
A BILL FOR AN ACT

RELATING TO THE FUNDING OF GRANTS PURSUANT TO CHAPTER 42F,
HAWAII REVISED STATUTES.

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

1 **PART I. GENERAL PROVISIONS**

2 SECTION 1. SHORT TITLE. This Act shall be known and may
3 be cited as the Grant Funding Act of 2019.

4 SECTION 2. DEFINITIONS. Unless otherwise clear from the
5 context, as used in this Act:

6 "Expending agency" means the executive department,
7 independent commission, bureau, office, board, or other
8 establishment of the state government (other than the
9 legislature, office of Hawaiian affairs, and judiciary), the
10 political subdivisions of the State, or any quasi-public
11 institution supported in whole or in part by state funds, which
12 is authorized to expend specified appropriations made by this
13 Act.

14 Abbreviations, where used to denote the expending agency,
15 shall mean the following:

16 AGR Department of agriculture



- 1 AGS Department of accounting and general services
- 2 ATG Department of the attorney general
- 3 BED Department of business, economic development, and
- 4 tourism
- 5 BUF Department of budget and finance
- 6 CCA Department of commerce and consumer affairs
- 7 DEF Department of defense
- 8 EDN Department of education
- 9 GOV Office of the governor
- 10 HHL Department of Hawaiian home lands
- 11 HMS Department of human services
- 12 HRD Department of human resources development
- 13 HTH Department of health
- 14 LBR Department of labor and industrial relations
- 15 LNR Department of land and natural resources
- 16 LTG Office of the lieutenant governor
- 17 PSD Department of public safety
- 18 SUB Subsidies
- 19 TAX Department of taxation
- 20 TRN Department of transportation
- 21 UOH University of Hawaii
- 22 CCH City and county of Honolulu



1 COH County of Hawaii

2 COK County of Kauai

3 COM County of Maui

4 "Means of financing" or "MOF" means the source from which
5 funds are appropriated or authorized to be expended for the
6 programs and projects specified in this Act. All appropriations
7 are followed by letter symbols. The letter symbols, where used,
8 shall have the following meanings:

9 A General funds

10 B Special funds

11 C General obligation bond fund

12 D General obligation bond fund with debt service cost to
13 be paid from special funds

14 E Revenue bond funds

15 J Federal aid interstate funds

16 K Federal aid primary funds

17 L Federal aid secondary funds

18 M Federal aid urban funds

19 N Federal funds

20 P Other federal funds

21 R Private contributions

22 S County funds



- 1 T Trust funds
- 2 U Interdepartmental transfers
- 3 W Revolving funds
- 4 X Other funds

5 "Program ID" means the unique identifier for the specific
6 program and consists of the abbreviation for the organization
7 responsible for carrying out the program followed by the
8 organization number for the program.

9 **PART II. PROGRAM APPROPRIATIONS**

10 SECTION 3. APPROPRIATIONS. The following sums, or so much
11 thereof as may be sufficient to accomplish the purposes and
12 programs designated herein, are hereby appropriated or
13 authorized, as the case may be, from the means of financing
14 specified to the expending agencies designated for the fiscal
15 biennium beginning July 1, 2019, and ending June 30, 2021. The
16 total expenditures and the number of positions in each fiscal
17 year of the biennium shall not exceed the sums and the position
18 ceilings indicated for each fiscal year, except as provided
19 elsewhere in this Act or as provided by general law.



PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS	
				FISCAL YEAR 2019-2020	M O F

- 1 A. ECONOMIC DEVELOPMENT
- 2
- 3 B. EMPLOYMENT
- 4
- 5 C. TRANSPORTATION FACILITIES
- 6
- 7 D. ENVIRONMENTAL PROTECTION
- 8
- 9 E. HEALTH
- 10
- 11 F. SOCIAL SERVICES
- 12
- 13 G. FORMAL EDUCATION
- 14
- 15 H. CULTURE AND RECREATION
- 16
- 17 I. PUBLIC SAFETY
- 18
- 19 J. INDIVIDUAL RIGHTS
- 20
- 21 K. GOVERNMENT-WIDE SUPPORT
- 22



1 **PART III. CAPITAL IMPROVEMENT PROJECTS**

2 SECTION 4. CAPITAL IMPROVEMENT PROJECTS AUTHORIZED. The
3 sums appropriated or authorized in part II of this Act for
4 capital improvements shall be expended for the projects listed
5 below. Accounting of the appropriations by the department of
6 accounting and general services shall be based on the projects
7 as the projects are listed in this section. Several related or
8 similar projects may be combined into a single project if the
9 combination is advantageous or convenient for implementation;
10 provided that the total cost of the projects thus combined shall
11 not exceed the total of the sum specified for the projects
12 separately. (The amount after each cost element and the total
13 funding for each project listed in this part are in thousands of
14 dollars).



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)	
				FISCAL YEAR 2019-2020	M O F

- 1 A. ECONOMIC DEVELOPMENT
- 2
- 3 B. EMPLOYMENT
- 4
- 5 C. TRANSPORTATION FACILITIES
- 6
- 7 D. ENVIRONMENTAL PROTECTION
- 8
- 9 E. HEALTH
- 10
- 11 F. SOCIAL SERVICES
- 12
- 13 G. FORMAL EDUCATION
- 14
- 15 H. CULTURE AND RECREATION
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- 17 I. PUBLIC SAFETY
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- 21 K. GOVERNMENT-WIDE SUPPORT
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1 PART IV. CAPITAL IMPROVEMENT PROGRAM PROVISIONS

2 SECTION 5.



1 projects described in part III of this Act where the
2 appropriations have been deemed necessary to qualify for federal
3 aid financing and reimbursement and are unencumbered as of
4 June 30, 2026, shall lapse as of that date.

5 SECTION 8. In releasing funds for capital improvement
6 projects, the governor shall consider legislative intent and the
7 objectives of the user agency and its programs; the scope and
8 level of the user agency's intended service; and the means,
9 efficiency, and economics by which the project will meet the
10 objectives of the user agency and the State; provided that
11 agencies responsible for construction shall take into
12 consideration legislative intent, the objectives of the user
13 agency and its programs, and the scope and level of the user
14 agency's intended service and construct the improvement to meet
15 the objectives of the user agency in the most efficient and
16 economical manner possible.

17 SECTION 9. With the approval of the governor, designated
18 expending agencies for capital improvement projects authorized
19 in this Act may delegate to other state or county agencies the
20 implementation of projects when it is determined advantageous to
21 do so by both the original expending agency and the agency to



1 which expending authority is to be delegated; provided that the
2 governor shall submit a report to the legislature of all uses of
3 this authority for the previous twelve month period from
4 December 1 to November 30 no later than thirty days prior to the
5 convening of the regular sessions of 2020 and 2021.

6 SECTION 10. No appropriation authorized in this Act for
7 expenditure by a political subdivision of the State shall be
8 considered to be a mandate to undertake new programs or to
9 increase the level of services under existing programs of that
10 political subdivision. If any appropriation authorized in this
11 Act constitutes such a mandate within the provisions of section
12 5 of article VIII of the Hawaii State Constitution, the
13 authorization shall be void and, in the case of capital
14 improvement appropriations designated to be financed from the
15 general obligation bond fund, the total general obligation bonds
16 authorized for those projects shall be correspondingly
17 decreased.

18 SECTION 11. Whenever the expending agency to which an
19 appropriation is made is changed due to legislation enacted
20 during any session of the legislature that affects the
21 appropriations made by this Act, the governor shall transfer the



1 necessary funds and positions to the proper expending agency as
2 provided by law.

3 SECTION 12. If the State should assume the direct
4 operation of any non-governmental agency receiving state funds
5 under the provisions of this Act, all related state funds shall
6 constitute a credit to the State against the costs of acquiring
7 all or any portion of the property, real, personal, or mixed, of
8 the non-governmental agency. This credit shall be applicable
9 regardless of when the acquisition takes place.

10 SECTION 13. Where an agency is authorized to secure funds
11 or other property from private organizations or individuals to
12 be expended or utilized in connection with any authorized
13 program, the agency, with the governor's approval, may enter
14 into the undertaking; provided that the provisions of the
15 undertaking comply with applicable state constitutional and
16 statutory requirements; provided further that the governor shall
17 submit a report to the legislature of all uses of this authority
18 for the previous twelve month period from December 1 to November
19 30 no later than thirty days prior to the convening of the
20 regular sessions of 2020 and 2021.



1 SECTION 14. Except as otherwise provided by general law,
2 negotiations for the purchase of land by state agencies shall be
3 subject to the approval of the governor and the department of
4 land and natural resources or other appropriate agency; provided
5 that private lands may be acquired for the purpose of exchange
6 for federal lands when the department of land and natural
7 resources and the governor determine that the acquisition and
8 exchange are necessary for the completion of any project
9 specifically authorized by this Act.

10 SECTION 15. With the approval of the governor, expending
11 agencies that use appropriations authorized in part II of this
12 Act for planning, land acquisition, design, construction, and
13 equipment for repair and alterations may delegate that
14 responsibility and transfer funds to public works - planning,
15 design, and construction (AGS221) for the implementation of the
16 repair and alterations when it is determined by the agencies
17 that it is advantageous to do so; provided that the governor
18 shall submit to the legislature a summary report of all uses of
19 this authority for the previous twelve month period from
20 December 1 to November 30 no later than thirty days prior to the
21 convening of the regular sessions of 2020 and 2021.



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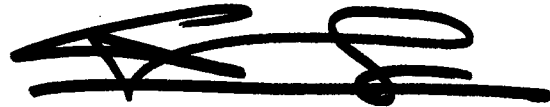
PART VI. MISCELLANEOUS AND EFFECTIVE DATE

SECTION 16.. If any portion of this Act or its application to any person, entity, or circumstance is held to be invalid for any reason, the legislature declares that the remainder of the Act and each and every other provision thereof shall not be affected thereby. If any portion of a specific appropriation is held to be invalid for any reason, the remaining portion shall be expended to fulfill the objective of that appropriation to the extent possible.

SECTION 17. If manifest clerical, typographical, or other mechanical errors are found in this Act, the governor is hereby authorized to correct the errors.

SECTION 18. This Act shall take effect on July 1, 2019.

INTRODUCED BY

JAN 22 2019



H.B. NO. 809

Report Title:

Chapter 42F; Grants; Appropriations

Description:

Appropriates operating and capital improvement grants for fiscal year 2020.

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

