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## A BILL FOR AN ACT

MAKING EMERGENCY APPROPRIATIONS FOR LAW ENFORCEMENT PERSONNEL  
COSTS.

**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 section 9 of article VII of  
3       the Constitution of the State of Hawaii.

4       SECTION 2. Section 3 of Act 164, Session Laws of Hawaii  
5       2023, as amended by Act 230, Session Laws of Hawaii 2024,  
6       appropriated general funds to the department of accounting and  
7       general services in fiscal year 2024-2025 for interdepartmental  
8       transfer to the department of law enforcement for payroll costs  
9       of sheriffs. Similarly, section 3 of Act 70, Session Laws of  
10      Hawaii 2023, as amended by Act 233, Session Laws of Hawaii 2024,  
11      appropriated general funds in fiscal year 2024-2025 to the  
12      judiciary for interdepartmental transfer to the department of  
13      law enforcement for payroll costs of sheriffs.

14      While appropriations for payroll costs out of the general  
15      fund of the State of Hawaii exclude fringe benefit costs, fringe  
16      benefits must be included if an appropriation for  
17      interdepartmental transfer is used to fund positions. Because

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1 these aforementioned appropriation amounts did not include  
2 fringe benefits, a critical funding shortage exists, and  
3 additional funds must be appropriated to cover fringe benefit  
4 costs for affected law enforcement personnel of the department  
5 of law enforcement.

6 The purpose of this Act is to make emergency appropriations  
7 to the department of accounting and general services and the  
8 judiciary to provide funds to cover payroll and fringe benefits  
9 of affected law enforcement personnel.

10 SECTION 3. There is appropriated out of the general  
11 revenues of the State of Hawaii the sum of \$\_\_\_\_\_ or so  
12 much thereof as may be necessary in fiscal year 2024-2025 for an  
13 interdepartmental transfer from the department of accounting and  
14 general services to the department of law enforcement for  
15 personnel costs, including payroll and fringe benefits.

16 The sum appropriated shall be expended by the department of  
17 accounting and general services.

18 SECTION 4. There is appropriated out of the general  
19 revenues of the State of Hawaii the sum of \$\_\_\_\_\_ or so  
20 much thereof as may be necessary in fiscal year 2024-2025 for an  
21 interdepartmental transfer from the judiciary to the department

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1 of law enforcement for personnel costs, including payroll and  
2 fringe benefits.

3 The sum appropriated shall be expended by the judiciary.

4 SECTION 5. In accordance with section 9 of article VII of  
5 the Constitution of the State of Hawaii and sections 37-91 and  
6 37-93, Hawaii Revised Statutes, the legislature has determined  
7 that the appropriations contained in this Act will cause the  
8 state general fund expenditure ceiling for fiscal year 2024-2025  
9 to be exceeded by \$\_\_\_\_\_, or \_\_\_ per cent. The reasons for  
10 exceeding the general fund expenditure ceiling are that the  
11 appropriations made in this Act are necessary to serve the  
12 public interest and to meet the needs addressed by this Act.

13 SECTION 6. This Act shall take effect upon its approval.

14  
15 INTRODUCED BY: Nathan K. Poshon

16 BY REQUEST

JAN 21 2025

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**Report Title:**

Emergency Appropriation; Expenditure Ceiling

**Description:**

Makes emergency appropriations for fiscal year 2024-2025 to the Department of Accounting and General Services and the Judiciary for payroll and fringe benefits of affected Department of Law Enforcement personnel.

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

## JUSTIFICATION SHEET

DEPARTMENT: Budget and Finance

TITLE: A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR LAW ENFORCEMENT PERSONNEL COSTS.

PURPOSE: To make two emergency appropriations totaling \$\_\_\_\_\_ in general funds for fiscal year 2024-2025 to cover payroll and fringe benefits costs for law enforcement personnel of the Department of Law Enforcement: (1) \$\_\_\_\_\_ for the Department of Accounting and General Services and (2) \$\_\_\_\_\_ for the Judiciary.

MEANS: Emergency appropriations of general funds for fiscal year 2024-2025.

JUSTIFICATION: Section 3 of Act 164, Session Laws of Hawaii 2023, as amended by Act 230, Session Laws of Hawaii 2024, appropriated general funds to the Department of Accounting and General Services in fiscal year 2024-2025 for interdepartmental transfer to the Department of Law Enforcement for payroll costs of sheriffs. Similarly, section 3 of Act 70, Session Laws of Hawaii 2023, as amended by Act 233, Session Laws of Hawaii 2024, appropriated general funds in fiscal year 2024-2025 to the Judiciary for interdepartmental transfer to the Department of Law Enforcement for payroll costs of sheriffs.

While appropriations out of the general fund of the State of Hawaii exclude fringe benefit costs, fringe benefits must be included if an appropriation from a non-general fund is used to fund positions. Because these aforementioned appropriations did not include fringe benefits, a critical funding shortage exists, and additional funds must be appropriated to cover fringe benefit costs.

Impact on the public: None.

Impact on the department and other agencies:  
Will allow the Department of Law Enforcement  
to meet payroll and fringe benefit costs.

GENERAL FUND: \$\_\_\_\_\_.

OTHER FUNDS: None.

PPBS PROGRAM  
DESIGNATION: AGS901, LAW503, JUD601.

OTHER AFFECTED  
AGENCIES: Department of Accounting and General  
Services, Department of Law Enforcement, and  
the Judiciary.

EFFECTIVE DATE: Upon approval.