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## A BILL FOR AN ACT

RELATING TO NON-GENERAL FUNDS.

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

1                                   PART I

2           SECTION 1. The purpose of this Act is to repeal,  
3 reclassify, or abolish selected funds.

4                                   PART II

5           SECTION 2. The purpose of this part is to repeal the  
6 Kapolei recreational sports complex special fund as recommended  
7 by the auditor in auditor's report 14-01.

8           The legislature finds that the original purpose of the fund  
9 no longer exists, as the land originally identified for the  
10 Kapolei recreational sports complex was transferred to the  
11 University of Hawaii-West Oahu.

12           SECTION 3. Section 109-3, Hawaii Revised Statutes, is  
13 amended to read as follows:

14           "**§109-3 Stadium special fund.** There is created a special  
15 fund to be known as the stadium special fund into which funds  
16 collected by the authority shall be deposited[; ~~provided that~~  
17 ~~all funds received pursuant to this section shall be kept~~



1 ~~completely separate from the Kapolei recreational sports complex~~  
2 ~~special fund. Moneys may not be transferred between the stadium~~  
3 ~~special fund and the Kapolei recreational sports complex special~~  
4 ~~fund].~~ The stadium special fund shall be applied, used, and  
5 disposed of for the payment of:

6 (1) The expenses of the operation, maintenance, promotion,  
7 and management of; and

8 (2) All or a portion of the cost of financing any capital  
9 improvement project for;

10 the stadium and related facilities; provided that all services  
11 required for the stadium and related facilities shall be  
12 performed by persons hired on contract or otherwise, without  
13 regard for chapter 76; provided further that the authority shall  
14 report to the legislature all receipts and expenditures of the  
15 stadium special fund account twenty days prior to the convening  
16 of each regular session."

17 SECTION 4. Section 109-9, Hawaii Revised Statutes, is  
18 repealed.

19 [~~§109-9~~] ~~Kapolei recreational sports complex special~~  
20 ~~fund.~~ There is created a special fund to be known as the  
21 Kapolei recreational sports complex special fund into which



1 ~~funds appropriated by the legislature, received pursuant to a~~  
2 ~~management contract under section 109-2(3), or collected by the~~  
3 ~~authority from the operations of the Kapolei recreational sports~~  
4 ~~complex shall be deposited subject to contracts entered into~~  
5 ~~pursuant to section 109-2(3); provided that all funds received~~  
6 ~~pursuant to this section shall be kept completely separate from~~  
7 ~~the stadium special fund. Moneys may not be transferred between~~  
8 ~~the Kapolei recreational sports complex special fund and the~~  
9 ~~stadium special fund. The Kapolei [recreational] sports complex~~  
10 ~~special fund shall be applied, used, and disposed of for the~~  
11 ~~payment of:~~

12       ~~(1) The expenses of the operation, maintenance, promotion,~~  
13             ~~and management of; and~~

14       ~~(2) All or a portion of the cost of financing any capital~~  
15             ~~improvement project for;~~

16 ~~the Kapolei recreational sports complex; provided that all~~  
17 ~~services required for the Kapolei recreational sports complex~~  
18 ~~shall be performed by persons hired on contract or otherwise,~~  
19 ~~without regard for chapter 76; provided further that the~~  
20 ~~authority shall report annually to the legislature all receipts~~  
21 ~~and expenditures of the Kapolei recreational [sports] complex~~



1 ~~special fund account no later than twenty days prior to the~~  
2 ~~convening of each regular session." ]~~

3 SECTION 5. On July 1, 2016, all unencumbered balances  
4 remaining in the Kapolei recreational sports complex special  
5 fund repealed by section 4 of this Act shall lapse to the credit  
6 of the general fund.

7 PART III

8 SECTION 6. The purpose of this part is to reclassify the  
9 prepaid airport use charge fund from a special fund to a trust  
10 fund as recommended by the auditor in auditor's report 14-05.

11 The legislature finds that the fund does not meet the  
12 criteria of a special fund and should be classified as a trust  
13 fund because moneys deposited in the fund are the property of  
14 signatory airlines and may not be used for any purpose other  
15 than those set forth in the prepaid airport use charge fund  
16 agreement.

17 SECTION 7. The prepaid airport use charge fund, a special  
18 fund administratively established in 1977, is reclassified as a  
19 trust fund.

20 All balances in the fund shall remain as if no  
21 reclassification had occurred.



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PART IV

SECTION 8. The purpose of this part is to abolish the photo enforcement revolving fund.

The legislature finds that the fund does not meet the criteria of a revolving fund because it is inactive.

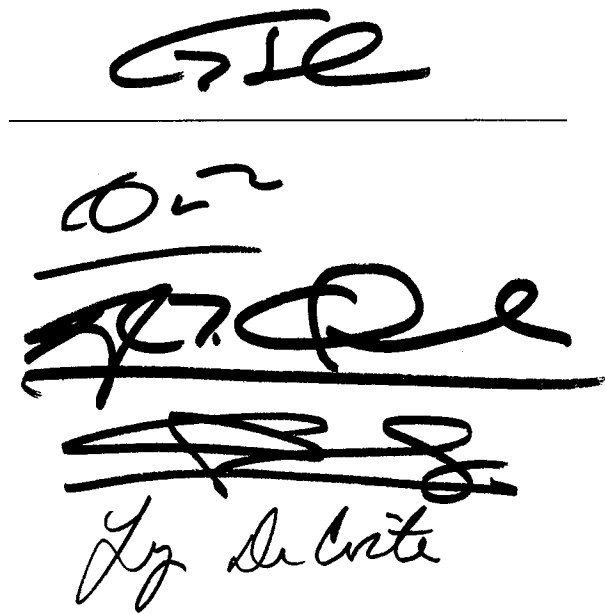
SECTION 9. The photo enforcement revolving fund is abolished and any unencumbered remaining balances shall be transferred to the general fund.

PART V

SECTION 10. Statutory material to be repealed is bracketed and stricken.

SECTION 11. This Act shall take effect on July 1, 2016.

INTRODUCED BY:



JAN 25 2016



# H.B. NO. 2415

**Report Title:**

Non-general Funds; Repeal; Reclassify; Transfer of Balances

**Description:**

Repeals the Kapolei recreational sports complex special fund, reclassifies the prepaid airport use charge fund to a trust fund, and abolishes the photo enforcement revolving fund. Transfers the remaining unencumbered balances to the general fund.

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

