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# A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1           SECTION 1. Section 37-74, Hawaii Revised Statutes, is  
2 amended by amending subsection (d) to read as follows:

3           "(d) No appropriation transfers or changes between  
4 programs or agencies shall be made without legislative  
5 authorization; provided that:

6           (1) Authorized transfers or changes, when made, shall be  
7 reported to the legislature;

8           (2) Except with respect to appropriations to fund  
9 financing agreements under chapter 37D, the University  
10 of Hawaii shall have the flexibility to transfer  
11 appropriated funds and positions for the operating  
12 cost category among programs, among cost elements in a  
13 program, and between quarters, as applicable; except  
14 with respect to appropriations to fund financing  
15 agreements under chapter 37D, the department of  
16 education shall have the flexibility to transfer  
17 appropriated funds and positions for the operating  
18 cost category among programs and among cost elements



1 in a program, and between quarters, as applicable;  
2 provided further that appropriations to the EDN 100  
3 school-based budgeting program identifier shall not be  
4 transferred to any other program identifier of the  
5 department of education; and the Hawaii health systems  
6 corporation and its regional system boards shall have  
7 the flexibility to transfer special fund  
8 appropriations among regional system hospital  
9 facilities as applicable and as mutually agreed to by  
10 the corporation and the respective regional system  
11 board; provided that the Hawaii health systems  
12 corporation and the regional system boards shall  
13 maintain the integrity and services of each individual  
14 regional system and shall not transfer appropriations  
15 out of any regional system that would result in a  
16 reduction of services offered by the regional system,  
17 with due regard for statutory requirements, changing  
18 conditions, the needs of the programs, and the  
19 effective utilization of resources; and  
20 (3) The university and the department of education shall  
21 account for each transfer implemented under this  
22 subsection in quarterly reports to the governor and



1           annual reports at the end of each fiscal year to the  
2           legislature and the governor, which shall be prepared  
3           in the form and manner prescribed by the governor and  
4           shall include information on the sources and uses of  
5           the transfer."

6           SECTION 2.   New statutory material is underscored.

7           SECTION 3.   This Act shall take effect on July 1, 2050.



**Report Title:**

Department of Education; Appropriation Limitation; Transfer Funds

**Description:**

Amends section 37-74(d), Hawaii Revised Statutes, to specify that appropriations to the EDN 100 school-based budgeting program identifier shall not be transferred to any other program identifier of the department of education. Effective 7/1/2050.  
(SD1)

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

