real Estate
Barbering and Cosmetology	Nurses Aides*	
Boxing	Nursing	
Cemetery and Pre-need Funeral Authority*	Nursing Home Administrators*	
Chiropractic Examiners	Occupational Therapists*	
Collection Agencies*	Optometry	
Commercial Employment Agencies*	Pest Control	
Contractors	Pharmacy	
Dental Examiners	Physical Therapy	
Dispensing Opticians*	Pilotage*	
Electricians and Plumbers	Private Detectives and Guards	
Electrologists*	Psychology	
Elevator Mechanics	Real Estate Appraisers*	
Engineers, Architects, Surveyors and Landscape Architects	Social Workers*	
Hearing Aid Dealers and Fitters*	Speech Pathologists and Audiologists	
Marriage and Family Therapists*	Subdivision*	
Massage Therapy	Time Sharing*	
Medical Examiners	Travel Agencies*	
Mental Health Counselors	Uniform Athlete Agents*	
Mixed Martial Arts* (effective 7/1/09; Act 279, SLH 2007)	Veterinary Examiners	
Mortgage Brokers and Solicitors*		

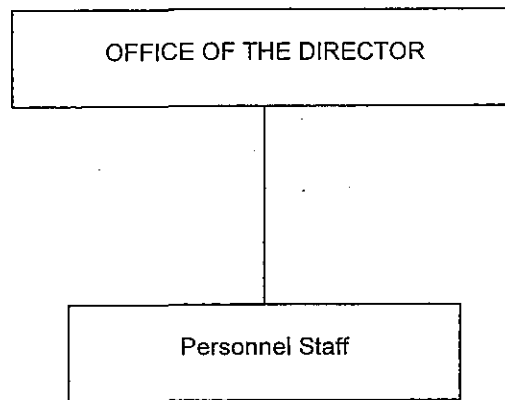
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
HAWAII HURRICANE RELIEF FUND

ORGANIZATION CHART



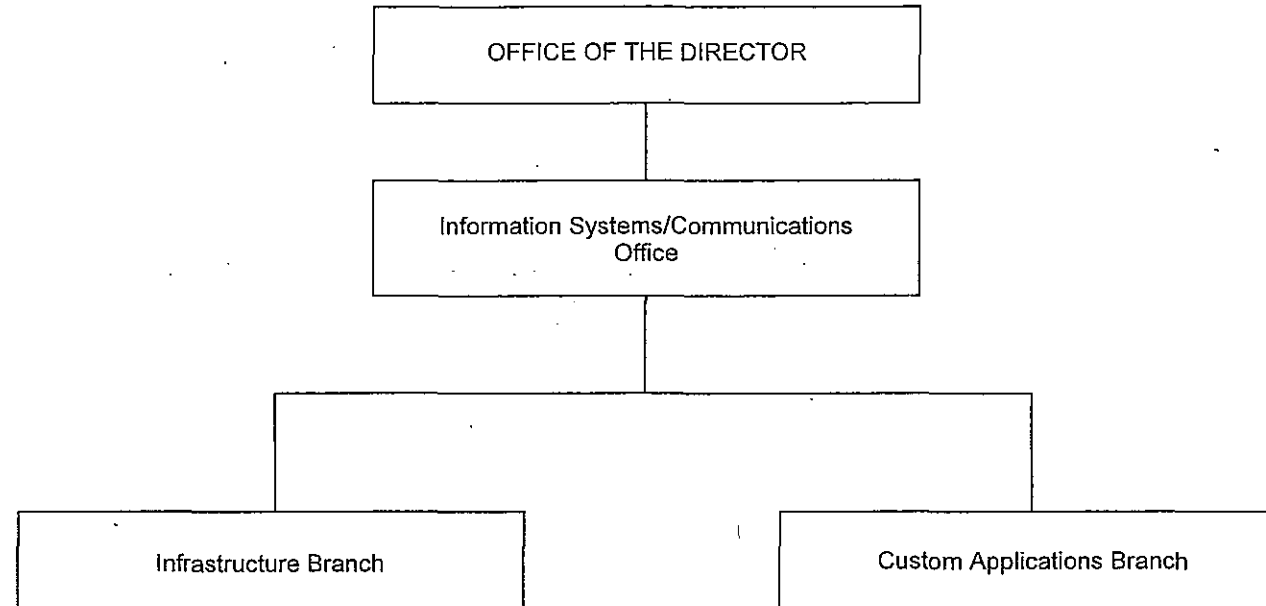
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
OFFICE OF THE DIRECTOR

ORGANIZATION CHART

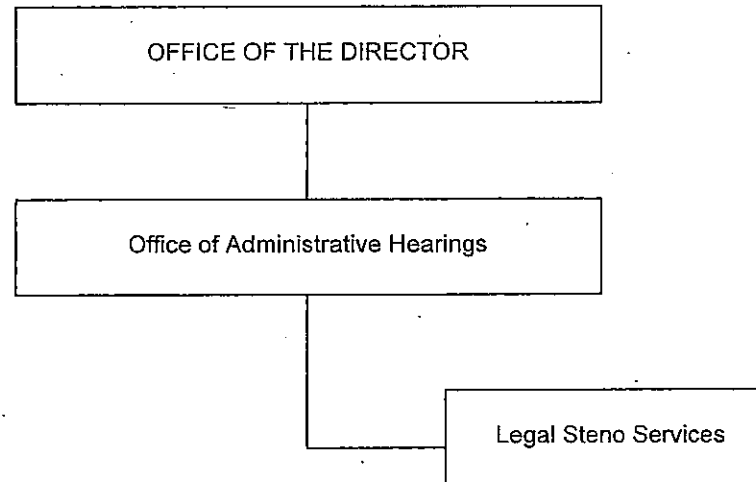


STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
INFORMATION SYSTEMS/COMMUNICATIONS
OFFICE

ORGANIZATION CHART

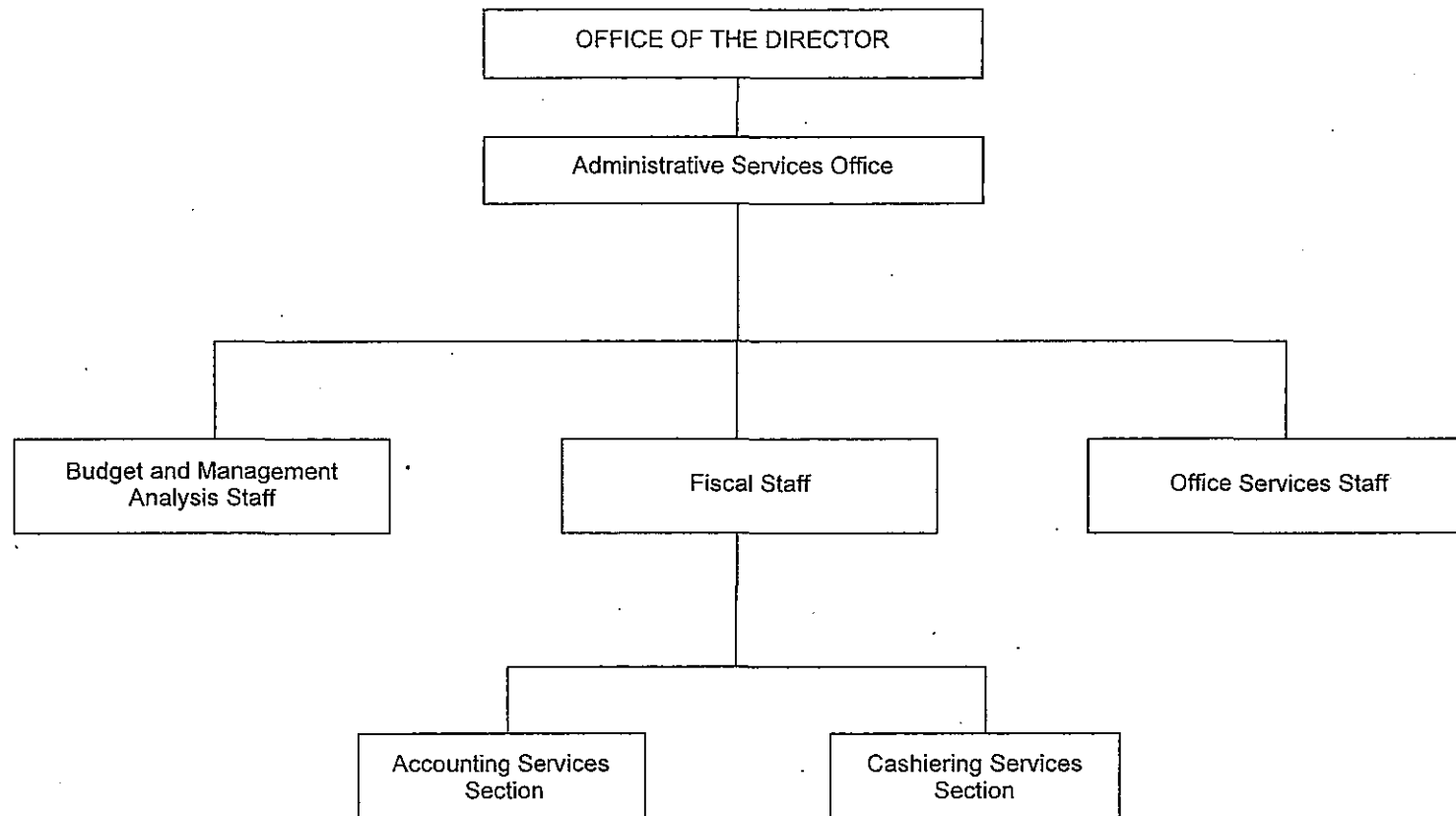


STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
OFFICE OF ADMINISTRATIVE HEARINGS
ORGANIZATION CHART



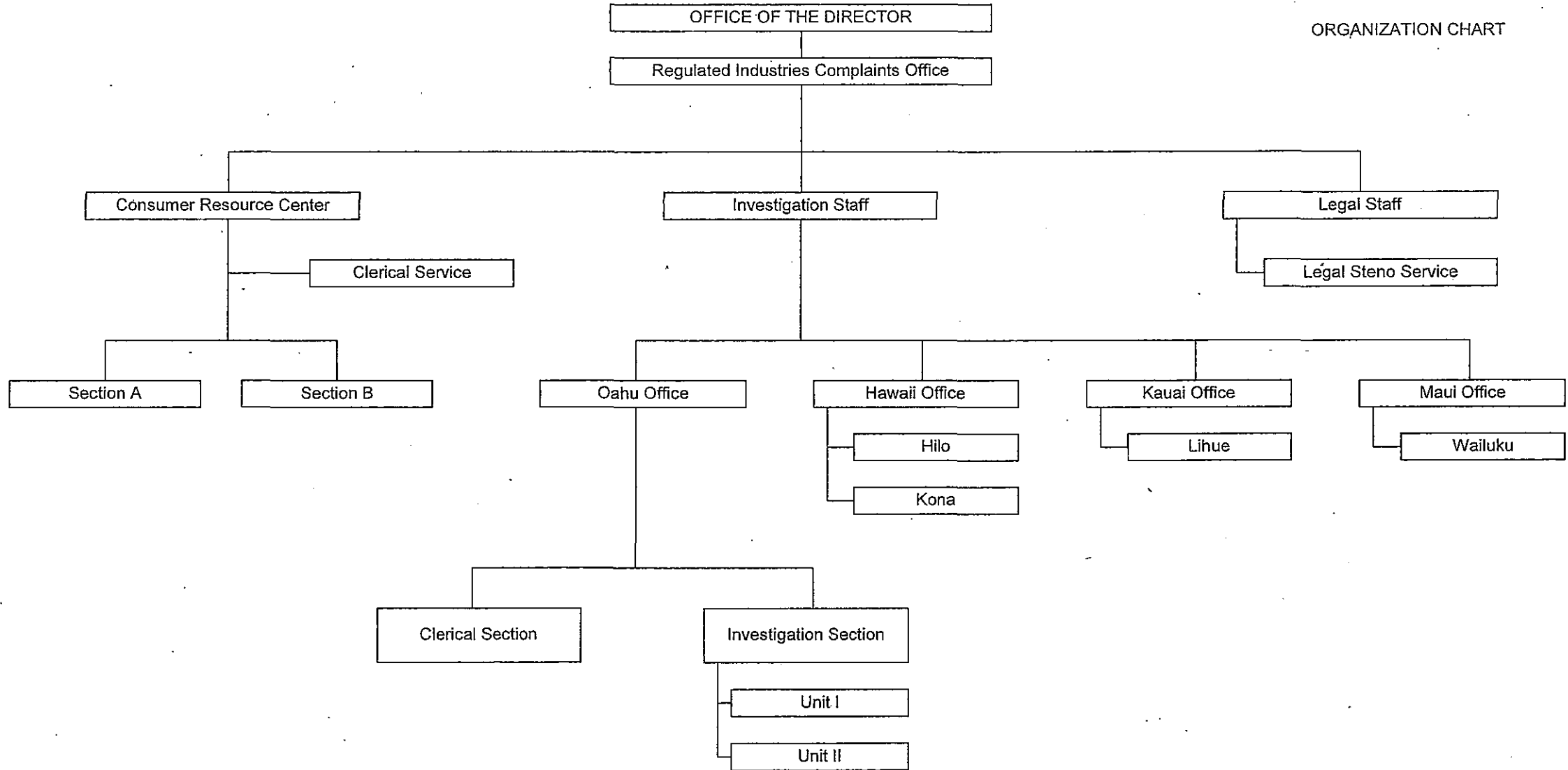
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
ADMINISTRATIVE SERVICES OFFICE

ORGANIZATION CHART



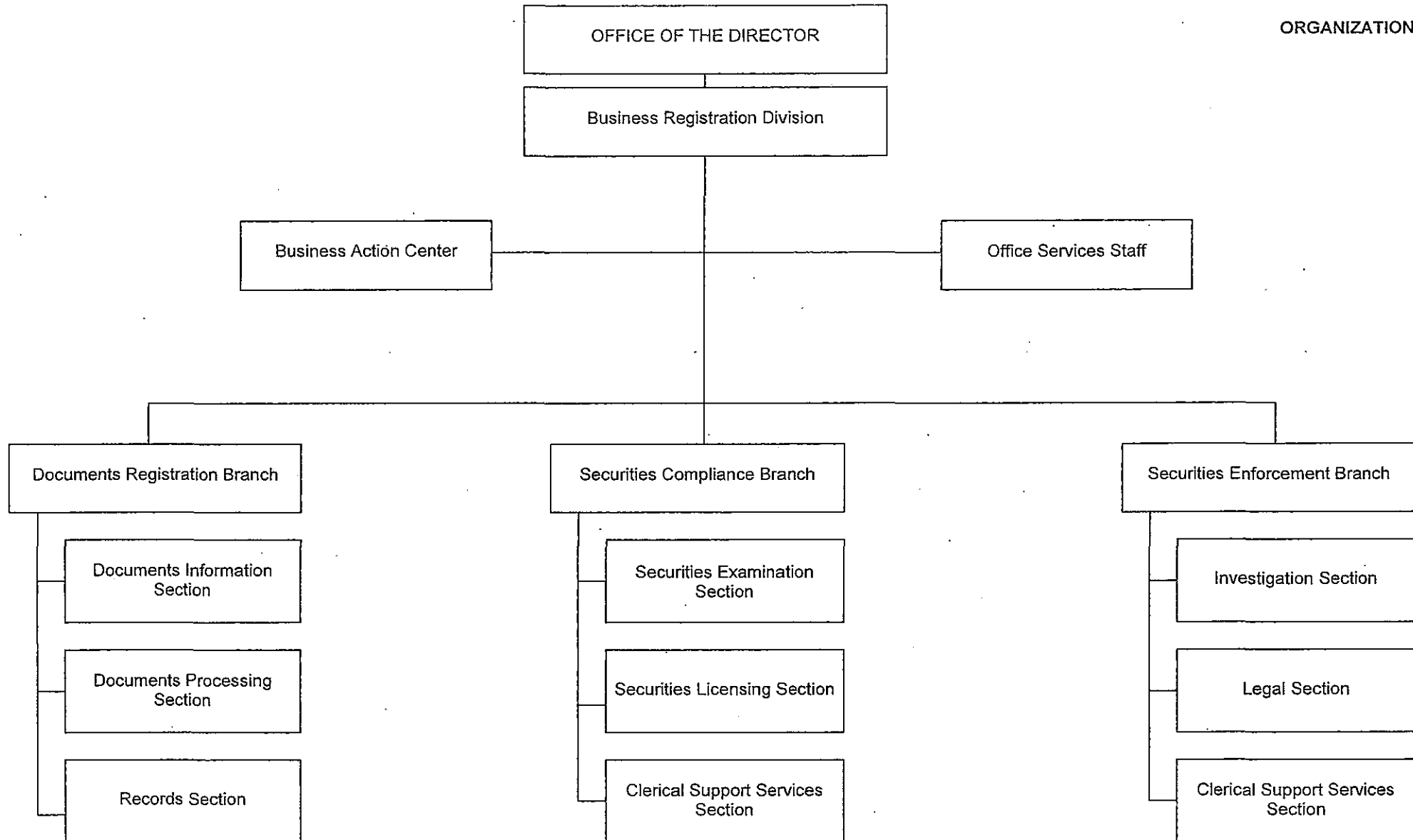
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
REGULATED INDUSTRIES COMPLAINTS OFFICE

ORGANIZATION CHART



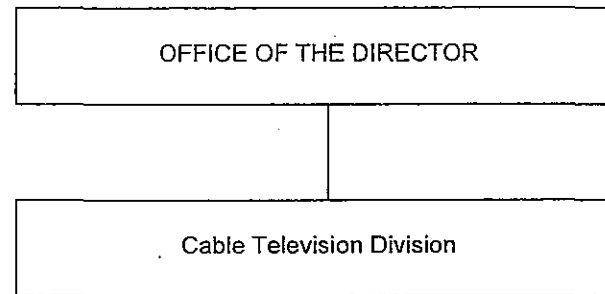
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
BUSINESS REGISTRATION DIVISION

ORGANIZATION CHART



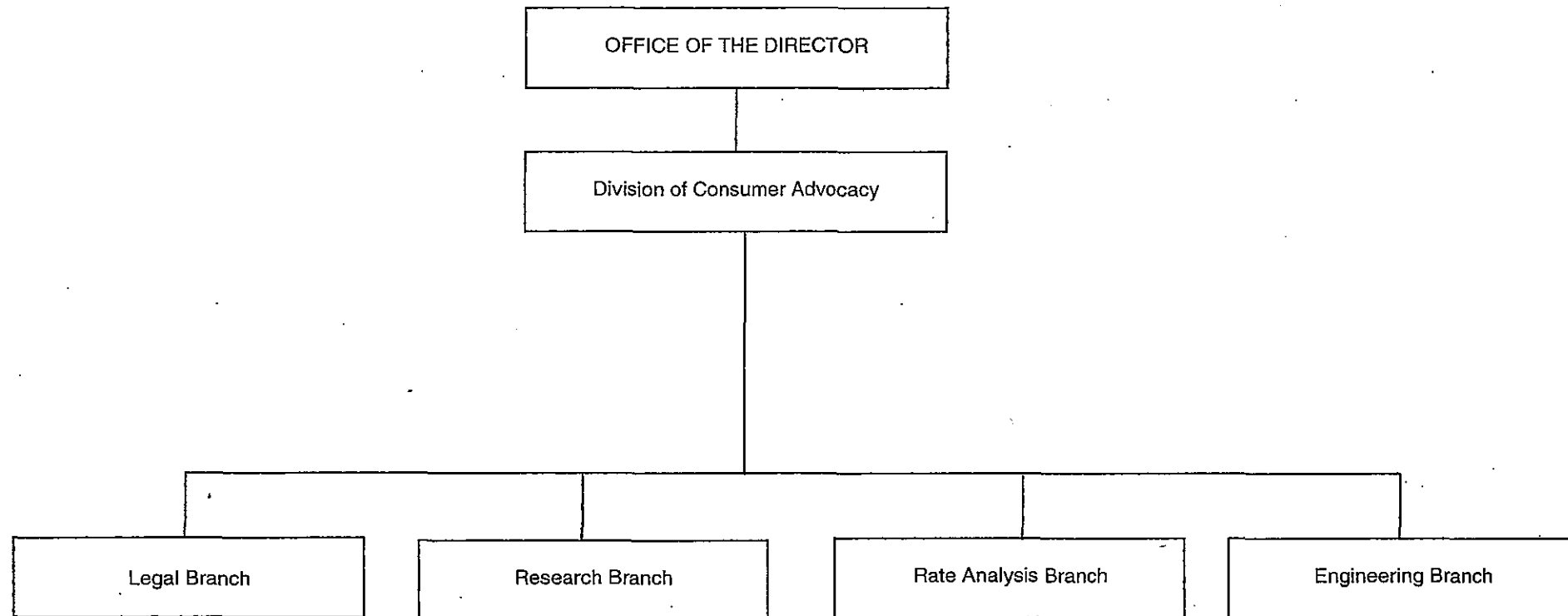
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
CABLE TELEVISION DIVISION

ORGANIZATION CHART



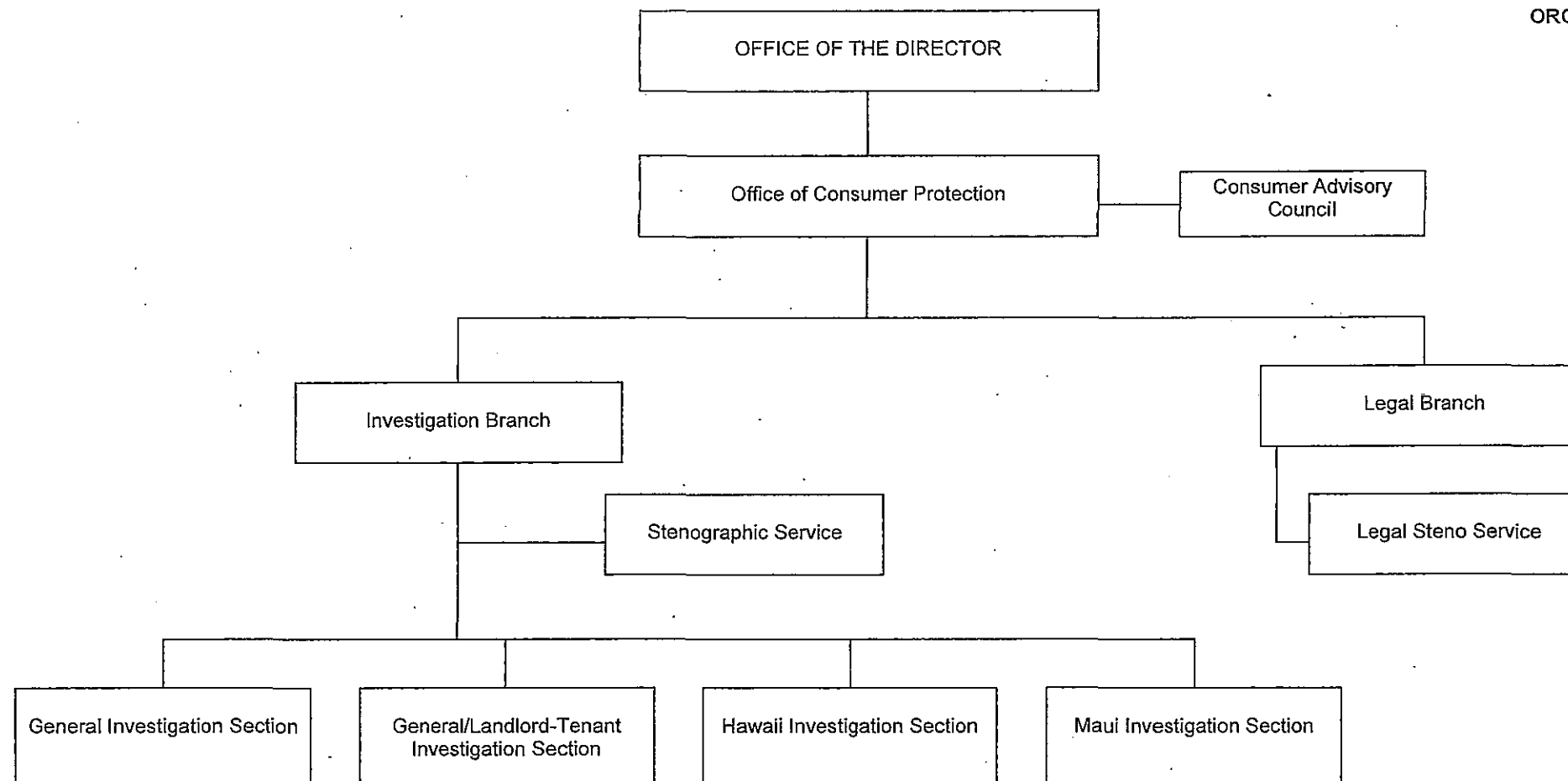
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY

ORGANIZATION CHART



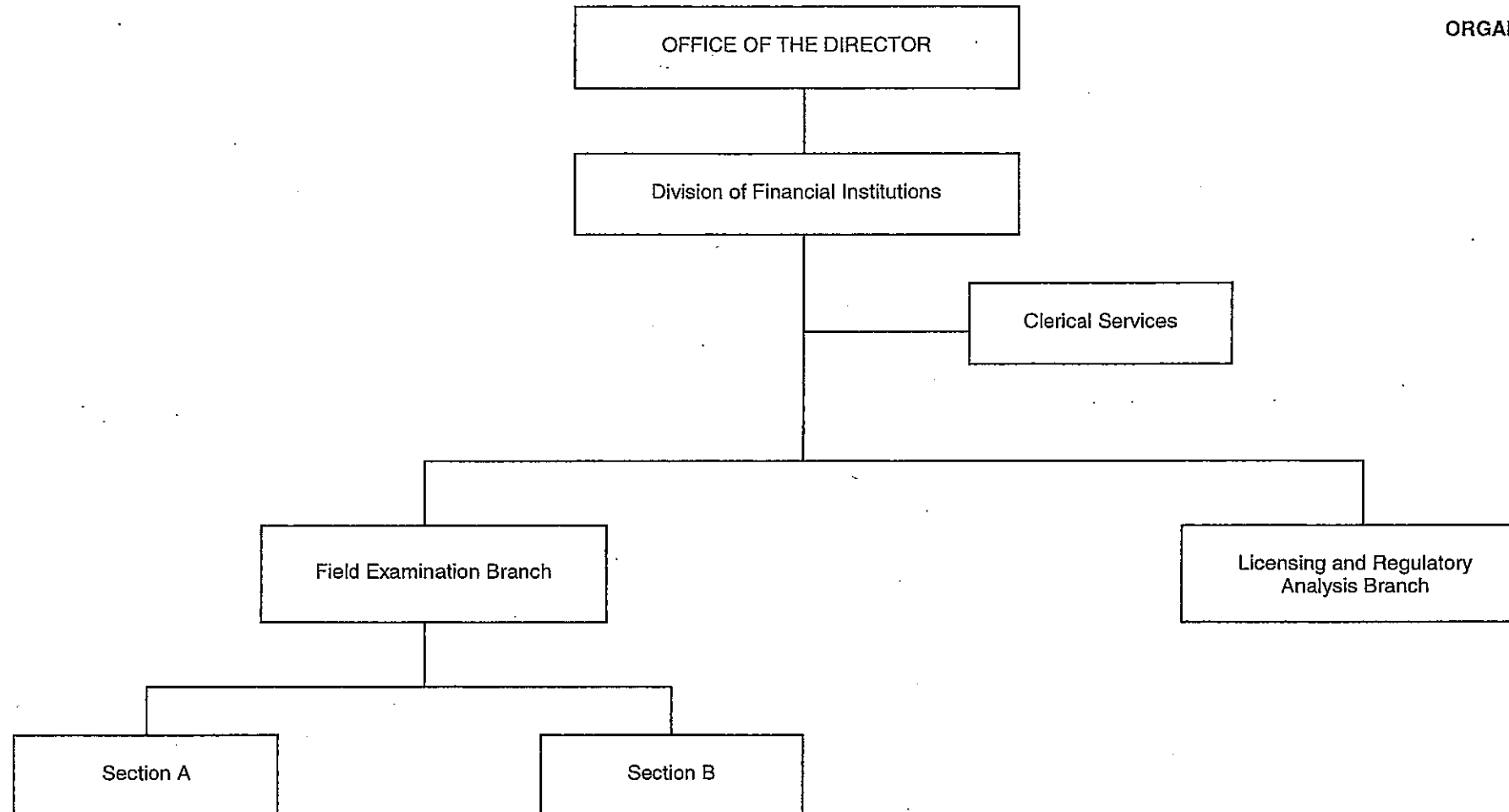
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
OFFICE OF CONSUMER PROTECTION

ORGANIZATION CHART



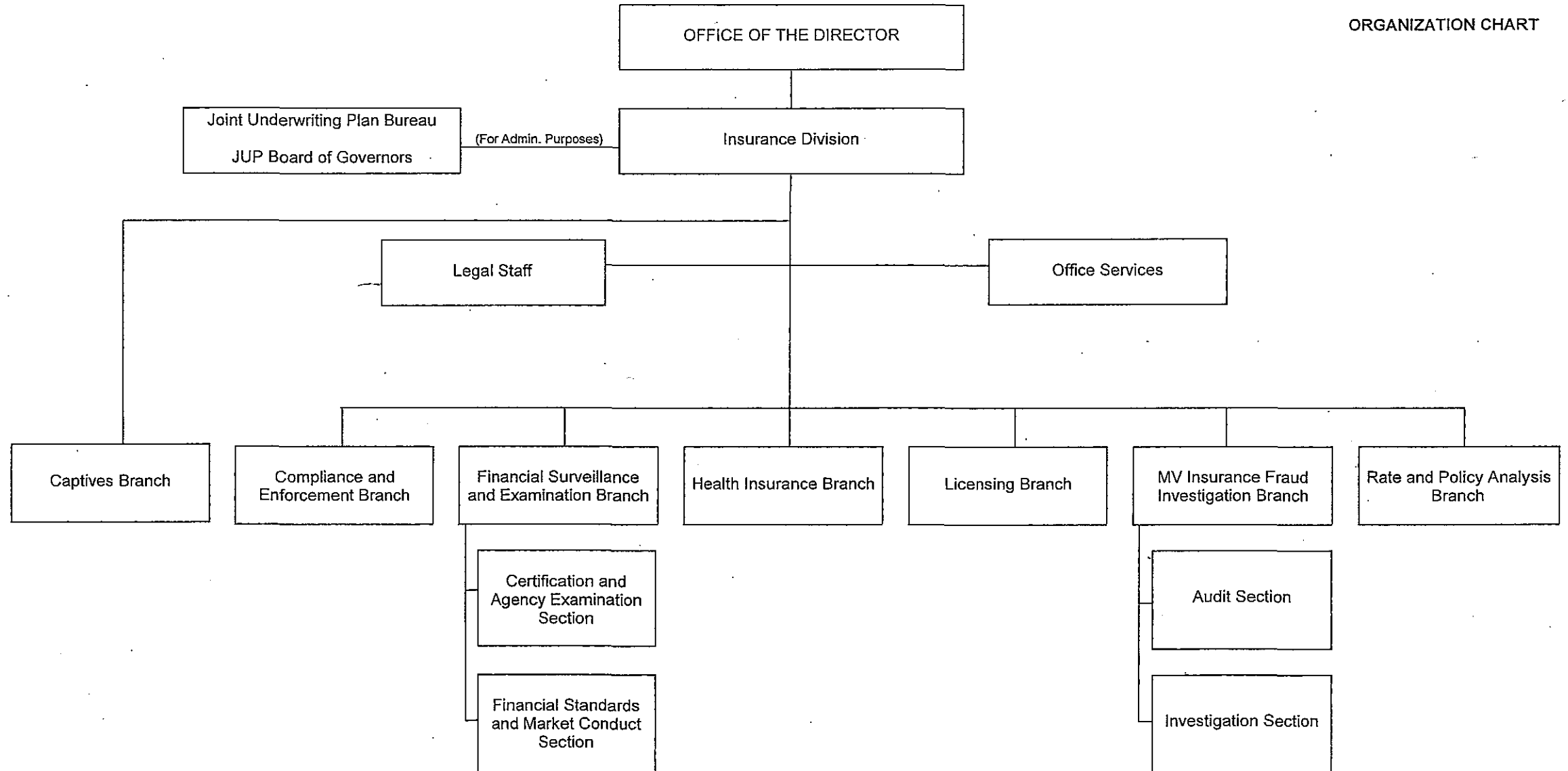
STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
DIVISION OF FINANCIAL INSTITUTIONS

ORGANIZATION CHART



STATE OF HAWAII
DEPARTMENT OF COMMERCE
AND CONSUMER AFFAIRS
INSURANCE DIVISION

ORGANIZATION CHART



STATE OF HAWAII
DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS
PROFESSIONAL AND VOCATIONAL LICENSING
DIVISION

ORGANIZATION CHART

