
A BILL FOR AN ACT

RELATING TO CAPITAL IMPROVEMENTS.

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

1 SECTION 1. The purpose of this Act is to appropriate
2 moneys to accelerate the commencement of capital improvements
3 construction. The legislature finds that this Act is necessary
4 to promote economic recovery and job creation. The legislature
5 further finds that the appropriations made by this Act are
6 reasonable for the short term and reflective of an immediate
7 higher priority need of the State.

8 SECTION 2. The director of finance is authorized to issue
9 general obligation bonds in the sum of \$2,000,000 or so much
10 thereof as may be necessary and the same sum or so much thereof
11 as may be necessary is appropriated for fiscal year 2012-2013
12 for the planning and design of future construction projects and
13 to expedite the planning and implementation of construction
14 projects.

15 The appropriation made for the capital improvement projects
16 authorized by this section shall not lapse at the end of the
17 fiscal biennium for which the appropriation is made; provided



1 that all moneys from the appropriation unencumbered as of June
2 30, 2014, shall lapse as of that date.

3 The sum appropriated shall be expended by the department of
4 accounting and general services for the purposes of this Act.

5 SECTION 3. The director of finance is authorized to issue
6 general obligation bonds in the sum of \$2,000,000 or so much
7 thereof as may be necessary and the same sum or so much thereof
8 as may be necessary is appropriated for fiscal year 2012-2013
9 for the planning and design of future construction projects and
10 to expedite the planning and implementation of construction
11 projects.

12 The appropriation made for the capital improvement projects
13 authorized by this section shall not lapse at the end of the
14 fiscal biennium for which the appropriation is made; provided
15 that all moneys from the appropriation unencumbered as of June
16 30, 2014, shall lapse as of that date.

17 The sum appropriated shall be expended by the department of
18 education for the purposes of this Act.

19 SECTION 4. There is appropriated out of the special funds
20 of the University of Hawaii the sum of \$1,500,000 or so much
21 thereof as may be necessary for fiscal year 2012-2013 for the
22 planning and design of future construction projects and to



1 expedite the planning and implementation of construction
2 projects.

3 The sum appropriated shall be expended by the University of
4 Hawaii for the purposes of this Act.

5 SECTION 5. There is appropriated out of the highway
6 special fund the sum of \$2,000,000 or so much thereof as may be
7 necessary for fiscal year 2012-2013 for the planning and design
8 of future construction projects and to expedite the planning and
9 implementation of construction projects.

10 The sum appropriated shall be expended by the highways
11 division of the department of transportation for the purposes of
12 this Act.

13 SECTION 6. There is appropriated out of the airport
14 revenue fund the sum of \$2,000,000 or so much thereof as may be
15 necessary for fiscal year 2012-2013 for the planning and design
16 of future construction projects and to expedite the planning and
17 implementation of construction projects.

18 The sum appropriated shall be expended by the airports
19 division of the department of transportation for the purposes of
20 this Act.

21 SECTION 7. There is appropriated out of the harbor special
22 fund the sum of \$2,000,000 or so much thereof as may be



1 necessary for fiscal year 2012-2013 for the planning and design
2 of future construction projects and to expedite the planning and
3 implementation of construction projects.

4 The sum appropriated shall be expended by the harbors
5 division of the department of transportation for the purposes of
6 this Act.

7 SECTION 8. Section 103-8.5, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "**§103-8.5 Works of art special fund.** (a) There is
10 created a works of art special fund, into which shall be
11 transferred two-tenths of one per cent of all state fund
12 appropriations for capital improvements designated for the
13 construction cost element; provided that this transfer shall
14 apply only to capital improvement appropriations that are
15 designated for the construction or renovation of state
16 buildings. The two-tenths of one per cent transfer requirement
17 shall not apply to appropriations from the passenger facility
18 charge special fund established by section 261-5.5 and the
19 rental motor vehicle customer facility charge special fund
20 established under section 261-5.6.

21 (b) The works of art special fund shall be used solely for
22 the following purposes:



1 (1) Costs related to the acquisition of works of art,
2 including any consultant or staff services required to
3 carry out the art in public places and relocatable
4 works of art programs;

5 (2) Site modifications, display, and interpretive work
6 necessary for the exhibition of works of art;

7 (3) Upkeep services, including maintenance, repair, and
8 restoration of works of art;

9 (4) Storing and transporting works of art.

10 (c) The two-tenths of one per cent amount, which is
11 included in all capital improvement appropriations, shall be
12 calculated at the time the appropriation bills are signed into
13 law. The moneys shall be transferred into the works of art
14 special fund upon availability of moneys from the
15 appropriations. Each agency receiving capital improvement
16 appropriations shall calculate the two-tenths of one per cent
17 amount and transfer the moneys into the works of art special
18 fund.

19 (d) The comptroller and the state foundation on culture
20 and the arts shall decide on the specific art objects to
21 acquire, giving first consideration to placing appropriate
22 pieces of art at the locations of the original appropriation.



1 The selection of, commissioning artists for, reviewing of
2 design, execution, and placement of, and the acceptance of works
3 of art shall be the responsibility of the comptroller and the
4 state foundation on culture and the arts in consultation with
5 the affected agency or department.

6 Expenditures from the works of art special fund shall be
7 made by the comptroller.

8 (e) The comptroller shall:

9 (1) Provide each agency receiving capital improvement
10 appropriations with information regarding items that
11 shall be included and excluded from the two-tenths of
12 one per cent amount;

13 (2) Ensure that each agency calculates its two-tenths of
14 one per cent amount correctly; and

15 (3) Ensure that each agency transfers the correct amount
16 to the works of art special fund in a timely manner.

17 (f) The comptroller and the executive director shall track
18 amounts due from each agency under the two-tenths of one per
19 cent requirement as provided in this section."

20 SECTION 9. Each department to which an appropriation is
21 made pursuant to this Act shall report to the legislature each
22 project for which plans and designs were procured using the



1 appropriated moneys no later than sixty days following the
2 contract award for the project.

3 SECTION 10. Section 8 of this Act shall not apply to any
4 contract executed prior to July 1, 2012.

5 SECTION 11. New statutory material is underscored.

6 SECTION 12. This Act shall take effect on July 1, 2012;
7 provided that section 8 of this Act shall be repealed on June
8 30, 2015, and section 103-8.5, Hawaii Revised Statutes, shall be
9 reenacted in the form in which it read on June 30, 2012.

10

INTRODUCED BY: Calvin K. Ay

JAN 13 2012



H.B. NO. 1814

Report Title:

Capital Improvements; Appropriations

Description:

Makes appropriations from general obligation bonds and certain special funds for the planning and design of future construction projects. Reduces the transfer to the works of art special fund to 2/10 of 1% until 06/30/2015. Effective 07/01/2012.

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

