

JAN 17 2025

# A BILL FOR AN ACT

RELATING TO FINANCIAL ADMINISTRATION.

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

SECTION 1. Chapter 356D, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§356D-\_\_\_\_\_ Expenditures of the public housing special fund exempt from appropriation and allotment. Except as to administrative expenditures, and except as otherwise provided by law, expenditures from the public housing special fund administered by the authority under section 356D-28 may be made by the authority without appropriation or allotment by the legislature; provided that no expenditure shall be made from and no obligation shall be incurred against the public housing special fund in excess of the amount standing to the credit of the fund or for any purpose for which the fund may not lawfully be expended. Nothing in sections 37-31 to 37-41 shall require the proceeds of the public housing special fund identified in section 356D-28 to be reappropriated annually."



SECTION 2. Section 201H-21, Hawaii Revised Statutes, is amended to read as follows:

"[+]§201H-21[+] **Duty to make reports.** Except as otherwise provided by law, the corporation shall:

(1) File at least once a year with the governor a report of its activities for the preceding fiscal year;

(2) Report to the state comptroller on moneys deposited in depositories other than the state treasury under section 40-81 and rules adopted thereunder; and

(3) Submit an annual report to the legislature on all corporation program areas and funds organized by program area, and by fund within each program area, no later than twenty days prior to the convening of each regular session, which shall provide the following information on the status of its programs and finances:

(A) A description of programs being developed in the current fiscal biennium, including a summary listing of the programs, the status of each program, the methods of project financing or loans, and other information deemed significant;



- 1 (B) A description of programs planned for development  
2 during the two ensuing fiscal bienniums,  
3 including a summary listing of the proposed  
4 programs, the methods of project financing or  
5 loans, and other information deemed significant;
- 6 (C) A status report of actual expenditures made in  
7 the prior completed fiscal year from each fund  
8 and agent established under this chapter,  
9 estimated expenditures anticipated for the  
10 current fiscal year, and projected expenditures  
11 for the ensuing fiscal years to be described in  
12 relation to specific projects developed to  
13 implement the purposes of any program ~~[or]~~, fund,  
14 or agent established under this chapter;
- 15 (D) A financial audit and report conducted on an  
16 annual basis by a certified public accounting  
17 firm; and
- 18 (E) Recommendations with reference to any additional  
19 legislation or other action that may be necessary  
20 to carry out the purposes of this ~~[t]~~chapter~~[t]~~."



SECTION 3. Section 356D-20, Hawaii Revised Statutes, is amended to read as follows:

"~~{}§356D-20{}~~ **Duty to make reports.** Except as otherwise provided by law, the authority shall be responsible for the following reports:

(1) The authority shall file at least once a year with the governor a report of its activities for the preceding fiscal year;

(2) The authority shall report to the comptroller on moneys deposited in depositories other than the state treasury under section 40-81, and rules adopted thereunder; and

(3) The authority shall submit an annual report to the legislature on all authority program areas and funds organized by program area, and by fund within each program area, no later than twenty days prior to the convening of each regular session, that shall provide the following information on the status of its programs and finances:

(A) A description of programs being developed in the current fiscal biennium, including a summary



1           listing of the programs, the status of each  
2           program, the methods of project financing or  
3           loans, and other information deemed significant;

4           (B) A description of programs planned for development  
5           during the two ensuing fiscal bienniums,  
6           including a summary listing of the proposed  
7           programs, the methods of project financing or  
8           loans, and other information deemed significant;

9           (C) A status report of actual expenditures made in  
10          the prior completed fiscal year from each fund  
11          and agent established under this chapter,  
12          estimated expenditures anticipated for the  
13          current fiscal year, and projected expenditures  
14          for the ensuing fiscal years to be described in  
15          relation to specific projects developed to  
16          implement the purposes of any program, fund, or  
17          agent established under this chapter;

18          ~~[(A)]~~   (D) A financial audit and report conducted on an  
19                    annual basis by a certified public accounting  
20                    firm; and



1           ~~[(B)]~~ (E) Recommendations with reference to any  
2                   additional legislation or other action that may  
3                   be necessary to carry out the purposes of this  
4                   chapter."

5           SECTION 4. Section 356D-28, Hawaii Revised Statutes, is  
6   amended to read as follows:

7           "**§356D-28 Public housing special fund.** (a) There is  
8   established the public housing special fund to be administered  
9   by the authority. Notwithstanding section 36-21, the proceeds  
10   in the fund shall be used for long-term and other special  
11   financings of the authority, the development and redevelopment  
12   of authority projects, and for necessary expenses in  
13   administering this chapter.

14           (b) All moneys received and collected by the authority,  
15   including moneys received and collected by an agent authorized  
16   pursuant to section 356D-10 and moneys received and collected  
17   pursuant to a partnership or development agreement authorized  
18   pursuant to section 356D-12.5, and all moneys not otherwise  
19   pledged, obligated, or required by law to be placed in any other  
20   special fund, shall be deposited into the public housing special  
21   fund."



1       SECTION 5. This Act does not affect rights and duties that  
2 matured, penalties that were incurred, and proceedings that were  
3 begun before its effective date.

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

6       SECTION 7. This Act shall take effect on July 1, 2025.

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INTRODUCED BY:           H. A. AL          



# S.B. NO. 576

**Report Title:**

HPHA; HHFDC; Reports; Public Housing Special Fund

**Description:**

Amends the requirements of legislative reports to be submitted by the Hawaii Public Housing Authority and Hawaii Housing Finance and Development Corporation. Amends the scope of moneys to be deposited into and the purposes of the public housing special fund. Exempts expenditures of the public housing special fund from appropriation and allotment by the legislature, subject to certain requirements.

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

