
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.

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PROGRAM APPROPRIATIONS

| ITEM NO. | PROG. ID | PROGRAM | EXPENDING AGENCY | APPROPRIATIONS | | | |
|----------|------------------|---------------------------------|------------------|-----------------------|-------|-----------------------|-------|
| | | | | FISCAL YEAR 2013-2014 | M O F | FISCAL YEAR 2014-2015 | M O F |
| 2 | Hawaiian Affairs | | | | | | |
| 3 | 1. | OHA150 - OFFICE OF THE TRUSTEES | | | | | |
| 4 | | | | 0.63* | | 0.63* | |
| 5 | | OPERATING | OHA | 28,435A | | 28,435A | |
| 6 | | | | 4.37* | | 4.37* | |
| 7 | | | OHA | 275,687T | | 275,687T | |
| 8 | | | | | | | |
| 9 | 2. | OHA160 - ADMINISTRATION | | | | | |
| 10 | | | | 7.60* | | 7.60* | |
| 11 | | OPERATING | OHA | 700,159A | | 700,159A | |
| 12 | | | | 32.40* | | 32.40* | |
| 13 | | | OHA | 2,861,727T | | 2,861,727T | |
| 14 | | | | | | | |
| 15 | 3. | OHA175 - BENEFICIARY ADVOCACY | | | | | |
| 16 | | | | 2.86* | | 2.86* | |
| 17 | | OPERATING | OHA | 2,177,278A | | 1,627,278A | |
| 18 | | | | 14.14* | | 14.14* | |
| 19 | | | OHA | 3,208,433T | | 2,658,433T | |

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

24 SECTION 5. Provided that of the funds appropriated for
 25 beneficiary advocacy (OHA 175), the sum of \$400,000 in general
 26 funds and \$400,000 in trust funds for fiscal year 2013-2014 and
 27 the sum of \$400,000 in general funds and \$400,000 in trust funds
 28 for fiscal year 2014-2015 shall provide for social services to
 29 office of Hawaiian affairs beneficiaries to include information
 30 and referral services, case management and counseling,



1 establishment of individual development accounts, financial
2 literacy training, and financial assistance. Referral services
3 include those relating to education assistance, employment and
4 income security, individual and family care, health needs,
5 housing, legal services, genealogy research, business
6 assistance, and general information; provided further that
7 notwithstanding section 10-17(e), Hawaii Revised Statutes, any
8 funds expended for the purposes of this section shall be in
9 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
10 as appropriate.

11 SECTION 6. Provided that of the funds appropriated for
12 beneficiary advocacy (OHA 175), the sum of \$750,000 in general
13 funds and \$750,000 in trust funds for fiscal year 2013-2014 and
14 the sum of \$750,000 in general funds and \$750,000 in trust funds
15 for fiscal year 2014-2015 shall provide for educational
16 enrichment programs for Native Hawaiian children in grades K
17 through 12 throughout the State. Program activities are to be
18 designed to optimize learning for Hawaiian students and are
19 intended to develop a stronger interest in learning, connect
20 learning and education to the students' Hawaiian identity, and
21 explore possible educational, career, and academic goals the
22 students may not have considered; provided further that



1 notwithstanding section 10-17(e), Hawaii Revised Statutes,
2 expenditure of any funds for the purposes of this section shall
3 be made in accordance with chapter 103D or 103F, Hawaii Revised
4 Statutes, or a competitive grants process, as appropriate.

5 SECTION 7. Provided that of the funds appropriated for
6 beneficiary advocacy (OHA 175), the sum of \$524,400 in general
7 funds and \$524,400 in trust funds for fiscal year 2013-2014 and
8 the sum of \$524,400 in general funds and \$524,400 in trust funds
9 for fiscal year 2014-2015 shall provide for legal services and
10 legal representation to office of Hawaiian affairs beneficiaries
11 for: the assertion and defense of quiet title actions;
12 assistance with ahupua'a and kuleana tenant rights, including
13 rights of access and rights to water, land title assistance,
14 including review of title and genealogy, preservation of
15 traditional and customary practices, protection of culturally
16 significant places, and preservation of Native Hawaiian land
17 trust entitlements; provided further that notwithstanding
18 section 10-17(e), Hawaii Revised Statutes, expenditure of any
19 funds expended for the purposes of this section shall be made in
20 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
21 as appropriate.



1 SECTION 8. Provided that of the funds appropriated for
2 beneficiary advocacy (OHA 175), the sum of \$750,000 in general
3 funds and \$750,000 in trust funds for fiscal year 2013-2014 and
4 the sum of \$750,000 in general funds and \$750,000 in trust funds
5 for fiscal year 2014-2015 shall provide for health improvement
6 services to office of Hawaiian affairs beneficiaries, to
7 include, but not necessarily be limited to, information and
8 referral services, case management and counseling, and the
9 establishment of prevention programs. Direct services and
10 prevention programs include those designed to have the greatest
11 statewide impact on the overall wellness of Native Hawaiians
12 through targeted foci on the reduction of Native Hawaiian
13 chronic diseases rates, especially obesity. Through both
14 prevention programs and direct services, significant gains could
15 be made for the most vulnerable and highest risk Native
16 Hawaiians; provided further that notwithstanding section 10-
17 17(e), Hawaii Revised Statutes, expenditure of any funds
18 expended for the purposes of this section shall be made in
19 accordance with chapter 103D or 103F, Hawaii Revised Statutes,
20 or a competitive grants process, as appropriate.

21 SECTION 9. Provided that of the funds appropriated for
22 beneficiary advocacy (OHA 175), the sum of \$250,000 in general



1 funds and \$250,000 in trust funds for fiscal year 2013-2014 and
2 the sum of \$250,000 in general funds and \$250,000 in trust funds
3 for fiscal year 2014-2015 shall provide leverage funding to the
4 office of Hawaiian affairs on behalf of its beneficiaries for
5 partnership with other entities and organizations on projects in
6 support of Kahua Waiwai (Economic Self Sufficiency), 'Āina (Land
7 & Water), Maui Ola (Health), Ke Ea (Governance), and Ho'ona'auao
8 (Education); provided further that notwithstanding section 10-
9 17(e), Hawaii Revised Statutes, any funds expended for the
10 purposes of this section shall be made in accordance with
11 chapter 103D or 103F, Hawaii Revised Statutes, or a grants
12 process, as appropriate.

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

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

12 SECTION 13. This Act shall take effect on July 1, 2050.

13



Report Title:

Office of Hawaiian Affairs Package; Appropriations; Budget

Description:

Appropriates funds for the office of Hawaiian affairs for the fiscal biennium beginning July 1, 2013, and ending June 30, 2015. Effective July 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.

