
A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO
THE LAPSING OF APPROPRIATIONS FOR THE CONSTRUCTION OR
ACQUISITION OF PUBLIC SCHOOL FACILITIES.

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

1 SECTION 1. The purpose of this Act is to propose an
2 amendment to article VII, section 11, of the Constitution of the
3 State of Hawaii Constitution to:

4 (1) Allow appropriations for the construction or
5 acquisition of public school facilities, other than
6 appropriations from the state educational facilities
7 improvement special fund, to be made for periods
8 exceeding three years; and

9 (2) Repeal the reference to the state educational
10 facilities improvement special fund.

11 SECTION 2. Article VII, section 11, of the Constitution of
12 the State of Hawaii is amended to read as follows:

13 "LAPSING OF APPROPRIATIONS

14 SECTION 11. All appropriations for which the source is
15 general obligation bond funds or general funds shall be for
16 specified periods. No such appropriation shall be made for a
17 period exceeding three years; provided that appropriations [~~from~~



1 ~~the state educational facilities improvement special fund~~ may
2 be made for periods exceeding three years to allow for
3 construction or acquisition of public school facilities ~~[]~~, as
4 provided by law. Any such appropriation of any portion of any
5 such appropriation that is unencumbered at the close of the
6 fiscal period for which the appropriation is made shall lapse;
7 provided that no appropriation for which the source is general
8 obligation bond funds nor any portion of any such appropriation
9 shall lapse if the legislature determines that the appropriation
10 or any portion of the appropriation is necessary to qualify for
11 federal aid financing and reimbursement. Where general
12 obligation bonds have been authorized for an appropriation, the
13 amount of the bond authorization shall be reduced in an amount
14 equal to the amount lapsed."

15 SECTION 3. The question to be printed on the ballot shall
16 be as follows:

17 "Shall the legislature have the power to appropriate moneys
18 from different funding sources as it deems appropriate by
19 law for the construction or acquisition of public school
20 facilities for periods exceeding three years?"



1 SECTION 4. Constitutional material to be repealed is
2 bracketed and stricken. New constitutional material is
3 underscored.

4 SECTION 5. This amendment shall take effect upon
5 compliance with article XVII, section 3, of the Constitution of
6 the State of Hawaii.

7

INTRODUCED BY:

Calvin K. Noy
BY REQUEST

JAN 17 2012



H.B. NO. 1890

Report Title:

Constitutional Amendment; State Educational Facilities
Improvement Special Fund; Lapsing of Appropriations for School
Facilities

Description:

Proposes a constitutional amendment relating to the lapsing of appropriations for the construction or acquisition of public school facilities to (1) repeal the reference to the state educational facilities improvement special fund and (2) allow appropriations for construction or acquisition of public school facilities to exceed 3 years as provided by law

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