

1 SECTION 2. There is appropriated out of the general
2 revenues of the State of Hawaii the sum of \$ or so much
3 thereof as may be necessary for fiscal year 2014-2015 to fund
4 students employed at new or expanded worksites at each
5 University of Hawaii campus; provided that:

6 (1) The vice chancellor for students at each University of
7 Hawaii campus shall be allocated funds in proportion
8 to full-time student enrollment; and

9 (2) Funding priority may be given to students employed
10 through university programs supporting access,
11 retention, and diversity.

12 The sum appropriated shall be expended by the University of
13 Hawaii for the purposes of this part.

14 PART II

15 SECTION 3. Section 304A-2603, Hawaii Revised Statutes, is
16 repealed.

17 ~~["~~§304A-2603~~ Revenue bonds. The board of regents is~~
18 ~~authorized to issue sufficient amounts of revenue bonds pursuant~~
19 ~~to [subpart D] for the purpose of providing adequate parking~~
20 ~~structures or other facilities."]~~

21 SECTION 4. Chapter 304A, part VI, subpart D, Hawaii
22 Revised Statutes, is repealed.



1 PART III

2 SECTION 5. Section 37-74, Hawaii Revised Statutes, is
3 amended by amending subsections (c) and (d) to read as follows:

4 "(c) The department of budget and finance shall:

5 (1) Review each operations plan to determine:

6 (A) That it is consistent with the policy decisions
7 of the governor and appropriations by the
8 legislature;

9 (B) That it reflects proper planning and efficient
10 management methods; and

11 (C) That appropriations have been made for the
12 planned purpose and will not be exhausted before
13 the end of the fiscal year;

14 ~~[provided that the department of budget and finance~~
15 ~~shall review the operations plan submitted by the~~
16 ~~University of Hawaii solely for consistency with the~~
17 ~~allotment ceilings established by the governor under~~
18 ~~section 37-34, appropriations by the legislature, the~~
19 ~~requirements of chapter 37D, and the status of~~
20 ~~revenues to support operations plans for all state~~
21 ~~programs;]~~



1 (2) Approve the operations plan if satisfied that it meets
2 the requirements under paragraph (1). Otherwise, the
3 department of budget and finance shall require
4 revision of the operations plan in whole or in part;
5 and

6 (3) Modify or withhold the planned expenditures at any
7 time during the appropriation period if the department
8 of budget and finance finds that the expenditures are
9 greater than those necessary to execute the programs
10 at the level authorized by the governor and the
11 legislature, or that state receipts and surpluses will
12 be insufficient to meet the authorized expenditure
13 levels [~~; provided that the planned expenditures for~~
14 ~~the University of Hawaii may be modified or withheld~~
15 ~~only in accordance with sections 37-36 and 37-37].~~

16 (d) No appropriation transfers or changes between programs
17 or agencies shall be made without legislative authorization;
18 provided that:

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

21 (2) Except [~~with respect to appropriations to fund~~
22 ~~financing agreements under chapter 37D, the University~~



1 ~~of Hawaii shall have the flexibility to transfer~~
2 ~~appropriated funds and positions for the operating~~
3 ~~cost category among programs, among cost elements in a~~
4 ~~program, and between quarters, as applicable; except]~~
5 with respect to appropriations to fund financing
6 agreements under chapter 37D, the department of
7 education shall have the flexibility to transfer
8 appropriated funds and positions for the operating
9 cost category among programs and among cost elements
10 in a program, and between quarters, as applicable; and
11 the Hawaii health systems corporation and its regional
12 system boards shall have the flexibility to transfer
13 special fund appropriations among regional system
14 hospital facilities as applicable and as mutually
15 agreed to by the corporation and the respective
16 regional system board; provided that the Hawaii health
17 systems corporation and the regional system boards
18 shall maintain the integrity and services of each
19 individual regional system and shall not transfer
20 appropriations out of any regional system that would
21 result in a reduction of services offered by the
22 regional system, with due regard for statutory



1 requirements, changing conditions, the needs of the
2 programs, and the effective utilization of resources;
3 and

4 (3) The [~~university and the~~] department of education shall
5 account for each transfer implemented under this
6 subsection in quarterly reports to the governor and
7 annual reports at the end of each fiscal year to the
8 legislature and the governor, which shall be prepared
9 in the form and manner prescribed by the governor and
10 shall include information on the sources and uses of
11 the transfer."

12 PART IV

13 SECTION 6. The University of Hawaii acquired lands for the
14 University of Hawaii at West Oahu through a land exchange
15 approved in Act 294, Session Laws of Hawaii 1996. Subsequently,
16 the University of Hawaii at West Oahu campus has grown and
17 continues to grow according to the university's long-range
18 development plans. However, the legislature finds that there
19 remains significant acreage that could be used for revenue-
20 generating purposes for the support of the University of Hawaii
21 at West Oahu. As such, the legislature further finds that the
22 disposition of such lands is an issue of statewide concern.



1 Accordingly, the purpose of this part is to prohibit the
2 sale or gift of the University of Hawaii at West Oahu land
3 acquired pursuant to Act 294, Session Laws of Hawaii 1996,
4 without the prior consent of the legislature.

5 SECTION 7. Section 304A-2166, Hawaii Revised Statutes, is
6 amended by amending subsection (b) to read as follows:

7 "(b) The following shall be deposited into the special
8 fund:

- 9 (1) Appropriations by the legislature to the special fund;
- 10 (2) All net proceeds from the sale of public lands, all
11 net rents from leases, licenses, and permits, or all
12 net proceeds derived from development rights for
13 public lands:
- 14 (A) Proposed for large lot subdivision as a five
15 hundred acre parcel and designated as Lot 10077
16 in Land Court Application 1069; and
- 17 (B) Obtained from the Campbell Estate in the land
18 exchange described in section 2 of Act 294,
19 Session Laws of Hawaii 1996, located mauka of the
20 H-1 Freeway and consisting of nine hundred forty-
21 one acres, more or less; [and]



1 provided that notwithstanding section 304A-105 to the
2 contrary, no sale of lands that are described in this
3 paragraph in fee simple, including land sold for roads
4 and streets, or gift of lands that are described in
5 this paragraph in fee simple, to the extent such gift
6 is otherwise permitted by law, shall occur without the
7 prior approval of the sale or gift by the legislature
8 by concurrent resolution to be adopted by at least a
9 two-thirds' majority vote of both houses; and

10 (3) Interest earned or accrued on moneys in the special
11 fund."

12 SECTION 8. Section 304A-2274, Hawaii Revised Statutes, is
13 amended by amending subsection (a) to read as follows:

14 "(a) There is established the University of Hawaii real
15 property and facilities use revolving fund into which shall be
16 deposited all revenues collected by the university for the use
17 of university real property and facilities, except as otherwise
18 provided by law. The board of regents may establish prices,
19 fees, and charges, including those for the sale, lease, or use
20 of university real property and facilities, which include land,
21 buildings, grounds, furnishings, and equipment; provided that
22 the university shall comply with all statutory and common law



1 requirements in the disposition of ceded lands[-] and those
2 lands described in section 304A-2166(b)(2). The board of
3 regents shall be exempt from the public notice and public
4 hearing requirements of chapter 91 in establishing and amending
5 the fees and charges. The university may establish separate
6 accounts within the revolving fund for major program activities.
7 Funds deposited into the revolving fund accounts shall be
8 expended to pay the costs of operating university facilities,
9 including maintenance, administrative expenses, salaries, wages,
10 and benefits of employees, contractor services, supplies,
11 security, furnishings, equipment, janitorial services,
12 insurance, utilities, and other operational expenses. Revenues
13 not expended as provided in this section may be transferred to
14 other university funds to be invested or expended for the
15 administrative or overhead costs of the university. All
16 expenditures from this revolving fund shall be subject to
17 legislative appropriation."

18 PART V

19 SECTION 9. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 10. This Act shall take effect on July 1, 2525.



Report Title:

UH; Appropriation; Student Employees; Revenue Bonds; Budget; Program Execution; Exceptions; Repeal; UH West Oahu; Sale or Gift of Land

Description:

Appropriates funds to UH to pay student employees at new or expanded worksites at each campus. Repeals UH's independent budget authority, including for the issuance of revenue bonds. Prohibits conveyance of fee-simple interest in land acquired for UH West Oahu without the prior approval of the Legislature. Effective July 1, 2525. (SB2906 HD1)

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

