

JAN 27 2016

S.B. NO. 3070

A BILL FOR AN ACT

RELATING TO GRANTS.

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

1 SECTION 1. The legislature finds that it is necessary to
2 improve the grant application and approval process established
3 under chapter 42F, Hawaii Revised Statutes, spread grant
4 appropriations among more recipients, and fund direct services,
5 rather than overhead costs, of grant recipients.

6 The purpose of this Act is to address grants by
7 establishing the following legislative policies:

- 8 (1) To make appropriations for grants during the regular
9 session of each odd-numbered year for the ensuing
10 fiscal biennium, but still permit the legislature to
11 add new or amend or repeal existing grant
12 appropriations during the regular session of an even-
13 numbered year or a special session;
- 14 (2) To appropriate funds for not more than one grant for
15 each grant recipient during a fiscal biennium; and
- 16 (3) To place a low priority on requests to fund general
17 and administrative expenses.



S.B. NO. 3070

1 Because this legislature cannot bind the actions of future
2 legislatures, this Act expressly declares that adherence to the
3 policies shall be subject to the discretion of the legislature
4 and availability of funds.

5 This Act is intended to add new standards for the
6 appropriation of grants, as required by article VII, section 4,
7 of the Constitution of the State of Hawaii.

8 This Act is also intended to increase transparency in the
9 legislative grant process and increase the opportunity for more
10 applicants to receive grants.

11 SECTION 2. Chapter 42F, Hawaii Revised Statutes, is
12 amended by adding a new section to be appropriately designated
13 and to read as follows:

14 "§42F- Legislative policies; appropriation of funds for
15 grants during legislative sessions, limit on number of grants to
16 a recipient during a fiscal biennium, priority of funding
17 requests for general and administrative expenses. (a) It is
18 the policy of the legislature to appropriate funds for grants
19 during the regular session of each odd-numbered year for each
20 fiscal year of the ensuing fiscal biennium.



S.B. NO. 3070

1 For the purpose of this subsection, the "ensuing fiscal
2 biennium" means the fiscal biennium commencing on the July 1
3 that immediately follows the convening of the regular session of
4 an odd-numbered year.

5 This section shall not be construed as prohibiting the
6 legislature from adding new or amending or repealing existing
7 appropriations for grants during the regular session of an even-
8 numbered year or a special session.

9 (b) It is the policy of the legislature to appropriate
10 funds for not more than one grant for each grant recipient
11 during a fiscal biennium.

12 (c) It is the policy of the legislature to place a low
13 priority on a request from a grant applicant to fund the
14 applicant's general and administrative expenses with a grant
15 appropriation.

16 For the purpose of this subsection, "general and
17 administrative expenses" means expenses of the applicant that
18 are not directly related to the provision of goods or services
19 by the applicant.

20 (d) The adherence to a policy set forth in this section
21 shall be subject to the exclusive discretion of the legislature



S.B. NO. 3070

1 and availability of funds, and no person shall take legal action
2 against the legislature, State, or grant recipient for a
3 deviation from the policy."

4 SECTION 3. Section 42F-102, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "§42F-102 **Applications for grants.** Requests for grants
7 shall be submitted to the appropriate standing committees of the
8 legislature [~~at the start of each regular session of the~~
9 ~~legislature-~~] when requested by the standing committees. Each
10 request shall state:

- 11 (1) The name of the requesting organization or individual;
- 12 (2) The public purpose for the grant;
- 13 (3) The services to be supported by the grant;
- 14 (4) The target group; and
- 15 (5) The cost of the grant and the budget."

16 SECTION 4. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

18 SECTION 5. This Act shall take effect on July 1, 2016.

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INTRODUCED BY: _____



S.B. NO. 3070

Report Title:

Grants; Legislative Policies

Description:

Establishes legislative policies to: (1) make appropriations for grants during the regular session of each odd-numbered year for the ensuing fiscal biennium; (2) appropriate funds for not more than one grant for each grant recipient during a fiscal biennium; and (3) place a low priority on requests to fund the general and administrative expenses of a grant applicant. States that adherence to the policies shall be subject to legislative discretion and funding availability.

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

