

JAN 21 2011

A BILL FOR AN ACT

RELATING TO SPECIAL FUNDS.

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

1 SECTION 1. Section 37-52.3, Hawaii Revised Statutes, is
2 amended to read as follows:

3 " ~~[+] §37-52.3 [—Criteria for the]~~ Special fund;
4 establishment and continuance [of special funds]. Special funds
5 shall only be established pursuant to an ~~[act]~~ Act of the
6 legislature. The legislature, in establishing or reviewing a
7 special fund to determine whether it should be continued, shall
8 ensure that the special fund:

- 9 (1) Serves the purpose for which it was originally
10 established;
- 11 (2) Reflects a clear nexus between the benefits sought and
12 charges made upon the users or beneficiaries of the
13 program~~[,]~~ or activity that is funded by the special
14 fund, as opposed to serving primarily as a means to
15 provide the program or users with an automatic means
16 of support that is ~~[removed from the normal]~~ not part
17 of the budget and appropriation process;



- 1 (3) Provides an appropriate means of financing for the
2 program or activity; and
3 (4) Demonstrates the capacity to be financially self-
4 sustaining."

5 SECTION 2. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 3. This Act shall take effect upon its approval.
8

INTRODUCED BY:

David Y. Lee



Report Title:

Special Funds

Description:

Clarifies the law with respect to the establishment and continuance of special funds.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

