
A BILL FOR AN ACT

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

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

1 SECTION 1. The purpose of this Act is to appropriate funds
2 for the biennial budget of the office of Hawaiian affairs. This
3 Act shall be known and may be cited as the "Office of Hawaiian
4 Affairs Appropriations Act of 2013".

5 SECTION 2. Unless otherwise clear from the context, as
6 used in this Act:

7 "Means of financing", or "MOF", means the source from which
8 funds are appropriated or authorized, as the case may be, to be
9 expended for the programs and projects specified in this Act.
10 Letter symbols following appropriations have the following
11 meanings:

12 A: General Funds

13 T: Trust Funds

14 "Position ceiling" means the maximum number of permanent
15 positions authorized for a particular program during a specified
16 period or periods, as noted by an asterisk.

17 "Program ID" means the unique identifier of the specific
18 program, and consists of the abbreviation for the office of



1 Hawaiian affairs followed by a designated number for the
2 program.

3 SECTION 3. The following sums, or so much thereof as may
4 be necessary to accomplish the purposes and programs designated
5 herein, are appropriated or authorized, as the case may be, from
6 the sources of funding specified to the office of Hawaiian
7 affairs for the fiscal biennium beginning July 1, 2013, and
8 ending June 30, 2015. The total general fund expenditures and
9 the number of permanent positions established in each fiscal
10 year of the biennium shall not exceed the sums and the position
11 ceilings indicated for each year, except as provided elsewhere
12 in this Act.



PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2013-2014	M O F	FISCAL YEAR 2014-2015	M O F
1		Hawaiian Affairs					
2	1.	OHA150 - OFFICE OF THE TRUSTEES					
3				0.63*		0.63*	
4		OPERATING	OHA	28,435A		28,435A	
5				4.37*		4.37*	
6			OHA	275,687T		275,687T	
7							
8	2.	OHA160 - ADMINISTRATION					
9				7.60*		7.60*	
10		OPERATING	OHA	700,159A		700,159A	
11				32.40*		32.40*	
12			OHA	2,861,727T		2,861,727T	
13							
14	3.	OHA175 - BENEFICIARY ADVOCACY					
15				2.86*		2.86*	
16		OPERATING	OHA	2,412,980A		2,012,980A	
17				14.14*		14.14*	
18			OHA	3,442,863T		3,042,863T	



1 SECTION 4. Provided that the general fund appropriations
2 in section 3 of this Act shall be expended by the office of
3 Hawaiian affairs.

4 SECTION 5. Provided that of the funds appropriated for
5 beneficiary advocacy (OHA 175), the sum of \$415,000 in general
6 funds and \$415,000 in trust funds for fiscal year 2013-2014 and
7 the sum of \$415,000 in general funds and \$415,000 in trust funds
8 for fiscal year 2014-2015 shall provide for social services to
9 office of Hawaiian affairs beneficiaries to include information
10 and referral services, case management and counseling,
11 establishment of individual development accounts, financial
12 literacy training, and financial assistance. Referral services
13 include those services relating to education assistance,
14 employment and income security, individual and family care,
15 health needs, housing, legal services, genealogy research,
16 business assistance, and general information; provided that
17 notwithstanding section 10-17(e), Hawaii Revised Statutes, any
18 funds expended for the purposes of this section shall be in
19 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
20 as appropriate.

21 SECTION 6. Provided that of the funds appropriated for
22 beneficiary advocacy (OHA 175), the sum of \$615,570 in general



1 funds and \$615,570 in trust funds for fiscal year 2013-2014 and
2 the sum of \$615,570 in general funds and \$615,570 in trust funds
3 for fiscal year 2014-2015 shall provide for educational
4 enrichment programs for Native Hawaiian children in grades K
5 through 12 throughout the State. Program activities shall be
6 designed to optimize learning for Hawaiian students and
7 encourage students to develop a stronger interest in learning,
8 connect learning and education to the students' Hawaiian
9 identity, and explore possible educational, career, and academic
10 goals the students may not have considered; provided that
11 notwithstanding section 10-17(e), Hawaii Revised Statutes,
12 expenditure of any funds for the purposes of this section shall
13 be made in accordance with chapter 103D or 103F, Hawaii Revised
14 Statutes, or a competitive grants process, as appropriate.

15 SECTION 7. Provided that of the funds appropriated for
16 beneficiary advocacy (OHA 175), the sum of \$524,400 in general
17 funds and \$524,400 in trust funds for fiscal year 2013-2014 and
18 the sum of \$524,400 in general funds and \$524,400 in trust funds
19 for fiscal year 2014-2015 shall provide for legal services and
20 legal representation to office of Hawaiian affairs beneficiaries
21 for: the assertion and defense of quiet title actions;
22 assistance with ahupua'a and kuleana tenant rights, including



1 rights of access and rights to water, land title assistance,
2 including review of title and genealogy, preservation of
3 traditional and customary practices, protection of culturally
4 significant places, and preservation of Native Hawaiian land
5 trust entitlements; provided further that notwithstanding
6 section 10-17(e), Hawaii Revised Statutes, expenditure of any
7 funds expended for the purposes of this section shall be made in
8 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
9 as appropriate.

10 SECTION 8. Provided that of the funds appropriated for
11 beneficiary advocacy (OHA 175), the sum of \$400,000 in general
12 funds and \$400,000 in trust funds for fiscal year 2013-2014
13 shall provide for health improvement services to office of
14 Hawaiian affairs beneficiaries, to include information and
15 referral services, case management and counseling, and the
16 establishment of prevention programs. Direct services and
17 prevention programs include those designed to have the greatest
18 statewide impact on the overall wellness of Native Hawaiians
19 through targeted foci on the reduction of Native Hawaiian
20 chronic diseases rates, especially obesity; provided further
21 that notwithstanding section 10-17(e), Hawaii Revised Statutes,
22 expenditure of any funds expended for the purposes of this



1 section shall be made in accordance with chapter 103D or 103F,
2 Hawaii Revised Statutes, or a competitive grants process, as
3 appropriate.

4 SECTION 9. Provided that of the funds appropriated for
5 beneficiary advocacy (OHA 175), the sum of \$250,000 in general
6 funds and \$250,000 in trust funds for fiscal year 2013-2014 and
7 the sum of \$250,000 in general funds and \$250,000 in trust funds
8 for fiscal year 2014-2015 shall be provided for the production
9 and distribution of Hawaiian language content on cable
10 television; provided further that no funds shall be expended
11 unless matched on a dollar-for-dollar basis by the office of
12 Hawaiian affairs.

13 SECTION 10. Provided that whenever necessary, the board of
14 trustees of the office of Hawaiian affairs or the board's
15 designee may transfer sufficient funds and positions between
16 programs for operating purposes; provided further that these
17 transfers shall not be inconsistent with legislative intent;
18 provided further that a report of these fund transfers shall be
19 made to the legislature no later than the end of the 2014 and
20 2015 fiscal years, respectively.

21 SECTION 11. If any portion of this Act or its application
22 to any person or circumstances, is held to be invalid for any



1 reason, the remainder of the Act and any provision thereof shall
2 not be affected. If any portion of a specific appropriation is
3 held to be invalid for any reason, the remaining portion shall
4 be independent of the invalid portion and shall be expended to
5 fulfill the objective and intent of the appropriation to the
6 extent possible.

7 SECTION 12. If manifest clerical, typographical, or other
8 mechanical errors are found in this Act, the board of trustees
9 of the office of Hawaiian affairs may correct these errors. All
10 changes made pursuant to this section shall be reported to the
11 legislature at its next session.

12 SECTION 13. This Act shall take effect on July 1, 2013.



1 **Report Title:**

2 Office of Hawaiian Affairs; Appropriations; Budget

3

4 **Description:**

5 Appropriates funds for the office of Hawaiian affairs for the
6 fiscal biennium beginning July 1, 2013, and ending June 30,
7 2015. Effective July 1, 2013. (CD1)

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

