
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 and
3 reclassify various non-general funds pursuant to the
4 recommendations made by the auditor in auditor's report no. 14-
5 13, entitled review of special funds, revolving funds, trust
6 funds and trust accounts of the departments of the attorney
7 general and business, economic development, and tourism.

8 PART II

9 SECTION 2. The purpose of this part is to rename and
10 reclassify the tourism emergency trust fund as a special fund.

11 The legislature finds that the fund functions more like a
12 special fund and should be classified as a special fund.

13 SECTION 3. Section 201B-10, Hawaii Revised Statutes, is
14 amended to read as follows:

15 "[~~§~~201B-10~~]~~ Tourism emergency [~~trust~~] special fund.

16 (a) There is established outside the state treasury a tourism
17 emergency [~~trust~~] special fund to be administered by the board
18 [~~as trustee~~], into which shall be deposited the revenues



1 prescribed by section 237D-6.5(b). All investment earnings from
2 moneys in the [~~trust~~] special fund shall be credited to the
3 tourism special fund[~~-~~] established pursuant to section 201B-11.

4 (b) Moneys in the [~~trust~~] special fund shall be used
5 exclusively to provide for the development and implementation of
6 emergency measures to respond to any tourism emergency pursuant
7 to section 201B-9, including providing emergency assistance to
8 tourists during the tourism emergency.

9 (c) Use of the [~~trust~~] special fund, consistent with
10 subsection (b), shall be provided for in articles, bylaws,
11 resolutions, or other instruments executed by the board as
12 [~~trustee~~] administrator for the [~~trust~~] special fund."

13 SECTION 4. Section 237D-6.5, Hawaii Revised Statutes, is
14 amended by amending subsection (b) to read as follows:

15 "(b) Revenues collected under this chapter shall be
16 distributed as follows, with the excess revenues to be deposited
17 into the general fund:

18 (1) \$26,500,000 shall be allocated to the convention
19 center enterprise special fund established under
20 section 201B-8;



1 (2) \$82,000,000 shall be allocated to the tourism special
2 fund established under section 201B-11; provided that:
3 (A) Beginning on July 1, 2012, and ending on June 30,
4 2015, \$2,000,000 shall be expended from the
5 tourism special fund for development and
6 implementation of initiatives to take advantage
7 of expanded visa programs and increased travel
8 opportunities for international visitors to
9 Hawaii;
10 (B) Of the \$82,000,000 allocated:
11 (i) \$1,000,000 shall be allocated for the
12 operation of a Hawaiian center and the
13 museum of Hawaiian music and dance at the
14 Hawaii convention center; and
15 (ii) 0.5 per cent of the \$82,000,000 shall be
16 transferred to a sub-account in the tourism
17 special fund to provide funding for a safety
18 and security budget, in accordance with the
19 Hawaii tourism strategic plan 2005-2015; and
20 (C) Of the revenues remaining in the tourism special
21 fund after revenues have been deposited as

1 provided in this paragraph and except for any sum
2 authorized by the legislature for expenditure
3 from revenues subject to this paragraph,
4 beginning July 1, 2007, funds shall be deposited
5 into the tourism emergency [~~trust~~] special fund,
6 established in section 201B-10, in a manner
7 sufficient to maintain a fund balance of
8 \$5,000,000 in the tourism emergency [~~trust~~]
9 special fund;

10 (3) \$103,000,000 for fiscal year 2014-2015, \$103,000,000
11 for fiscal year 2015-2016, and \$93,000,000 for each
12 fiscal year thereafter shall be allocated as follows:
13 Kauai county shall receive 14.5 per cent, Hawaii
14 county shall receive 18.6 per cent, city and county of
15 Honolulu shall receive 44.1 per cent, and Maui county
16 shall receive 22.8 per cent; provided that commencing
17 with fiscal year 2018-2019, a sum that represents the
18 difference between a county public employer's annual
19 required contribution for the separate trust fund
20 established under section 87A-42 and the amount of the
21 county public employer's contributions into that trust



1 fund shall be retained by the state director of
2 finance and deposited to the credit of the county
3 public employer's annual required contribution into
4 that trust fund in each fiscal year, as provided in
5 section 87A-42, if the respective county fails to
6 remit the total amount of the county's required annual
7 contributions, as required under section 87A-43;

8 (4) \$3,000,000 shall be allocated to the Turtle Bay
9 conservation easement special fund established under
10 section 201B-8.6 for the payment of debt service on
11 revenue bonds, the proceeds of which were used to
12 acquire the conservation easement in Turtle Bay, Oahu,
13 until the bonds are fully amortized; and

14 (5) Of the excess revenues deposited into the general fund
15 pursuant to this subsection, \$3,000,000 shall be
16 allocated subject to the mutual agreement of the board
17 of land and natural resources and the board of
18 directors of the Hawaii tourism authority in
19 accordance with the Hawaii tourism authority strategic
20 plan for:



1 (A) The protection, preservation, and enhancement of
2 natural resources important to the visitor
3 industry;

4 (B) Planning, construction, and repair of facilities;
5 and

6 (C) Operation and maintenance costs of public lands
7 connected with enhancing the visitor experience.

8 All transient accommodations taxes shall be paid into the
9 state treasury each month within ten days after collection and
10 shall be kept by the state director of finance in special
11 accounts for distribution as provided in this subsection.

12 As used in this subsection, "fiscal year" means the twelve-
13 month period beginning on July 1 of a calendar year and ending
14 on June 30 of the following calendar year."

15 PART III

16 SECTION 5. The purpose of this part is to reclassify the
17 various housing loan special funds established pursuant to
18 section 201H-80, Hawaii Revised Statutes, as revolving funds.

19 The legislature finds that each of these funds functions
20 as, and meets the criteria for, a revolving fund and should be
21 reclassified as a revolving fund.



1 SECTION 6. Section 36-27, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Except as provided in this section, and
4 notwithstanding any other law to the contrary, from time to
5 time, the director of finance, for the purpose of defraying the
6 prorated estimate of central service expenses of government in
7 relation to all special funds, except the:

- 8 (1) Special out-of-school time instructional program fund
9 under section 302A-1310;
- 10 (2) School cafeteria special funds of the department of
11 education;
- 12 (3) Special funds of the University of Hawaii;
- 13 (4) State educational facilities improvement special fund;
- 14 (5) Convention center enterprise special fund under
15 section 201B-8;
- 16 (6) Special funds established by section 206E-6;
- 17 (7) Housing loan program revenue bond special fund;
- 18 (8) Housing project bond [~~special~~] revolving fund;
- 19 (9) Aloha Tower fund created by section 206J-17;
- 20 (10) Funds of the employees' retirement system created by
21 section 88-109;



- 1 (11) Hawaii hurricane relief fund established under chapter
- 2 431P;
- 3 (12) Hawaii health systems corporation special funds and
- 4 the subaccounts of its regional system boards;
- 5 (13) Tourism special fund established under section 201B-
- 6 11;
- 7 (14) Universal service fund established under section 269-
- 8 42;
- 9 (15) Emergency and budget reserve fund under section 328L-
- 10 3;
- 11 (16) Public schools special fees and charges fund under
- 12 section 302A-1130;
- 13 (17) Sport fish special fund under section 187A-9.5;
- 14 (18) Glass advance disposal fee established by section
- 15 342G-82;
- 16 (19) Center for nursing special fund under section 304A-
- 17 2163;
- 18 (20) Passenger facility charge special fund established by
- 19 section 261-5.5;
- 20 (21) Court interpreting services revolving fund under
- 21 section 607-1.5;



- 1 (22) Hawaii cancer research special fund;
- 2 (23) Community health centers special fund;
- 3 (24) Emergency medical services special fund;
- 4 (25) Rental motor vehicle customer facility charge special
- 5 fund established under section 261-5.6;
- 6 (26) Shared services technology special fund under section
- 7 27-43;
- 8 (27) Automated victim information and notification system
- 9 special fund established under section 353-136;
- 10 (28) Deposit beverage container deposit special fund under
- 11 section 342G-104;
- 12 (29) Hospital sustainability program special fund under Act
- 13 217, Session Laws of Hawaii 2012, as amended by Act
- 14 141, Session Laws of Hawaii 2013;
- 15 [+](30)[+] Nursing facility sustainability program special fund
- 16 under Act 156, Session Laws of Hawaii 2012;
- 17 [+](31) Hawaii 3R's school improvement fund[+] under section
- 18 302A-1502.4; and
- 19 [+](32)[+] After-school plus program revolving fund under
- 20 section 302A-1149.5,



1 shall deduct five per cent of all receipts of all special funds,
2 which deduction shall be transferred to the general fund of the
3 State and become general realizations of the State. All
4 officers of the State and other persons having power to allocate
5 or disburse any special funds shall cooperate with the director
6 in effecting these transfers. To determine the proper revenue
7 base upon which the central service assessment is to be
8 calculated, the director shall adopt rules pursuant to chapter
9 91 for the purpose of suspending or limiting the application of
10 the central service assessment of any fund. No later than
11 twenty days prior to the convening of each regular session of
12 the legislature, the director shall report all central service
13 assessments made during the preceding fiscal year."

14 SECTION 7. Section 201H-75, Hawaii Revised Statutes, is
15 amended by amending subsection (c) to read as follows:

16 "(c) The trustee shall also be authorized by the
17 corporation to hold and administer any housing project bond
18 [~~special~~] revolving funds and housing loan program revenue bond
19 [~~special~~] revolving funds established pursuant to section 201H-
20 80. The trustee may receive and receipt for, hold, and
21 administer the revenues derived by the corporation from any



1 housing project or projects or loan program for which the bonds
2 are issued or the projects or loan programs pledged to the
3 payment of the bonds. The trustee shall apply the revenues to
4 the payment of the cost of administering, operating, and
5 maintaining the housing project or projects or loan program; to
6 pay the principal of and the interest on the bonds; to the
7 establishment of reserves; and to other purposes as may be
8 authorized in the proceedings providing for the issuance of the
9 bonds."

10 SECTION 8. Section 201H-80, Hawaii Revised Statutes, is
11 amended as follows:

12 1. By amending its title to read:

13 "~~[+]§201H-80 [+] Housing finance revolving fund; bond~~
14 ~~[special] revolving funds.~~"

15 2. By amending subsections (b) to (d) to read as follows:

16 "(b) All moneys received and collected by the corporation,
17 not otherwise pledged or obligated nor required by law to be
18 placed in any other special or revolving fund, shall be
19 deposited in the housing finance revolving fund.

20 (c) A separate ~~[special] revolving~~ fund shall be
21 established for each housing project or system of housing



1 projects or loan program financed from the proceeds of bonds
2 secured under the same trust indenture. Each fund shall be
3 designated "housing project bond [~~special~~] revolving fund" or
4 "housing loan program revenue bond [~~special~~] revolving fund", as
5 appropriate, and shall bear any additional designation as the
6 corporation deems appropriate to properly identify the fund.

7 (d) Notwithstanding any other law to the contrary, all
8 revenues, income, and receipts derived from a housing project or
9 system of projects or loan program financed from the proceeds of
10 bonds or pledged to the payment of the principal of and interest
11 and premium on bonds, shall be paid into the housing project
12 bond [~~special~~] revolving fund or housing loan program revenue
13 bond [~~special~~] revolving fund established for the housing
14 project or system of projects or loan program and applied as
15 provided in the proceedings authorizing the issuance of the
16 bonds."

17 SECTION 9. Section 201H-100, Hawaii Revised Statutes, is
18 amended to read as follows:

19 "[~~§~~201H-100~~]~~ **Housing loan programs; fees.** The
20 corporation may establish, revise, charge, and collect fees,
21 premiums, and charges as necessary, reasonable, or convenient,



1 for its housing loan programs. The fees, premiums, and charges
2 shall be deposited into the housing loan program revenue bond
3 [~~special~~] revolving fund established for the particular housing
4 loan program or part thereof from which the fees, premiums, and
5 charges are derived as determined by the corporation."

6 SECTION 10. The housing loan program revenue bond special
7 fund - rental housing system, established in 1987 and
8 administered by the department of business, economic
9 development, and tourism, shall be reclassified as a revolving
10 fund and renamed the housing loan program revenue bond revolving
11 fund - rental housing system.

12 SECTION 11. The housing loan program revenue bond fund,
13 established in 1979 and administered by the department of
14 business, economic development, and tourism, and also known as
15 the single family mortgage purchase revenue bond fund, shall be
16 reclassified as a revolving fund.

17 SECTION 12. The housing project bond special fund - multi
18 family, established in 1980 and administered by the department
19 of business, economic development, and tourism, shall be
20 reclassified as a revolving fund and be renamed the housing
21 project bond revolving fund - multi family.



1 PART IV

2 SECTION 13. The purpose of this part is to repeal the
3 pineapple workers and retirees housing assistance fund.

4 The legislature finds that the fund does not meet the
5 criteria for a special fund, does not serve the purpose for
6 which it was created, and should be repealed.

7 SECTION 14. Section 201H-85, Hawaii Revised Statutes, is
8 repealed.

9 ~~["**§201H-85**—Pineapple workers and retirees housing~~
10 ~~assistance fund, established.~~ (a) ~~There is established in the~~
11 ~~state treasury the pineapple workers and retirees housing~~
12 ~~assistance fund to provide mortgage payments or rent subsidies~~
13 ~~for eligible Del Monte Fresh Produce pineapple workers and~~
14 ~~retirees and their families who are displaced or affected by the~~
15 ~~closure of Del Monte Fresh Produce. The pineapple workers and~~
16 ~~retirees housing assistance fund shall be administered by the~~
17 ~~corporation.~~

18 ~~(b) Moneys appropriated for the purposes of this section~~
19 ~~shall be deposited into the pineapple workers and retirees~~
20 ~~housing assistance fund; provided that, upon fulfillment of the~~
21 ~~purposes of this section, all unencumbered moneys shall lapse~~



1 ~~into the general fund. The corporation shall establish~~
2 ~~guidelines with respect to eligible Del Monte Fresh Produce~~
3 ~~pineapple workers and retirees and mortgage payments or rental~~
4 ~~assistance payments under this section.~~

5 ~~(c) The corporation shall adopt rules in accordance with~~
6 ~~chapter 91 to effectuate the purposes of this section."]~~

7 PART V

8 SECTION 15. The purpose of this part is to reclassify the
9 rental housing trust fund as a revolving fund.

10 The legislature finds that the fund serves the purpose for
11 which it was created, but does not meet the criteria for a trust
12 fund, and should be reclassified as a revolving fund.

13 SECTION 16. Section 201H-6, Hawaii Revised Statutes, is
14 amended by amending subsection (f) to read as follows:

15 "(f) The corporation, through the housing advocacy and
16 information system, shall develop and maintain an affordable
17 housing inventory registry to identify:

18 (1) Affordable housing projects developed by the
19 corporation utilizing moneys in the rental housing
20 ~~[trust]~~ revolving fund established pursuant to section



- 1 201H-202 or the dwelling unit revolving fund[7]
- 2 established pursuant to section 201H-191;
- 3 (2) State and federal public housing projects identified
- 4 by the Hawaii public housing authority;
- 5 (3) United States Department of Housing and Urban
- 6 Development Region 9 federally supported and privately
- 7 managed housing projects; and
- 8 (4) State and county lands that may be developed for
- 9 affordable housing, as defined in section 201H-57(b)."

10 SECTION 17. Chapter 201H, Hawaii Revised Statutes, is
 11 amended by amending the title of part III, subpart J, to read as
 12 follows:

13 "J. Rental Housing [~~Trust~~] Revolving Fund"

14 SECTION 18. Section 201H-201, Hawaii Revised Statutes, is
 15 amended by amending the definition of "fund" to read as follows:

16 "'Fund" means the rental housing [~~trust~~] revolving fund
 17 established [~~in this subpart.~~] pursuant to section 201H-202."

18 SECTION 19. Section 201H-202, Hawaii Revised Statutes, is
 19 amended by amending its title and subsection (a) to read as
 20 follows:



1 "§201H-202 Rental housing [~~trust~~] revolving fund. (a)

2 There is established the rental housing [~~trust~~] revolving fund
3 to be administered by the corporation."

4 SECTION 20. Section 247-7, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "§247-7 Disposition of taxes. All taxes collected under
7 this chapter shall be paid into the state treasury to the credit
8 of the general fund of the State, to be used and expended for
9 the purposes for which the general fund was created and exists
10 by law; provided that of the taxes collected each fiscal year:

11 (1) Ten per cent shall be paid into the land conservation
12 fund established pursuant to section 173A-5;

13 (2) Twenty-five per cent from July 1, 2009, until June 30,
14 2012; thirty per cent from July 1, 2012, until
15 June 30, 2014; and fifty per cent in each fiscal year
16 thereafter shall be paid into the rental housing
17 [~~trust~~] revolving fund established by section 201H-
18 202; and

19 (3) Twenty per cent from July 1, 2009, until June 30,
20 2012, and twenty-five per cent in each fiscal year
21 thereafter shall be paid into the natural area reserve



1 fund established by section 195-9; provided that the
2 funds paid into the natural area reserve fund shall be
3 annually disbursed by the department of land and
4 natural resources in the following priority:

5 (A) To natural area partnership and forest
6 stewardship programs after joint consultation
7 with the forest stewardship committee and the
8 natural area reserves system commission;

9 (B) Projects undertaken in accordance with watershed
10 management plans pursuant to section 171-58 or
11 watershed management plans negotiated with
12 private landowners, and management of the natural
13 area reserves system pursuant to section 195-3;
14 and

15 (C) The youth conservation corps established under
16 chapter 193."

17 PART VI

18 SECTION 21. The purpose of this part is to repeal the
19 public facility revenue bond special fund.

20 The legislature finds that the fund does not meet the
21 purpose for which it was created and does not meet the criteria



1 for a special fund. Accordingly, since the fund is an integral
2 part of chapter 206E, part IV, the legislature finds that the
3 entire part should be repealed.

4 SECTION 22. Chapter 206E, part IV, Hawaii Revised
5 Statutes, is repealed.

6 PART VII

7 SECTION 23. The purpose of this part is to repeal the
8 capital formation revolving fund.

9 The legislature finds that the fund does not serve the
10 purpose for which it was created, does not meet the criteria for
11 a revolving fund, has never been used, has not supported any
12 investment, and should be repealed. The legislature further
13 finds that chapter 211G, Hawaii Revised Statutes, should be
14 repealed because the fund is inactive.

15 SECTION 24. Section 211F-4, Hawaii Revised Statutes, is
16 amended by amending subsection (a) to read as follows:

17 "(a) The corporation shall have all of the powers
18 necessary to carry out its purposes which shall include but not
19 be limited to the power to:

- 20 (1) Adopt rules pursuant to chapter 91 to carry out the
21 purposes of this chapter;



- 1 (2) Adopt an official seal;
- 2 (3) Sue and be sued, in its own name;
- 3 (4) Finance, conduct, or cooperate in financing or
- 4 conducting technological, business, financial, or
- 5 other investigations that are related to or likely to
- 6 lead to business and economic development by making
- 7 and entering into contracts and other appropriate
- 8 arrangements, including the provision of loans, start-
- 9 up and expansion capital, and other forms of
- 10 assistance;
- 11 (5) Solicit, study, and assist in the preparation of
- 12 business plans and proposals;
- 13 (6) Provide advice and technical and marketing assistance,
- 14 support, and promotion to enterprises in which
- 15 investments have been made;
- 16 (7) Coordinate the corporation's programs with any
- 17 education and training program;
- 18 (8) Carry out specialized programs designed to encourage
- 19 the development of new products, businesses, and
- 20 markets;



- 1 (9) Prepare, publish, and distribute such technical
2 studies, reports, bulletins, and other materials as it
3 deems appropriate, subject only to the maintenance and
4 respect for confidentiality of client proprietary
5 information;
- 6 (10) Organize, conduct, sponsor, or cooperate in and assist
7 in the conduct of conferences, demonstrations, and
8 studies relating to the stimulation and formation of
9 businesses [~~and to fulfilling the objectives and~~
10 ~~purposes of chapter 211G~~];
- 11 (11) Provide and pay for such advisory services and
12 technical, managerial, and marketing assistance,
13 support, and promotion as may be necessary or
14 desirable to carry out the purposes of this chapter;
- 15 (12) Acquire, hold, and sell qualified securities;
- 16 (13) Consent, subject to the provisions of any contract
17 with noteholders or bondholders, whenever the
18 corporation deems it necessary or desirable in the
19 fulfillment of the purposes of this chapter, to the
20 modification, with respect to rate of interest, time
21 of payment of any installment of principal or



1 interest, or any other terms, of any contract or
2 agreement of any kind to which the corporation is a
3 party;

4 (14) Accept donations, grants, bequests, and devises of
5 money, property, service, or other things of value
6 that may be received from the United States or any
7 agency thereof, any governmental agency, or any public
8 or private institution, person, firm, or corporation,
9 to be held, used, or applied for any or all of the
10 purposes specified in this chapter. Receipt of each
11 donation or grant shall be detailed in the annual
12 report of the corporation. The report shall include
13 the identity of the donor or lender, the nature of the
14 transaction, and any conditions attaching thereto;

15 (15) Invest any funds held in reserves or sinking funds, or
16 any funds not required for immediate disbursement, in
17 such investments as may be lawful for fiduciaries in
18 the State;

19 (16) Acquire real property, or an interest therein, by
20 purchase or foreclosure, where that acquisition is
21 necessary or appropriate to protect or secure any



1 investment or loan in which the corporation has an
2 interest; sell, transfer, and convey the property to a
3 buyer and if the sale, transfer, or conveyance cannot
4 be effected with reasonable promptness or at a
5 reasonable price, to lease the property to a tenant;
6 (17) Acquire, own, hold, dispose of, and encumber personal
7 property of any nature, or any interest therein;
8 (18) Enter into agreements or other transactions with any
9 federal, state, or county agency;
10 (19) Make contracts and execute all instruments necessary
11 or convenient for the carrying on of its business;
12 (20) Appear in its own behalf before state, county, or
13 federal agencies;
14 (21) Procure insurance as may be necessary;
15 (22) Appoint officers, employees, consultants, agents, and
16 advisors who shall not be subject to chapter 76, and
17 prescribe their duties and fix compensation within the
18 limitations provided by law;
19 (23) Appoint advisory committees as deemed necessary; and
20 (24) Exercise any other powers of a corporation organized
21 under the laws of the State."



1 SECTION 25. Chapter 211G, Hawaii Revised Statutes, is
2 repealed.

3 PART VIII

4 SECTION 26. The purpose of this part is to repeal the
5 statewide geospatial information and data integration special
6 fund.

7 The legislature finds that the fund does not serve the
8 purpose for which it was created and should be repealed.

9 SECTION 27. Section 225M-6, Hawaii Revised Statutes, is
10 repealed.

11 [~~"§225M-6 Fees for statewide planning and geographic~~
12 ~~information system services and products. The office of~~
13 ~~planning may charge fees for statewide planning and geographic~~
14 ~~information system services and products. All fees collected~~
15 ~~for statewide planning and geographic information system~~
16 ~~analyses and other related services shall be deposited into the~~
17 ~~statewide geospatial information and data integration special~~
18 ~~fund for the sole purpose of supporting the statewide planning~~
19 ~~and geographic information system. The office shall adopt rules~~
20 ~~setting fees for statewide planning and geographic information~~
21 ~~system services and products."]~~



1 SECTION 28. Section 225M-7, Hawaii Revised Statutes, is
2 repealed.

3 ~~["§225M-7] Statewide geospatial information and data~~
4 ~~integration special fund.~~ (a) ~~There is established in the~~
5 ~~state treasury the statewide geospatial information and data~~
6 ~~integration special fund, into which shall be deposited:~~

7 (1) ~~Moneys directed, allocated, or disbursed to the~~
8 ~~statewide geospatial information and data integration~~
9 ~~program from other government agencies or private~~
10 ~~sources to help support the acquisition of hardware,~~
11 ~~software, applications, and databases;~~

12 (2) ~~Moneys directed, allocated, or disbursed to the~~
13 ~~statewide geospatial technologies program from non-~~
14 ~~state sources, including but not limited to grants,~~
15 ~~awards, and donations;~~

16 (3) ~~Moneys collected as fees for statewide planning and~~
17 ~~geographic information system services rendered; and~~

18 (4) ~~Investment earnings credited to the assets of the fund~~
19 ~~and all interest on special fund balances.~~



1 ~~(b) The statewide geospatial information and data~~
2 ~~integration special fund shall be used to help defray the cost~~
3 ~~of, including but not limited to the following:~~

4 ~~(1) Programs and activities to implement this chapter,~~
5 ~~including the provision of state funds to match~~
6 ~~federal funds from the United States Geological Survey~~
7 ~~or other federal departments; and~~

8 ~~(2) Operating costs of the statewide planning and~~
9 ~~geographic information system, including acquisition~~
10 ~~and maintenance of hardware or software necessary to~~
11 ~~implement this chapter, acquisition and maintenance of~~
12 ~~geospatial and other data, application development,~~
13 ~~training, and other products or services of general~~
14 ~~benefit to the statewide geospatial information and~~
15 ~~data integration program and its stakeholders."]~~

16 PART IX

17 SECTION 29. The purpose of this part is to repeal the fee
18 simple residential revolving fund.

19 The legislature finds that the fund no longer serves the
20 purpose for which it was created, does not meet the criteria for
21 a revolving fund, and should be repealed.



1 SECTION 30. Section 201H-211, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§201H-211 Expenditures of revolving funds under the
4 corporation exempt from appropriation and allotment. Except as
5 to administrative expenditures, and except as otherwise provided
6 by law, expenditures from the revolving funds administered by
7 the corporation under subparts I and J of part III, relating to
8 financing programs, or [~~sections~~] section 201H-80 [~~7~~] or 201H-
9 123 [~~7, or 516-44~~] may be made by the corporation without
10 appropriation or allotment by the legislature; provided that no
11 expenditure shall be made from and no obligation shall be
12 incurred against any revolving fund in excess of the amount
13 standing to the credit of the fund or for any purpose for which
14 the fund may not lawfully be expended. Nothing in sections 37-
15 31 to 37-41 shall require the proceeds of the revolving funds
16 identified in subparts I and J of part III, or [~~sections~~]
17 section 201H-80 [~~7~~] or 201H-123 [~~7, or 516-44~~] to be reappropriated
18 annually."

19 SECTION 31. Section 516-5, Hawaii Revised Statutes, is
20 amended to read as follows:



1 "**§516-5 Penalty.** Any person who violates this chapter
2 shall be fined not more than \$5,000 nor less than \$1,000 or
3 imprisoned not more than one year, or both. ~~[All fines~~
4 ~~collected shall be deposited in the fee simple [residential]~~
5 ~~revolving fund created by this chapter.]"~~

6 SECTION 32. Section 516-45, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "**§516-45 General obligation bonds.** The director of
9 finance may, from time to time, issue general obligation bonds
10 in such amounts as may be authorized by the legislature, for the
11 purpose of acquisition by the Hawaii housing finance and
12 development corporation of residentialouselots within
13 development tracts pursuant to chapter 516, part II or for the
14 acquisition of suitable properties to exchange pursuant to
15 section 516-24.5 or for the acquisition by the department of
16 land and natural resources under section 171-50.1 of suitable
17 properties for exchange pursuant to section 171-50.2 to
18 effectuate the purpose of this chapter. ~~[The principal and~~
19 ~~interest of general obligation bonds issued pursuant to this~~
20 ~~section shall be reimbursed to the general fund from the fee~~
21 ~~simple residential revolving fund as provided in section 516-~~



1 44.] Pending the receipt of funds from the issuance and sale of
2 general obligation bonds, amounts required within the limits of
3 legislative authorization may be advanced to the Hawaii housing
4 finance and development corporation from the general fund of the
5 State. Upon the receipt of the bond funds, the general fund
6 shall be reimbursed the amount advanced."

7 SECTION 33. Section 516-44, Hawaii Revised Statutes, is
8 repealed.

9 [~~"§516-44 Fee simple residential revolving fund. A fee~~
10 ~~simple residential revolving fund is created. The funds~~
11 ~~appropriated for the purposes of this chapter and chapter 519~~
12 ~~and all moneys received or collected by the Hawaii housing~~
13 ~~finance and development corporation under this chapter and~~
14 ~~chapter 519 shall be deposited in the revolving fund. Moneys~~
15 ~~collected to reimburse the corporation from the lessees for~~
16 ~~their pro rata share of the direct costs incurred by the~~
17 ~~corporation under this chapter shall be deposited into the~~
18 ~~revolving fund. The proceeds in the funds shall first be used~~
19 ~~to pay the principal and interest on bonds or other indebtedness~~
20 ~~issued by the corporation, or by the State, and then for~~



1 ~~necessary expenses, including indirect costs of the corporation~~
2 ~~in administering chapters 516 and 519.~~

3 ~~Moneys in the fund shall be used to pay all costs of~~
4 ~~chapters 516 and 519 including administration."]~~

5 PART X

6 SECTION 34. All balances in the funds renamed and
7 reclassified pursuant to sections 3, 8, 10, 11, 12, and 19 of
8 this Act shall remain in their respective funds as if no
9 renaming and reclassification had occurred.

10 SECTION 35. On July 1, 2015, all unencumbered balances
11 remaining in the funds repealed by sections 14, 22, 25, 28, and
12 33 of this Act, shall lapse to the credit of the general fund.

13 SECTION 36. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 37. This Act shall take effect on July 1, 2050;
16 provided that the amendments made in section 6 shall not be
17 repealed when section 36-27, Hawaii Revised Statutes, is
18 reenacted on December 31, 2015, pursuant to section 7 of Act
19 124, Session Laws of Hawaii 2014.



Report Title:

Non-General Funds; Reclassification; Repeal

Description:

Reclassifies and repeals various non-general funds, as recommended by the Auditor in Auditor's Report No. 14-13. Effective 7/1/2050. (SD1)

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

