
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, abolish,
3 or amend various non-general funds pursuant to the
4 recommendations made by the auditor in auditor's report no.
5 15-19.

6 PART II

7 SECTION 2. The purpose of this part is to repeal the child
8 care licensing and registration special fund.

9 The legislature finds that the fund no longer serves the
10 purpose for which it was created.

11 SECTION 3. Section 346-159, Hawaii Revised Statutes, is
12 repealed.

13 ~~["§346-159] Child care licensing and registration special~~
14 ~~fund. (a) There is established within the state treasury, to~~
15 ~~be administered by the department, the child care licensing and~~
16 ~~registration special fund into which shall be deposited:~~

17 ~~(1) All fees received from applicants for a license to~~
18 ~~operate group child care homes or group child care~~



1 ~~centers as provided in section 346-163 and from~~
2 ~~applicants for a certificate of registration for~~
3 ~~family child care homes as provided in section 346-~~
4 ~~173;~~

5 ~~(2) Appropriations made by the legislature to the fund;~~
6 ~~and~~

7 ~~(3) Any other revenues designated for the fund.~~

8 ~~(b) Moneys in the child care licensing and registration~~
9 ~~special fund shall be used for the following purposes:~~

10 ~~(1) The costs of administering child care licensing and~~
11 ~~registration;~~

12 ~~(2) Furthering the provision of quality child care~~
13 ~~services; and~~

14 ~~(3) Any other purpose deemed necessary by the department~~
15 ~~to ensure the health and safety of children.~~

16 ~~(c) All interest on special fund balances shall accrue to~~
17 ~~the credit of the special fund. Upon dissolution of the child~~
18 ~~care licensing and registration special fund, any unencumbered~~
19 ~~moneys in the fund shall lapse to the credit of the general~~
20 ~~fund."]~~



1 SECTION 4. On July 1, 2016, all unencumbered balances
2 remaining in the child care licensing and registration special
3 fund repealed by section 3 of this Act shall lapse to the credit
4 of the general fund.

5 PART III

6 SECTION 5. The purpose of this part is to repeal the
7 housing first special fund.

8 The legislature finds that the fund does not meet the self-
9 sustaining criterion because it relies on general fund
10 appropriations. Thus, the fund should be repealed.

11 SECTION 6. Section 346-378, Hawaii Revised Statutes, is
12 amended by amending subsection (a) to read as follows:

13 "(a) The department of human services, in consultation
14 with the United States Department of Housing and Urban
15 Development, as necessary, shall implement housing first
16 programs and services, as the department deems appropriate for
17 clientele who would most likely benefit from and succeed with
18 the implementation of housing first programs and services, and
19 subject to the availability of existing funds [~~or housing first~~
20 ~~special fund moneys~~]."



1 SECTION 7. Section 346-377, Hawaii Revised Statutes, is
2 repealed.

3 [~~"[§346-377] Housing first special fund. (a) There is~~
4 ~~established in the state treasury the housing first special~~
5 ~~fund, into which shall be deposited:~~

6 ~~(1) Appropriations by the legislature to the special fund,~~
7 ~~and~~

8 ~~(2) Gifts, donations, and grants from public agencies and~~
9 ~~private persons.~~

10 ~~Each county may provide matching funds, which shall also be~~
11 ~~deposited into the housing first special fund.~~

12 ~~(b) Moneys in the housing first special fund shall be~~
13 ~~administered and expended by the department of human services~~
14 ~~and shall be used to provide housing first programs and~~
15 ~~services."~~

16 SECTION 8. On July 1, 2016, all unencumbered balances
17 remaining in the housing first special fund repealed by section
18 7 of this Act shall lapse to the credit of the general fund.

19 PART IV

20 SECTION 9. The purpose of this part is to repeal the
21 housing project bond special funds.



1 The legislature finds that the funds do not serve the
2 purposes for which they were created.

3 SECTION 10. Section 356D-23, Hawaii Revised Statutes, is
4 amended by amending subsection (c) to read as follows:

5 "(c) The trustee shall also be authorized by the authority
6 ~~[to hold and administer any housing project bond special funds~~
7 ~~established pursuant to section 356D-28, and]~~ to receive and
8 receipt for, hold, and administer the revenues derived by the
9 authority from any public housing project or projects for which
10 the bonds are issued or the projects pledged to the payment of
11 the bonds, and to apply the revenues to the payment of the cost
12 of administering, operating, and maintaining the public housing
13 project or projects, to pay the principal of and the interest on
14 the bonds, to the establishment of reserves, and to other
15 purposes as may be authorized in the proceedings providing for
16 the issuance of the bonds."

17 SECTION 11. Section 356D-28, Hawaii Revised Statutes, is
18 amended to read as follows:

19 "~~[+]§356D-28[+]~~ Public housing revolving fund~~[; housing~~
20 ~~project bond special funds]~~. (a) There is established the
21 public housing revolving fund to be administered by the



1 authority. Notwithstanding section 36-21, the proceeds in the
2 fund shall be used for long-term and other special financings of
3 the authority and for necessary expenses in administering this
4 chapter.

5 (b) All moneys received and collected by the authority,
6 not otherwise pledged, obligated, or required by law to be
7 placed in any other special fund, shall be deposited into the
8 public housing revolving fund.

9 ~~[(c) A separate special fund shall be established for each
10 public housing project or projects financed from the proceeds of
11 bonds secured under the trust indenture. Each fund shall be
12 designated "housing project bond special fund" and shall bear
13 any additional designation as the authority deems appropriate to
14 properly identify the fund.~~

15 ~~(d) Notwithstanding any other law to the contrary, all
16 revenues, income, and receipts derived from a public housing
17 project or projects financed from the proceeds of bonds or
18 pledged to the payment of principal of and interest and premium
19 on bonds, shall be paid into the housing project bond special
20 fund established for the public housing project or projects and~~



1 ~~applied as provided in the proceedings authorizing the issuance~~
2 ~~of bonds.] "~~

3 SECTION 12. On July 1, 2016, all unencumbered balances
4 remaining in the housing project bond special funds repealed by
5 section 11 of this Act shall lapse to the credit of the general
6 fund.

7 PART V

8 SECTION 13. The temporary deposits - payroll overpayment
9 housing and community development corporation of Hawaii trust
10 fund, administratively created in 2006, is reclassified as a
11 trust account.

12 PART VI

13 SECTION 14. The following funds and accounts are
14 abolished:

- 15 (1) The blueprint for change program special fund
16 administratively established in 2010;
- 17 (2) The costs related to homeless assistance special fund
18 administratively established in 2003;
- 19 (3) The Hale Mahaolu special fund administratively created
20 in 2010;



- 1 (4) The Hawai'i immigrant health initiative program special
2 fund administratively created in 2010;
- 3 (5) The outreach services special fund administratively
4 created in 2010;
- 5 (6) The outreach services to locate uninsured children
6 special fund administratively created in 2010;
- 7 (7) The outstationed eligibility worker services special
8 fund administratively created in 2010;
- 9 (8) The shelter plus care program special fund
10 administratively created in 2010;
- 11 (9) The support domestic violence shelters statewide
12 special fund administratively established in 2010; and
- 13 (10) The financial assistance for housing special fund
14 administratively established in 2001,
- 15 and any remaining unencumbered balances shall be transferred to
16 the emergency and budget reserve fund established pursuant to
17 section 328L-3, Hawaii Revised Statutes.

18 PART VII

19 SECTION 15. The following funds and accounts are
20 abolished:



- 1 (1) The blind shop revolving and handicraft fund
- 2 established by section 347-12, Hawaii Revised
- 3 Statutes, which has been repealed by Act 147, Session
- 4 Laws of Hawaii 2015;
- 5 (2) The department of human services homeless trust fund
- 6 created in 2006;
- 7 (3) The Geist foundation trust account created in 1997;
- 8 (4) Kahikolu 'Ohana O Wai'anae project trust fund created
- 9 in 2007; and
- 10 (5) The recruitment of foster parents trust account
- 11 created in 1987,
- 12 and any remaining unencumbered balances shall be transferred to
- 13 the general fund.

14 PART VIII

15 SECTION 16. Statutory material to be repealed is bracketed
16 and stricken.

17 SECTION 17. This Act shall take effect on July 1, 2016.



Report Title:

Non-General Funds; Repeal; Transfer of Balances

Description:

Repeals and transfers the unencumbered balances of or amends various non-general funds and accounts recommended by the Auditor in Auditor's Report no. 15-19. (SD1)

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