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# A BILL FOR AN ACT

MAKING AN EMERGENCY APPROPRIATION TO THE STATE DRUG AND ALCOHOL  
TOXICOLOGY TESTING LABORATORY SPECIAL FUND.

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

1       SECTION 1. This Act is recommended by the governor for  
2 immediate passage in accordance with article VII, section 9, of  
3 the Constitution of the State of Hawaii.

4       SECTION 2. Act 196, Session Laws of Hawaii 2021 (Act 196),  
5 established the state drug and alcohol toxicology testing  
6 laboratory special fund to support a state drug and alcohol  
7 toxicology testing laboratory; specified that moneys in the  
8 state highway fund may be expended for the cost of establishing  
9 a state drug and alcohol toxicology testing laboratory; required  
10 that fines imposed on offenders convicted of certain offenses  
11 involving operating a vehicle under the influence of an  
12 intoxicant be deposited into the state drug and alcohol  
13 toxicology testing laboratory special fund; and required the  
14 department of health to submit reports to the legislature on  
15 expenditures from the state drug and alcohol toxicology testing  
16 laboratory special fund.



1 Act 196 also provided that the state drug and alcohol  
2 toxicology testing laboratory special fund shall be abolished  
3 and repealed on June 30, 2026, and any unencumbered remaining  
4 balances shall lapse to the general fund. Act 196 did not  
5 appropriate moneys from the state highway fund to be deposited  
6 into the state drug and alcohol toxicology testing laboratory  
7 special fund, nor did Act 196 appropriate state drug and alcohol  
8 testing laboratory special funds for the establishment of a  
9 state drug and alcohol toxicology testing laboratory.

10 The purpose of this Act is to:

11 (1) Make an emergency appropriation from the state highway  
12 fund to the department of health's state drug and  
13 alcohol toxicology testing laboratory special fund for  
14 fiscal year 2021-2022; and

15 (2) Authorize the department of health to expend funds  
16 from the state drug and alcohol toxicology testing  
17 laboratory special fund for the establishment of the  
18 state drug and alcohol toxicology testing laboratory.

19 SECTION 3. There is appropriated out of the state highway  
20 fund the sum of \$ or so much thereof as may be  
21 necessary for fiscal year 2021-2022 to be deposited into the



1 state drug and alcohol toxicology testing laboratory special  
2 fund established by Act 196, Session Laws of Hawaii 2021.

3 SECTION 4. There is appropriated out of the state drug and  
4 alcohol toxicology testing laboratory special fund the sum of  
5 \$ or so much thereof as may be necessary for fiscal  
6 year 2021-2022 for the establishment of a state drug and alcohol  
7 toxicology testing laboratory, including the costs of laboratory  
8 instrumentation, facility renovation and security upgrades,  
9 office furniture and supplies, laboratory equipment, and other  
10 purposes that support a state drug and alcohol toxicology  
11 testing laboratory.

12 The sum appropriated shall be expended by the department of  
13 health for the purposes of this Act.

14 SECTION 5. Any provision of this Act to the contrary  
15 notwithstanding, the appropriation authorized under this Act  
16 shall not lapse at the end of the fiscal year for which the  
17 appropriation is made. Any unexpended and unencumbered balance  
18 of the appropriations made in this Act as of the close of  
19 business on June 30, 2023, shall lapse back to the credit of the  
20 state highway fund.

21 SECTION 6. This Act shall take effect on July 1, 2060.



**Report Title:**

State Drug and Alcohol Toxicology Testing Laboratory; State Highway Fund; State Drug and Alcohol Toxicology Testing Laboratory Special Fund; DOT; DOH; Emergency Appropriation

**Description:**

Makes an emergency appropriation from the state highway fund to the Department of Health's state drug and alcohol toxicology testing laboratory special fund for fiscal year 2021-2022. Authorizes the Department of Health to expend funds from the state drug and alcohol toxicology testing laboratory special fund for the establishment of the state drug and alcohol toxicology testing laboratory. Effective 7/1/2060. (SD1)

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