

JAN 19 2024

A BILL FOR AN ACT

RELATING TO STATE NAMING COMMISSION.

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

1 SECTION 1. Section 26-6, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§26-6 Department of accounting and general services. (a)

4 The department of accounting and general services shall be
5 headed by a single executive to be known as the comptroller.

6 (b) The department shall:

7 (1) Preaudit and conduct after-the-fact audits of the
8 financial accounts of all state departments to
9 determine the legality of expenditures and the
10 accuracy of accounts;

11 (2) Report to the governor and to each regular session of
12 the legislature as to the finances of each department
13 of the State;

14 (3) Administer the state risk management program;

15 (4) Establish and manage motor pools;

16 (5) Manage the preservation and disposal of all records of
17 the State;



- 1 (6) Undertake the program of centralized engineering and
2 office leasing services, including operation and
3 maintenance and lease buyback processing pursuant to
4 subsection (d) of public buildings, for departments of
5 the State;
- 6 (7) Undertake the functions of the state surveyor;
- 7 (8) Establish accounting and internal control systems;
- 8 (9) Under the direction of the chief information officer,
9 provide centralized computer information management
10 and processing services;
- 11 (10) Establish a program to provide a means for public
12 access to public information and develop an
13 information network for state government;
- 14 (11) Assume administrative responsibility for the office of
15 information practices; and
- 16 (12) Approve state fleet acquisitions; provided that:
 - 17 (A) Beginning January 1, 2022, all new light-duty
18 motor vehicles that are passenger cars purchased
19 for the State's fleet shall be zero-emission
20 vehicles;



1 (B) Beginning as soon as practicable but no later
2 than January 1, 2030, all new light-duty motor
3 vehicles that are multipurpose passenger vehicles
4 and trucks for the State's fleet shall be zero-
5 emission vehicles; and

6 (C) The comptroller may authorize an exemption for
7 new fleet vehicle purchases if zero-emission
8 vehicles are demonstrated to be cost-prohibitive
9 on a lifecycle basis or unsuitable for the
10 vehicles' planned purpose, or if funds are
11 unavailable.

12 For the purposes of this subsection:

13 "Light-duty motor vehicle" shall have the same meaning as
14 contained in title 10 Code [of] Federal Regulations part 490.

15 "Multipurpose passenger vehicle" shall have the same
16 meaning as contained in title 49 Code of Federal Regulations
17 section 571.3.

18 "Passenger car" shall have the same meaning as contained in
19 title 49 Code of Federal Regulations section 571.3.

20 "Truck" shall have the same meaning as contained in title
21 49 Code of Federal Regulations section 571.3.



1 "Zero-emission vehicle" shall have the same meaning as
2 contained in title 40 Code of Federal Regulations section
3 88.102-94.

4 (c) The state communication system shall be established
5 to:

6 (1) Facilitate implementation of the State's distributed
7 information processing and information resource
8 management plans;

9 (2) Improve data, voice, and video communications in state
10 government;

11 (3) Provide a means for connectivity among the state,
12 university, and county computer systems; and

13 (4) Provide a long-term means for public access to public
14 information.

15 (d) The department shall establish, coordinate, and manage
16 a program to facilitate facility agreements between the State
17 and private investors for the sale of facilities, excluding
18 facilities managed or controlled by the department of
19 transportation, to private investors; provided that each
20 facility agreement contains the following requirements:



1 (1) The State shall sell the facility to the private
2 investor, who shall:

3 (A) Renovate, improve, or construct a facility for
4 the State and may maintain the facility; and

5 (B) Lease the facility to the State, pursuant to a
6 building lease;

7 (2) The land upon which the facility rests shall not be
8 sold to the private investor; provided that the land
9 may be leased at a nominal rate to the private
10 investor for a term that would, at a minimum, allow
11 the private investor to recover the capital investment
12 that has been made to the facility, including
13 depreciation; and

14 (3) The State shall have the option of purchasing the
15 facility from the private investor for the remaining
16 balance of the debt service costs incurred by the
17 private investor at any time.

18 For purposes of this subsection:

19 "Building lease" means a contract between the department of
20 accounting and general services and a private investor in which



1 the private investor leases an improved facility to the
2 department for a specified period of time.

3 "Facility" means a building under the management and
4 control of any state department.

5 "Facility agreement" means an agreement between the State
6 and a private investor that, at a minimum, includes a
7 description of the work to be done, the sale price for the
8 facility, the duration of the agreement, the roles and
9 responsibilities of the State and the private investor, and the
10 terms and conditions for the lease.

11 "Private investor" means a nongovernmental entity.

12 (e) The department may adopt rules as may be necessary or
13 desirable for the operation and maintenance of public buildings;
14 for the operation and implementation of a program to provide a
15 means for public access to the State's information network
16 system and public information; and for the implementation of
17 facility agreements pursuant to subsection (d). The rules shall
18 be adopted pursuant to chapter 91.

19 (f) The King Kamehameha celebration commission shall be
20 placed within the department of accounting and general services
21 for administrative purposes. The functions, duties, and powers,



1 subject to the administrative control of the comptroller, and
2 the composition of the commission shall be as heretofore
3 provided by law.

4 (g) There is established within the department of
5 accounting and general services an advisory commission to
6 propose names for state buildings, parks, facilities, and
7 events. The commission shall consist of nine members to be
8 appointed by the governor in the manner provided by section 26-
9 34; provided that:

10 (1) Three members shall be appointed from a list of not
11 less than nine nominees submitted by the speaker of
12 the house of representatives;

13 (2) Three members shall be appointed from a list of not
14 less than nine nominees submitted by the president of
15 the senate;

16 (3) One member shall be appointed from the state historic
17 preservation division who shall serve as an ex
18 officio, voting member;

19 (4) One member shall be appointed from the state
20 foundation on culture and the arts who shall serve as
21 an ex officio, voting member; and



1 (5) One member shall be appointed to represent the public.

2 The terms of all appointments shall be four years. The
3 governor shall appoint the chairperson of the commission from
4 among the members. The members of the commission shall serve
5 without compensation, but shall be entitled to reimbursement for
6 travel and other necessary expenses while attending meetings and
7 while in discharge of their duties. The department of
8 accounting and general services shall provide staff as
9 necessary, including clerical support staff, to assist the
10 commission in its duties. The department of accounting and
11 general services may include a cultural advisor to the
12 commission if determined to be applicable. The commission shall
13 be responsible for proposing names or a change of name for any
14 state building, park, facility, or event. The commission shall
15 submit any proposals to the governor for the governor's
16 consideration. The commission shall adopt rules pursuant to
17 chapter 91 necessary for the purposes of this section.

18 [~~g~~] (h) The functions and authority heretofore exercised
19 by the comptroller, board of commissioners of public archives,
20 the archivist, the disposal committee, and the insurance
21 management, surplus property management, and central purchasing



1 functions of the bureau of the budget and the nonhighway
2 functions of the department of public works as heretofore
3 constituted are transferred to the department of accounting and
4 general services established by this chapter.

5 ~~[(h)]~~ (i) The department of accounting and general
6 services shall preserve and protect Washington Place, including
7 the grounds and the historic residence situated on its premises
8 at Miller and Beretania Streets in Honolulu. The department
9 shall administer, manage, operate, and maintain Washington Place
10 and the trust fund created under subsection (i).

11 ~~[(i)]~~ (j) There is established a trust fund in the state
12 treasury to be known as the Washington Place trust fund, into
13 which shall be deposited:

14 (1) All rents and fees collected for the use of Washington
15 Place and from activities conducted on the premises;

16 (2) All other money received for the fund from any other
17 source; and

18 (3) All income and interest earned or accrued on moneys
19 deposited into the trust fund.

20 All moneys deposited into the trust fund shall be expended
21 by the department of accounting and general services and used



1 exclusively to implement the provisions of subsection (h),
2 including for staff salaries and fringe benefits, and shall not
3 be transferred, nor subject to transfer, to the general fund or
4 any other fund in the state treasury."

5 SECTION 2. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 3. This Act shall take effect upon its approval.

8

INTRODUCED BY: _____

A handwritten signature in black ink, appearing to be the initials 'AS', is written over a horizontal line.

S.B. NO. 2873

Report Title:

DAGS; Naming Commission; State Buildings, Parks, Facilities, Events

Description:

Establishes an Advisory Commission in the Department of Accounting and General Services to propose names or a change of names for state buildings, parks, facilities, and events.

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

