
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 abolish various non-general funds and accounts pursuant to the
4 recommendations made by the auditor in auditor's report no. 15-
5 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12 repealed.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.~~



- 1 ~~(1) All fees received from applicants for a license to~~
- 2 ~~operate group child care homes or group child care~~
- 3 ~~centers as provided in section 346-163 and from~~
- 4 ~~applicants for a certificate of registration for~~
- 5 ~~family child care homes as provided in section 346-~~
- 6 ~~173;~~
- 7 ~~(2) Appropriations made by the legislature to the fund;~~
- 8 ~~and~~
- 9 ~~(3) Any other revenues designated for the fund.~~
- 10 ~~(b) Moneys in the child care licensing and registration~~
- 11 ~~special fund shall be used for the following purposes:~~
- 12 ~~(1) The costs of administering child care licensing and~~
- 13 ~~registration;~~
- 14 ~~(2) Furthering the provision of quality child care~~
- 15 ~~services; and~~
- 16 ~~(3) Any other purpose deemed necessary by the department~~
- 17 ~~to ensure the health and safety of children.~~
- 18 ~~(c) All interest on special fund balances shall accrue to~~
- 19 ~~the credit of the special fund. Upon dissolution of the child~~
- 20 ~~care licensing and registration special fund, any unencumbered~~



1 ~~moneys in the fund shall lapse to the credit of the general~~
2 ~~fund."]~~

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5 fund repealed by section 3 of this Act shall lapse to the credit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

7 PART III

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

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 Thus, the fund should be repealed.

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

15 "(a) The department of human services, in consultation
16 with the United States Department of Housing and Urban
17 Development, as necessary, shall implement housing first
18 programs and services, as the department deems appropriate for
19 clientele who would most likely benefit from and succeed with
20 the implementation of housing first programs and services, and



1 subject to the availability of existing funds [~~or housing first~~
2 ~~special fund moneys~~]."

3 SECTION 7. Section 346-377, Hawaii Revised Statutes, is
4 repealed.

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

8 ~~(1) Appropriations by the legislature to the special fund,~~
9 ~~and~~

10 ~~(2) Gifts, donations, and grants from public agencies and~~
11 ~~private persons.~~

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

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

18 SECTION 8. On July 1, 2016, all unencumbered balances
19 remaining in the housing first special fund repealed by section
20 7 of this Act shall lapse to the credit of the general fund.



PART IV

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

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

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

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

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



1 " ~~[f]~~ §356D-28 ~~[f]~~ Public housing revolving fund ~~[, housing~~
2 ~~project bond special funds]~~. (a) There is established the
3 public housing revolving fund to be administered by the
4 authority. Notwithstanding section 36-21, the proceeds in the
5 fund shall be used for long-term and other special financings of
6 the authority and for necessary expenses in administering this
7 chapter.

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

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

18 ~~(d) Notwithstanding any other law to the contrary, all~~
19 ~~revenues, income, and receipts derived from a public housing~~
20 ~~project or projects financed from the proceeds of bonds or~~
21 ~~pledged to the payment of principal of and interest and premium~~



1 ~~on bonds, shall be paid into the housing project bond special~~
2 ~~fund established for the public housing project or projects and~~
3 ~~applied as provided in the proceedings authorizing the issuance~~
4 ~~of bonds.] "~~

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

9 PART V

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

14 PART VI

15 SECTION 14. The following funds and accounts are
16 abolished:

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



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



1 PART VII

2 SECTION 15. The following funds and accounts are
3 abolished:

4 (1) The blind shop revolving and handicraft fund
5 established by section 347-12, Hawaii Revised
6 Statutes, which has been repealed by Act 147, Session
7 Laws of Hawaii 2015;

8 (2) The department of human services homeless trust fund
9 created in 2006;

10 (3) The Geist foundation trust account created in 1997;

11 (4) Kahikolu 'Ohana O Wai'anae project trust fund created
12 in 2007; and

13 (5) The recruitment of foster parents trust account
14 created in 1987;

15 and any remaining unencumbered balances shall be transferred to
16 the general fund.

17 PART VIII

18 SECTION 16. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.

20 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 various non-general funds and accounts recommended by the Auditor in Auditor's Report No. 15-19. (SB2553 HD1)

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

