



EXECUTIVE CHAMBERS  
HONOLULU

NEIL ABERCROMBIE  
GOVERNOR

July 2, 2014

**GOV. MSG. NO. 1317**

The Honorable Donna Mercado Kim,  
President  
and Members of the Senate  
Twenty-Seventh State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Seventh State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813

Dear President Kim, Speaker Souki, and Members of the Legislature:

This is to inform you that on July 2, 2014, the following bill was signed into law:

HB2598 HD1 SD2 CD1

RELATING TO HAWAII 3R'S  
**ACT 207 (14)**

*Aloha*  
Sincerely,  
*Neil Abercrombie*

NEIL ABERCROMBIE  
Governor, State of Hawaii

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## A BILL FOR AN ACT

RELATING TO HAWAII 3R'S.

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

1 SECTION 1. Hawaii 3R's, a Hawaii nonprofit organization,  
2 brings private financing and human resources together to tackle  
3 the repair and maintenance backlog in Hawaii's public schools.  
4 The legislature finds that for more than a decade, Hawaii 3R's  
5 provided a valuable service of bringing much-needed improvements  
6 to the public schools. Section 235-102.5(b), Hawaii Revised  
7 Statutes, enables taxpayers to elect to make donations toward  
8 the school-level minor repairs and maintenance special fund by  
9 checking off a box on tax returns. When enacted, the section  
10 was intended to facilitate funding for the repair and  
11 maintenance of Hawaii's public schools.

12 The purpose of this Act is to:

- 13 (1) Rename the Hawaii 3R's school repair and maintenance  
14 fund as the Hawaii 3R's school improvement fund; and  
15 (2) Require the transfer of moneys collected pursuant to  
16 section 235-102.5(b), Hawaii Revised Statutes, and  
17 authorize the transfer of any other moneys received in  
18 the form of grants and donations for school-level



1 improvement and minor repairs and maintenance to the  
2 Hawaii 3R's school improvement fund.

3 SECTION 2. Section 302A-1502.4, Hawaii Revised Statutes,  
4 is amended as follows:

5 1. By amending the title to read:

6 "§302A-1502.4 Hawaii 3R's school [~~repair and maintenance~~]  
7 improvement fund."

8 2. By amending subsections (a) through (c) to read:

9 "(a) There is established the Hawaii 3R's school [~~repair~~  
10 ~~and maintenance~~] improvement fund (hereinafter, "fund") as a  
11 separate restricted fund of Hawaii 3R's, a Hawaii nonprofit  
12 organization. Moneys received from the State, county, or  
13 federal government, private contributions of cash or other  
14 property, and the income and capital gains earned by the fund  
15 shall constitute its assets.

16 (b) Hawaii 3R's shall expend moneys from the fund in the  
17 form of either grants to organizations or contracts with private  
18 vendors for the [~~repair and maintenance~~] improvement of public  
19 schools and benefit of students in Hawaii in accordance with  
20 this section.

21 (c) The fund may receive contributions, grants,  
22 endowments, or gifts in cash or otherwise from all sources,



1 including corporations or other businesses, foundations,  
2 government, individuals, and other interested parties. The fund  
3 shall also receive moneys transferred to it from the school-  
4 level minor repairs and maintenance special fund established  
5 under section 302A-1504.5. The legislature intends that public  
6 and private sectors review and investigate all potential funding  
7 sources. The State may appropriate moneys to the fund; provided  
8 that any appropriations made by the State are not intended to  
9 supplant the funding of any existing [~~school-level minor repairs~~  
10 ~~and maintenance~~] programs."

11 3. By amending subsection (e) to read:

12 "(e) The fund shall not be placed in the state treasury,  
13 and [~~the State shall not administer the fund, nor shall~~] the  
14 State shall not be liable for the operation or solvency of the  
15 fund or Hawaii 3R's."

16 SECTION 3. Section 302A-1504.5, Hawaii Revised Statutes,  
17 is amended by amending subsection (a) to read as follows:

18 "(a) There is established within the state treasury a  
19 special fund to be known as the school-level minor repairs and  
20 maintenance special fund, into which shall be deposited all  
21 moneys collected pursuant to section 235-102.5(b), and any other  
22 moneys received by the department in the form of grants and



1 donations for school-level improvements and minor repairs and  
 2 maintenance. The special fund shall be administered by the  
 3 department and used to fund school-level minor repairs and  
 4 maintenance. The department shall transfer moneys collected  
 5 pursuant to section 235-102.5(b), and may transfer any other  
 6 moneys received in the form of grants and donations for school-  
 7 level improvements and minor repairs and maintenance to the  
 8 Hawaii 3R's school improvement fund established pursuant to  
 9 section 302A-1502.4."

10 SECTION 4. Statutory material to be repealed is bracketed  
 11 and stricken. New statutory material is underscored.

12 SECTION 5. This Act shall take effect upon its approval.

APPROVED this 2 day of JUL , 2014

*Neil Abernethy*

GOVERNOR OF THE STATE OF HAWAII

