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# A BILL FOR AN ACT

RELATING TO THE JUDICIARY.

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

1           SECTION 1. This Act shall be known and may be cited as the  
2 Judiciary Supplemental Appropriations Act of 2020.

3           SECTION 2. Act 38, Session Laws of Hawaii 2019, is amended  
4 by amending part II to read as follows:

5                               **"PART II. PROGRAM APPROPRIATIONS**

6           SECTION 3. The following sums, or so much thereof as may  
7 be sufficient to accomplish the purposes and programs designated  
8 herein, are appropriated or authorized from the sources of  
9 funding specified to the judiciary for the fiscal biennium  
10 beginning July 1, 2019, and ending June 30, 2021. The total  
11 expenditures and the number of permanent and temporary positions  
12 established in each fiscal year of the fiscal biennium shall not  
13 exceed the sums and the position ceilings indicated for each  
14 year, except as provided in this Act.



PROGRAM APPROPRIATIONS

ITEM NO	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2019-2020	M O F	FISCAL YEAR 2020-2021	M O F
1	The Judicial System						
2	1.	JUD101 - COURTS OF APPEAL					
3				[ <del>73.00*</del> ]		[ <del>73.00*</del> ]	
4				<u>71.00*</u>		<u>71.00*</u>	
5				1.00#		1.00#	
6		OPERATING	JUD	[ <del>7,216,185A</del> ]		[ <del>7,216,185A</del> ]	
7				<u>7,085,769A</u>		<u>7,085,769A</u>	
8							
9	2.	JUD310 - FIRST JUDICIAL CIRCUIT					
10				[ <del>1,103.50*</del> ]		[ <del>1,103.50*</del> ]	
11				<u>1,001.50*</u>		<u>1,001.50*</u>	
12				[ <del>58.58#</del> ]		[ <del>58.58#</del> ]	
13				<u>45.10#</u>		<u>45.10#</u>	
14		OPERATING	JUD	[ <del>88,278,054A</del> ]		[ <del>88,425,760A</del> ]	
15				<u>81,521,805A</u>		<u>81,669,511A</u>	
16				41.00*		41.00*	
17			JUD	4,429,112B		4,429,112B	
18							
19	3.	JUD320 - SECOND JUDICIAL CIRCUIT					
20				[ <del>210.50*</del> ]		[ <del>210.50*</del> ]	
21				<u>196.50*</u>		<u>196.50*</u>	
22				1.68#		1.68#	
23		OPERATING	JUD	[ <del>17,949,998A</del> ]		[ <del>17,955,448A</del> ]	
24				<u>16,931,765A</u>		<u>16,937,215A</u>	
25							
26	4.	JUD330 - THIRD JUDICIAL CIRCUIT					
27				[ <del>240.00*</del> ]		[ <del>240.00*</del> ]	
28				<u>224.00*</u>		<u>224.00*</u>	
29				[ <del>5.68#</del> ]		[ <del>5.68#</del> ]	
30				<u>3.68#</u>		<u>3.68#</u>	
31		OPERATING	JUD	[ <del>21,729,887A</del> ]		[ <del>21,761,042A</del> ]	
32				<u>20,438,738A</u>		<u>20,469,893A</u>	
33							
34	5.	JUD350 - FIFTH JUDICIAL CIRCUIT					
35				[ <del>103.00*</del> ]		[ <del>103.00*</del> ]	
36				<u>98.00*</u>		<u>98.00*</u>	
37				[ <del>2.60#</del> ]		[ <del>2.60#</del> ]	
38				<u>1.60#</u>		<u>1.60#</u>	
39		OPERATING	JUD	[ <del>8,455,480A</del> ]		[ <del>8,447,902A</del> ]	
40				<u>7,901,044A</u>		<u>7,893,466A</u>	
41							
42	6.	JUD501 - JUDICIAL SELECTION COMMISSION					



PROGRAM APPROPRIATIONS

ITEM NO	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2019-2020	M O F	FISCAL YEAR 2020-2021	M O F
1				1.00*		1.00*	
2		OPERATING	JUD	103,414A		103,414A	
3							
4	7.	JUD601 - ADMINISTRATION					
5				[ <del>226.00*</del> ]		[ <del>226.00*</del> ]	
6				<u>206.00*</u>		<u>206.00*</u>	
7				[ <del>9.48#</del> ]		[ <del>9.48#</del> ]	
8				<u>6.48#</u>		<u>6.48#</u>	
9		OPERATING	JUD	[ <del>28,086,186A</del> ]		[ <del>27,587,239A</del> ]	
10				<u>25,124,640A</u>		<u>26,325,693A</u>	
11				1.00*		1.00*	
12				9.00#		9.00#	
13			JUD	8,034,802B		8,034,802B	
14			JUD	343,261W		343,261W	
15		INVESTMENT CAPITAL	JUD	9,355,000C		[ <del>0C</del> ]	
16						<u>76,000,000C"</u>	
17							



1 SECTION 3. Part III, Act 38, Session Laws of Hawaii 2019,  
2 is amended by adding a new section to read as follows:

3 "SECTION 7.1. (a) Beginning on the effective date of this  
4 Act the judiciary shall submit a weekly report to the  
5 legislature that includes the following information for all  
6 inmates released pursuant to supreme court orders entered in  
7 SCPW-20-0000200 and SCPW-20-0000213:

- 8 (1) The inmate's name;
- 9 (2) The inmate's release date;
- 10 (3) The correctional center or facility where the inmate  
11 was released from;
- 12 (4) The inmate's criminal status before release, for  
13 example felony probationer, misdemeanor, or petty  
14 misdemeanant;
- 15 (5) Any objections made to the inmate's release;
- 16 (6) The inmate's verified residence address at the time of  
17 release;
- 18 (7) The inmate's current verified residence address or  
19 homeless status;
- 20 (8) The conditions of supervised release;



- 1        (9) The name of the person or agency that is responsible  
2        for supervising the inmate upon release; and
- 3        (10) If a released inmate is subsequently arrested, the  
4        inmate's arrest record following release.
- 5        (b) The information provided pursuant to subsection (a)  
6        shall be updated in each subsequent report to reflect the  
7        inmate's current status, including any changes to subsection  
8        (a) (7) and (10)."

9            SECTION 4. Act 38, Session Laws of Hawaii 2019, is amended  
10 by amending part IV to read as follows:

11                    "PART IV. CAPITAL IMPROVEMENT PROJECTS

12            SECTION 8. The sum of [~~\$9,355,000~~] \$85,355,000  
13 appropriated or authorized in part II of this Act for capital  
14 improvement projects shall be expended by the judiciary for the  
15 projects listed below; provided that several related or similar  
16 projects may be combined into a single project, if a combination  
17 is advantageous or convenient for implementation; provided  
18 further that the total cost of the projects thus combined shall  
19 not exceed the total of the sums specified for the projects  
20 separately. The amount after each cost element and the total



1 funding for each project listed in this part are in thousands of  
2 dollars.



**CAPITAL IMPROVEMENT PROJECTS**

ITEM NO	CAPITAL PROJECT NO	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2019-2020	M O F	FISCAL YEAR 2020-2021	M O F
1	A.	ECONOMIC DEVELOPMENT					
2		JUD601 - ADMINISTRATION					
3							
4	1.	HOAPILI HALE PARKING STRUCTURE SEWER, STORM DRAIN, AC AND FIRE SPRINKLER PIPING IMPROVEMENTS, MAUI					
5							
6							
7							
8		DESIGN AND CONSTRUCTION, IN PHASES AS FUNDS ALLOW, TO RENOVATE THE SANITARY (WASTE), STORM DRAIN, AC (CHILLED WATER), AND FIRE SUPPRESSION SYSTEMS IN THE PARKING STRUCTURE AT HOAPILI HALE, MAUI.					
9							
10							
11							
12							
13		TOTAL FUNDING	JUD		850 C		C
14							
15	2.	HOAPILI HALE SECURITY IMPROVEMENTS, MAUI					
16							
17							
18		DESIGN AND CONSTRUCTION FOR SECURITY- RELATED IMPROVEMENTS AT HOAPILI HALE, MAUI.					
19							
20							
21		TOTAL FUNDING	JUD		3,510 C		C
22							
23	3.	KAAHUMANU HALE REPAIR BASEMENT LEAKS AND DAMAGES, OAHU					
24							
25							
26		DESIGN AND CONSTRUCTION TO REPAIR LEAKS IN THE TELECOMMUNICATIONS ROOM AND THE EVIDENCE ROOM IN THE BASEMENT PARKING AREA AT KAAHUMANU HALE, OAHU.					
27							
28							
29							
30		TOTAL FUNDING	JUD		1,995 C		C
31							
32							
33	4.	LUMP SUM CIP FOR JUDICIARY FACILITIES, STATEWIDE					
34							
35							
36		PLANS, DESIGN, CONSTRUCTION, AND EQUIPMENT FOR IMPROVEMENTS INCLUDING DEFERRED REPAIRS AND MAINTENANCE, ALTERATIONS, UPGRADES AND RENOVATIONS TO JUDICIARY FACILITIES, STATEWIDE.					
37							
38							
39							
40							
41		TOTAL FUNDING	JUD		3,000 C		C
42							



CAPITAL IMPROVEMENT PROJECTS

ITEM NO	CAPITAL PROJECT NO	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2019-2020	M O F	FISCAL YEAR 2020-2021	M O F
1	4.1	<u>WAHIAWA CIVIC CENTER INCLUDING NEW</u>					
2		<u>JUDICIARY COMPLEX, OAHU</u>					
3							
4		<u>PLANS, DESIGN, CONSTRUCTION, AND</u>					
5		<u>EQUIPMENT FOR A NEW JUDICIARY COMPLEX AT</u>					
6		<u>WAHIAWA CIVIC CENTER, WAHIAWA, OAHU.</u>					
7		<u>PROJECT INCLUDES NEW DISTRICT COURTHOUSE</u>					
8		<u>AND ANCILLARY FACILITIES TO SUPPORT</u>					
9		<u>EXISTING AND FUTURE CIVIC CENTER PROGRAMS</u>					
10		<u>AT TMKS INCLUDING: (1) 7-4-004:001, (1)</u>					
11		<u>7-4-004:071, AND (1) 7-4-006:012.</u>					
12		<u>TOTAL FUNDING</u>	<u>JUD</u>		<u>C</u>	<u>76,000C"</u>	
13							





1 SECTION 5. Act 38, Session Laws of Hawaii 2019, is amended  
2 by amending part V to read as follows:

3 "PART V. ISSUANCE OF BONDS

4 SECTION 9. General obligation bonds may be issued, as  
5 provided by law, to yield the amount that may be necessary to  
6 finance projects authorized in part II and listed in part [V] IV  
7 of this Act; provided that the sum of the general obligation  
8 bonds so issued shall not exceed [~~\$9,355,000.~~] \$85,355,000."

9 SECTION 6. Part V, Act 38, Session Laws of Hawaii 2019, is  
10 amended as follows:

11 1. By adding a new section to read:

12 "SECTION 9A. Any law to the contrary notwithstanding, the  
13 appropriation under Act 195, Session Laws of Hawaii 2017,  
14 section 8, as amended and renumbered by Act 26, Session Laws of  
15 Hawaii 2018, part IV, in the amount indicated or balance  
16 thereof, unallotted, unencumbered, or encumbered and unrequired  
17 is hereby lapsed:

<u>Item No.</u>	<u>Amount (MOF)</u>	<u>C "</u>
A-7.01	3,074,733.45	C "

20 2. By adding a new section to read:



1       "SECTION 9B. Any law to the contrary notwithstanding, the  
2 appropriations under Act 61, Session Laws of Hawaii 2011, part  
3 IV, as amended and renumbered by Act 107, Session Laws of Hawaii  
4 2012, part IV, in the amounts indicated or balance thereof,  
5 unallotted, unencumbered, or encumbered and unrequired are  
6 hereby lapsed:

<u>Item No.</u>	<u>Amount (MOF)</u>	
8 <u>A-2</u>	<u>34,216.66</u>	<u>C</u>
9 <u>A-4</u>	<u>138,026.54</u>	<u>C</u>
10 <u>A-5</u>	<u>22,845.05</u>	<u>C</u>
11 <u>A-6</u>	<u>3,900.18</u>	<u>C</u>
12 <u>A-6.02</u>	<u>82,070</u>	<u>C</u>
13 <u>A-6.03</u>	<u>8,410</u>	<u>C</u>
14 <u>A-7</u>	<u>305,696.80</u>	<u>C"</u>

15       3. By adding a new section to read:

16       "SECTION 9C. Any law to the contrary notwithstanding, the  
17 appropriations under Act 169, Session Laws of Hawaii 2007, part  
18 IV, as amended and renumbered by Act 102, Session Laws of Hawaii  
19 2008, part IV, in the amount indicated or balance thereof,  
20 unallotted, unencumbered, or encumbered and unrequired is hereby  
21 lapsed:



1	<u>"Item No.</u>	<u>Amount (MOF)</u>	
2	<u>1</u>	<u>213,341.80</u>	<u>C"</u>

3 SECTION 7. Act 38, Session Laws of Hawaii 2019, Part VI,  
4 Section 10 is amended to read as follows:

5 **"PART VI. SPECIAL PROVISIONS**

6 SECTION 10. Any law or any provision of this Act to the  
7 contrary notwithstanding, the appropriations made for capital  
8 improvement projects authorized in part II and listed in part  
9 [V] IV of this Act shall not lapse at the end of the fiscal year  
10 for which the appropriations are made; provided that all  
11 appropriations made for fiscal year 2019-2020 and fiscal year  
12 2020-2021 that are unencumbered as of June 30, 2022, shall lapse  
13 as of that date."

14 SECTION 8. If any portion of this Act or its application  
15 to any person or circumstances is held to be invalid for any  
16 reason, the remainder of the Act and any provision thereof shall  
17 not be affected. If any portion of a specific appropriation is  
18 held to be invalid for any reason, the remaining portion shall  
19 be independent of the invalid portion and shall be expended to  
20 fulfill the objective and intent of the appropriation to the  
21 extent possible.



1           SECTION 9. If any manifest clerical, typographical, or  
2 other mechanical error is found in this Act, the chief justice  
3 may correct the error. All changes made pursuant to this  
4 section shall be reported to the legislature at its next regular  
5 session.

6           SECTION 10. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8           SECTION 11. This Act shall take effect upon its approval.

9



**Report Title:**

Judiciary; Supplemental Appropriations; Budget

**Description:**

Appropriates supplemental funds for the Judiciary for the fiscal biennium beginning 7/1/2019, and ending 6/30/2021. (HD1)

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

