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# A BILL FOR AN ACT

RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND.

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

1           SECTION 1. The legislature finds that the national and  
2 global economic crisis that began in the second half of 2008 has  
3 caused significant economic problems in numerous industries in  
4 the State, including the airline, cruise ship, tourist, and  
5 construction industries. Mass layoffs have been reported by an  
6 increasing number of Hawaii businesses statewide, from the  
7 agricultural sector to the medical-services sector. Difficult  
8 economic times and declining tax revenues have resulted in  
9 budget cuts for all state services.

10           The current and impending situation jeopardizes the safety  
11 net of basic human services, health, and education needs for  
12 Hawaii's residents and families. While all of Hawaii's  
13 residents will be affected by the situation, gap group families  
14 and families closest to the poverty line will suffer the most.

15           Pursuant to Act 304, Session Laws of Hawaii 1999, the  
16 legislature established the emergency and budget reserve fund,  
17 which is codified in section 3238L-3, Hawaii Revised Statutes,  
18 as a temporary supplemental source of funding for the State of



1 Hawaii in times of emergency, economic downturn, or unforeseen  
2 reduction in revenues. As set forth in section 328L-3, Hawaii  
3 Revised Statutes, specific purposes for the fund include  
4 maintaining levels of programs determined to be essential to  
5 public health, safety, welfare, and education. Section 328L-3,  
6 Hawaii Revised Statutes, also includes certain prohibitions on  
7 appropriations from the emergency and budget reserve fund.  
8 Appropriations for the following purposes are specifically  
9 prohibited:

- 10 (1) To meet expenses of the legislature;
- 11 (2) To provide for salary adjustments for officials  
12 appointed pursuant to article V, section 6; or article  
13 VI, section 3, of the Hawaii State Constitution and  
14 for others whose salaries are directly related to  
15 salaries of these officials; and
- 16 (3) To fund cost items in any collective bargaining  
17 contract.

18 The legislature finds that expenditures from the emergency  
19 and budget reserve fund are needed to meet the conditions of  
20 emergency, economic downturn, and unforeseen reduction in  
21 revenues that the State currently faces. Further, the  
22 legislature finds that the appropriations in this Act are



1 consistent with the purposes of the emergency and budget reserve  
2 fund.

3 The purpose of this Act is to appropriate moneys from the  
4 emergency and budget reserve fund of the State of Hawaii to  
5 maintain the levels of programs determined to be essential to  
6 education, public health, and public welfare.

7 SECTION 2. There is appropriated out of the emergency and  
8 budget reserve fund of the State of Hawaii the sum of \$200,000  
9 or so much thereof as may be necessary for fiscal year 2011-2012  
10 for respite services.

11 The sum appropriated shall be expended by the department of  
12 health for the purposes of this Act.

13 SECTION 3. There is appropriated out of the emergency and  
14 budget reserve fund of the State of Hawaii the sum of \$1,500,000  
15 or so much thereof as may be necessary for fiscal year 2011-2012  
16 to supplement the healthy start program.

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

19 SECTION 4. There is appropriated out of the emergency and  
20 budget reserve fund of the State of Hawaii the sum of \$950,000  
21 or so much thereof as may be necessary for fiscal year 2011-2012



1 to provide funding for grants pursuant to chapter 42F, Hawaii  
2 Revised Statutes, to be distributed as follows:

- 3 (1) Catholic Charities Hawaii \$350,000
- 4 (2) Kapahulu Center \$300,000
- 5 (3) Moiliili Community Center \$150,000
- 6 (4) Waikiki Community Center \$150,000

7 The sum appropriated shall be expended by the department of  
8 health for the purposes of this Act.

9 SECTION 5. There is appropriated out of the emergency and  
10 budget reserve fund of the State of Hawaii the sum of \$3,000,000  
11 or so much thereof as may be necessary for fiscal year 2011-2012  
12 for the kupuna care program.

13 The sum appropriated shall be expended by the department of  
14 health for the purposes of this Act.

15 SECTION 6. There is appropriated out of the emergency and  
16 budget reserve fund of the State of Hawaii the sum of \$100,000  
17 or so much thereof as may be necessary for fiscal year 2011-2012  
18 for the Aging and Disability Resource Center.

19 The sum appropriated shall be expended by the department of  
20 health for the purposes of this Act.

21 SECTION 7. There is appropriated out of the emergency and  
22 budget reserve fund of the State of Hawaii the sum of \$1,500,000



1 or so much thereof as may be necessary for fiscal year 2011-2012  
2 for the developmental disabilities medicaid waiver program.

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

5 SECTION 8. There is appropriated out of the emergency and  
6 budget reserve fund of the State of Hawaii the sum of \$1,500,000  
7 or so much thereof as may be necessary for fiscal year 2011-2012  
8 for mental health services.

9 The sum appropriated shall be expended by the department of  
10 health for the purposes of this Act.

11 SECTION 9. There is appropriated out of the emergency and  
12 budget reserve fund of the State of Hawaii the sum of \$150,000  
13 or so much thereof as may be necessary for fiscal year 2011-2012  
14 for the partnerships in community living program.

15 The sum appropriated shall be expended by the department of  
16 health for the purposes of this Act.

17 SECTION 10. There is appropriated out of the emergency and  
18 budget reserve fund of the State of Hawaii the sum of \$1,400,000  
19 or so much thereof as may be necessary for fiscal year 2011-2012  
20 for substance abuse treatment.

21 The sum appropriated shall be expended by the department of  
22 health for the purposes of this Act.



1 SECTION 11. There is appropriated out of the emergency and  
2 budget reserve fund of the State of Hawaii the sum of \$125,000  
3 or so much thereof as may be necessary for fiscal year 2011-2012  
4 for the healthy aging partnerships program.

5 The sum appropriated shall be expended by the department of  
6 health for the purposes of this Act.

7 SECTION 12. There is appropriated out of the emergency and  
8 budget reserve fund of the State of Hawaii the sum of \$332,000  
9 or so much thereof as may be necessary for fiscal year 2011-2012  
10 to provide funding for grants pursuant to chapter 42F, Hawaii  
11 Revised Statutes, to the Waianae District Comprehensive Health  
12 and Hospital Board, Incorporated to support its emergency room  
13 services.

14 The sum appropriated shall be expended by the department of  
15 health for the purposes of this Act.

16 SECTION 13. There is appropriated out of the emergency and  
17 budget reserve fund of the State of Hawaii the sum of \$270,000  
18 or so much thereof as may be necessary for fiscal year 2011-2012  
19 for HIV/AIDS related services.

20 The sum appropriated shall be expended by the department of  
21 health for the purposes of this Act.



1 SECTION 14. There is appropriated out of the emergency and  
2 budget reserve fund of the State of Hawaii the sum of \$1,000,000  
3 or so much thereof as may be necessary for fiscal year 2011-2012  
4 to fund the housing first pilot program, through a collaboration  
5 between the Hawaii public housing authority and the department  
6 of human services, for chronically homeless individuals,  
7 including those who have an addiction or mental illness, or  
8 both.

9 The Hawaii public housing authority, in collaboration with  
10 the department of human services shall prepare a report to the  
11 legislature on the progress of the housing first pilot program.  
12 The Hawaii public housing authority shall submit the report to  
13 the legislature no later than twenty days prior to the convening  
14 of the regular session of 2012.

15 The sum appropriated shall be expended by the department of  
16 human services for the purposes of this Act.

17 SECTION 15. There is appropriated out of the emergency and  
18 budget reserve fund of the State of Hawaii the sum of \$500,000  
19 or so much thereof as may be necessary for fiscal year 2011-2012  
20 for meals for the elderly for kupuna care.

21 The sum appropriated shall be expended by the department of  
22 health's executive office on aging for the purposes of this Act.



1 SECTION 16. There is appropriated out of the emergency and  
2 budget reserve fund of the State of Hawaii the sum of \$500,000  
3 or so much thereof as may be necessary for fiscal year 2011-2012  
4 to provide funding for grants pursuant to chapter 42F, Hawaii  
5 Revised Statutes, to Kokua Kalihi Valley Comprehensive Family  
6 Services.

7 The sum appropriated shall be expended by the department of  
8 health for the purposes of this Act.

9 SECTION 17. There is appropriated out of the emergency and  
10 budget reserve fund of the State of Hawaii the sum of \$180,000  
11 or so much thereof as may be necessary for fiscal year 2011-2012  
12 to provide funding for grants pursuant to chapter 42F, Hawaii  
13 Revised Statutes, to The Path Clinic for services to pregnant  
14 women struggling with addiction.

15 The sum appropriated shall be expended by the department of  
16 health for the purposes of this Act.

17 SECTION 18. There is appropriated out of the emergency and  
18 budget reserve fund of the State of Hawaii the sum of \$200,000  
19 or so much thereof as may be necessary for fiscal year 2011-2012  
20 to provide funding for grants pursuant to chapter 42F, Hawaii  
21 Revised Statutes, to the Windward Spouse Abuse Shelter.





1           The sum appropriated shall be expended by the department of  
2 human services for the purposes of this Act.

3           SECTION 19. There is appropriated out of the emergency and  
4 budget reserve fund of the State of Hawaii the sum of \$200,000  
5 or so much thereof as may be necessary for fiscal year 2011-2012  
6 to provide funding for grants pursuant to chapter 42F, Hawaii  
7 Revised Statutes, to the Blueprint for Change for neighborhood  
8 place walk-in centers.

9           The sum appropriated shall be expended by the department of  
10 human services for the purposes of this Act.

11           SECTION 20. There is appropriated out of the emergency and  
12 budget reserve fund of the State of Hawaii the sum of \$550,000  
13 or so much thereof as may be necessary for fiscal year 2010-2011  
14 to provide funding for grants pursuant to chapter 42F, Hawaii  
15 Revised Statutes, to the Hawaii Primary Care Association for the  
16 Hawaii immigrant health initiative program provided at federally  
17 qualified health centers;

18           The sum appropriated shall be expended by the department of  
19 human services for the purposes of this Act.

20           SECTION 21. There is appropriated out of the emergency and  
21 budget reserve fund of the State of Hawaii the sum of \$1,378,500  
22 or so much thereof as may be necessary for fiscal year 2011-2012



1 to provide funding for grants pursuant to chapter 42F, Hawaii  
 2 Revised Statutes, to support domestic violence shelters  
 3 statewide and to be distributed as follows:

4	(1) Child and Family Service	
5	(A) Two shelters on Oahu	\$206,429
6	(B) Two shelters on Big Island	\$206,429
7	(2) Parents and Children Together	\$103,214
8	(3) Women Helping Women	\$103,214
9	(4) Molokai Community Service Council	\$40,000
10	(5) Young Women's Christian	
11	Association of Kauai	\$103,214
12	(6) Statewide domestic violence shelters	\$616,000

13 The sum appropriated shall be expended by the department of  
 14 human services for the purposes of this Act.

15 SECTION 22. There is appropriated out of the emergency and  
 16 budget reserve fund of the State of Hawaii the sum of \$210,000  
 17 or so much thereof as may be necessary for fiscal year 2011-2012  
 18 to provide funding for grants pursuant to chapter 42F, Hawaii  
 19 Revised Statutes, to Hale Mahaolu for personal care services.

20 The sum appropriated shall be expended by the department of  
 21 human services for the purposes of this Act.



1 SECTION 23. There is appropriated out of the emergency and  
2 budget reserve fund of the State of Hawaii the sum of \$200,000  
3 or so much thereof as may be necessary for fiscal year 2011-2012  
4 for the shelter plus care program.

5 The sum appropriated shall be expended by the department of  
6 human services for the purposes of this Act.

7 SECTION 24. There is appropriated out of the emergency and  
8 budget reserve fund of the State of Hawaii the sum of \$1,900,000  
9 or so much thereof as may be necessary for fiscal year 2010-2011  
10 to provide funding for grants pursuant to chapter 42F, Hawaii  
11 Revised Statutes, to the Hawaii Primary Care Association for  
12 adult dental care provided at federally qualified health  
13 centers; provided that the funds shall not be used for any other  
14 purpose. The governor is authorized to utilize enhanced federal  
15 medical assistance percentages funds to offset the amount  
16 appropriated; provided that the total amount shall not exceed  
17 \$1,900,000. The department of human services shall prepare a  
18 report on:

- 19 (1) The number of adults receiving these benefits;  
20 (2) The cost per person;  
21 (3) Total breakdown of administrative costs and other  
22 overhead costs; and



1           (4) Statistics, if available, on how this dental program  
2           is reducing the number of emergency dental-related  
3           medical procedures;  
4 provided further that the department of human services shall  
5 submit its report to the legislature no later than twenty days  
6 prior to the convening of the 2012 regular session. The sum  
7 appropriated shall be expended by the department of human  
8 services for the purposes of this Act.

9           SECTION 25. There is appropriated out of the emergency and  
10 budget reserve fund of the State of Hawaii the sum of \$100,000  
11 or so much thereof as may be necessary for fiscal year 2010-2011  
12 for the Maui Community College, University of Hawaii, for the  
13 adult dental care program.

14           The sum appropriated shall be expended by the department of  
15 human services for the purposes of this Act.

16           SECTION 26. There is appropriated out of the emergency and  
17 budget reserve fund of the State of Hawaii the sum of \$100,000  
18 or so much thereof as may be necessary for fiscal year 2010-2011  
19 to provide funding for grants pursuant to chapter 42F, Hawaii  
20 Revised Statutes, to the Hawaii Primary Care Association for  
21 outstationed eligibility worker services provided at federally  
22 qualified health centers.



1           The sum appropriated shall be expended by the department of  
2 human services for the purposes of this Act.

3           SECTION 27. There is appropriated out of the emergency and  
4 budget reserve fund of the State of Hawaii the sum of \$80,000 or  
5 so much thereof as may be necessary for fiscal year 2010-2011 to  
6 provide funding for grants pursuant to chapter 42F, Hawaii  
7 Revised Statutes, to the Hawaii Primary Care Association for  
8 outreach services provided at federally qualified health  
9 centers.

10          The sum appropriated shall be expended by the department of  
11 human services for the purposes of this Act.

12          SECTION 28. There is appropriated out of the emergency and  
13 budget reserve fund of the State of Hawaii the sum of \$44,636 or  
14 so much thereof as may be necessary for fiscal year 2010-2011 to  
15 provide funding for grants pursuant to chapter 42F, Hawaii  
16 Revised Statutes, to the Hawaii Primary Care Association for  
17 outreach services to locate uninsured children provided at  
18 federally qualified health centers.

19          The sum appropriated shall be expended by the department of  
20 human services for the purposes of this Act.

21          SECTION 29. There is appropriated out of the emergency and  
22 budget reserve fund of the State of Hawaii the sum of \$800,000



1 or so much thereof as may be necessary for fiscal year 2011-2012  
2 for child care subsidies.

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

5 SECTION 30. There is appropriated out of the emergency and  
6 budget reserve fund of the State of Hawaii the sum of \$1,000,000  
7 or so much thereof as may be necessary for fiscal year 2011-2012  
8 for the general assistance program under section 346-71, Hawaii  
9 Revised Statutes, to maintain the general assistance benefit  
10 amount at \$450 per person per month or as close to \$450 per  
11 person per month as possible, given the monthly caseload.

12 The sum appropriated shall be expended by the department of  
13 human services for the purposes of this Act.

14 SECTION 31. There is appropriated out of the emergency and  
15 budget reserve fund of the State of Hawaii the sum of \$200,000  
16 or so much thereof as may be necessary for fiscal year 2011-2012  
17 to provide funding for grants pursuant to chapter 42F, Hawaii  
18 Revised Statutes; to Adult Friends for Youth for youth gang  
19 prevention and intervention services.

20 The sum appropriated shall be expended by the department of  
21 human services for the purposes of this Act.



1 SECTION 32. There is appropriated out of the emergency and  
2 budget reserve fund of the State of Hawaii the sum of \$447,750  
3 or so much thereof as may be necessary for fiscal year 2011-2012  
4 to provide funding for grants pursuant to chapter 42F, Hawaii  
5 Revised Statutes, to Hawaii Centers for Independent Living for  
6 the statewide independent living purchase of services.

7 The sum appropriated shall be expended by the department of  
8 human services for the purposes of this Act.

9 SECTION 33. There is appropriated out of the emergency and  
10 budget reserve fund of the State of Hawaii the sum of \$150,000  
11 or so much thereof as may be necessary for fiscal year 2011-2012  
12 to provide funding for grants pursuant to chapter 42F, Hawaii  
13 Revised Statutes, to the Susannah Wesley Community Center for  
14 the Susannah Wesley Community Center Youth Service Center.

15 The sum appropriated shall be expended by the department of  
16 human services for the purposes of this Act.

17 SECTION 34. There is appropriated out of the emergency and  
18 budget reserve fund of the State of Hawaii the sum of \$37,500 or  
19 so much thereof as may be necessary for fiscal year 2011-2012 to  
20 provide funding for grants pursuant to chapter 42F, Hawaii  
21 Revised Statutes, to Planned Parenthood of Hawaii for statewide  
22 sexual health education.



1           The sum appropriated shall be expended by the department of  
2 human services for the purposes of this Act.

3           SECTION 35. There is appropriated out of the emergency and  
4 budget reserve fund of the State of Hawaii the sum of \$1,000,000  
5 or so much thereof as may be necessary for fiscal year 2011-2012  
6 to provide funding for grants pursuant to chapter 42F, Hawaii  
7 Revised Statutes, to the Partners in Development Foundation to  
8 provide comprehensive family training and transitional services  
9 to homeless families on the leeward coast of Oahu.

10           The sum appropriated shall be expended by the department of  
11 human services for the purposes of this Act.

12           SECTION 36. There is appropriated out of the emergency and  
13 budget reserve fund of the State of Hawaii the sum of \$3,200,000  
14 or so much thereof as may be necessary for fiscal year 2011-2012  
15 for the preschool open doors program.

16           The sums appropriated shall be expended by the department  
17 of human services for the purposes of this Act.

18           SECTION 37. There is appropriated out of the emergency and  
19 budget reserve fund of the State of Hawaii the sum of \$1,000,000  
20 or so much thereof as may be necessary for fiscal year 2011-2012  
21 for domestic violence services.





1           The sum appropriated shall be expended by the judiciary for  
2 the purposes of this Act.

3           SECTION 38. There is appropriated out of the emergency and  
4 budget reserve fund of the State of Hawaii the sum of \$200,000  
5 or so much thereof as may be necessary for fiscal year 2011-2012  
6 to provide funding for grants pursuant to chapter 42F, Hawaii  
7 Revised Statutes, to Volunteer Legal Services Hawaii to provide  
8 pro bono legal services for indigent persons.

9           The sum appropriated shall be expended by the judiciary for  
10 the purposes of this Act.

11           SECTION 39. There is appropriated out of the emergency and  
12 budget reserve fund of the State of Hawaii the sum of \$720,000  
13 or so much thereof as may be necessary for fiscal year 2011-2012  
14 to provide funding for grants pursuant to chapter 42F, Hawaii  
15 Revised Statutes, to the Legal Aid Society of Hawaii to provide  
16 general civil legal services.

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

19           SECTION 40. There is appropriated out of the emergency and  
20 budget reserve fund of the State of Hawaii the sum of \$282,000  
21 or so much thereof as may be necessary for fiscal year 2011-2012



1 for the Hawaii Family Law Clinic to provide services to obtain  
2 temporary restraining orders.

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

5 SECTION 41. There is appropriated out of the emergency and  
6 budget reserve fund of the State of Hawaii the sum of \$150,000  
7 or so much thereof as may be necessary for fiscal year 2011-2012  
8 to provide funding for grants pursuant to chapter 42F, Hawaii  
9 Revised Statutes, to the Catholic Charities Hawaii to provide  
10 intra-familial sex assault services.

11 The sum appropriated shall be expended by the judiciary for  
12 the purposes of this Act.

13 SECTION 42. There is appropriated out of the emergency and  
14 budget reserve fund of the State of Hawaii the sum of \$150,000  
15 or so much thereof as may be necessary for fiscal year 2011-2012  
16 to provide funding for grants pursuant to chapter 42F, Hawaii  
17 Revised Statutes, to the Children's Alliance of Hawaii, to  
18 provide child sex assault services.

19 The sum appropriated shall be expended by the judiciary for  
20 the purposes of this Act.

21 SECTION 43. There is appropriated out of the emergency and  
22 budget reserve fund of the State of Hawaii the sum of \$75,000 or



1 so much thereof as may be necessary for fiscal year 2011-2012 to  
2 provide funding for grants pursuant to chapter 42F, Hawaii  
3 Revised Statutes, to the YMCA of Honolulu for the Operation Weed  
4 and Seed program.

5 The sum appropriated shall be expended by the judiciary for  
6 the purposes of this Act.

7 SECTION 44. There is appropriated out of the emergency and  
8 budget reserve fund of the State of Hawaii the sum of \$400,000  
9 or so much thereof as may be necessary for fiscal year 2011-2012  
10 for the office of community services for employment core  
11 services.

12 The sum appropriated shall be expended by the department of  
13 labor and industrial relations for the purposes of this Act.

14 SECTION 45. There is appropriated out of the emergency and  
15 budget reserve fund of the State of Hawaii the sum of \$165,505  
16 or so much thereof as may be necessary for fiscal year 2010-2011  
17 to provide funding for grants pursuant to chapter 42F, Hawaii  
18 Revised Statutes, to the Hawaii Disability Rights Center to  
19 provide advocacy service to individuals with developmental  
20 disabilities and mental illness.

21 The sum appropriated shall be expended by the department of  
22 labor and industrial relations for the purposes of this Act.



1 SECTION 46. There is appropriated out of the emergency and  
2 budget reserve fund of the State of Hawaii the sum of \$466,000  
3 or so much thereof as may be necessary for fiscal year 2011-2012  
4 to provide funding for grants pursuant to chapter 42F, Hawaii  
5 Revised Statutes, to the Kapiolani Medical Center for Women and  
6 Children for the sex abuse treatment center for statewide sex  
7 assault services.

8 The sum appropriated shall be expended by the department of  
9 the attorney general for the purposes of this Act.

10 SECTION 47. There is appropriated out of the emergency and  
11 budget reserve fund of the State of Hawaii the sum of \$300,000  
12 or so much thereof as may be necessary for fiscal year 2011-2012  
13 for the Families for R.E.A.L. program.

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

16 SECTION 48. There is appropriated out of the emergency and  
17 budget reserve fund of the State of Hawaii the sum of \$1,560,000  
18 or so much thereof as may be necessary for fiscal year 2011-2012  
19 to provide funding for grants pursuant to chapter 42F, Hawaii  
20 Revised Statutes, to Read Aloud America, Inc. for the read aloud  
21 program.



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

3           SECTION 49. This Act shall take effect on July 1, 2011.

4



**Report Title:**

Emergency and Budget Reserve Fund; Appropriation

**Description:**

Appropriates moneys from the emergency and budget reserve fund to maintain funding levels of programs for public health, safety, welfare, and education. (SD1)

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

