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# A BILL FOR AN ACT

RELATING TO THE HAWAII ABLE SAVINGS PROGRAM.

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

1 SECTION 1. The purpose of this Act is to:

2 (1) Repeal statutory language that gives the director of  
3 finance discretion to use moneys in the Hawaii ABLE  
4 savings program trust fund if the director elects to  
5 accept deposits from contributors instead of sending  
6 deposits directly to the ABLE program manager;

7 (2) Authorize the director of finance to expend moneys in  
8 the Hawaii ABLE savings program trust fund to provide  
9 incentive payments to ABLE account owners;

10 (3) Make an appropriation to the department of budget and  
11 finance to fund incentive payments to ABLE account  
12 owners; and

13 (4) Make an appropriation to the department of health to  
14 establish one full-time equivalent (1.0 FTE) permanent  
15 position to provide statewide outreach, advocacy, and  
16 relationship management for the Hawaii ABLE savings  
17 program.



1 SECTION 2. Section 256B-8, Hawaii Revised Statutes, is  
2 amended by amending its title and subsections (a) through (c) to  
3 read as follows:

4 "~~{}~~§256B-8~~{}~~ **Hawaii ABLE savings program trust fund.**

5 (a) There is established the Hawaii ABLE savings program trust  
6 fund within the state treasury [~~of the State. The fund shall~~  
7 ~~consist of~~], into which shall be deposited:

8 (1) Any moneys received from an ABLE savings program  
9 manager~~[, any];~~

10 (2) Any moneys received from governmental or private  
11 grants~~[, and any general fund appropriations for];~~

12 (3) Any moneys appropriated by the legislature to the  
13 program~~[-];~~

14 (4) Any moneys deposited by contributors in accordance  
15 with this chapter that are not deposited directly with  
16 the program manager; and

17 (5) All interest derived from the deposit and investment  
18 of moneys in the trust fund.

19 (b) [~~The fund shall be used if the director elects to~~  
20 ~~accept deposits from contributors, rather than have deposits~~  
21 ~~sent directly to the program manager. The fund shall consist of~~



1 ~~any moneys deposited by contributors in accordance with this~~  
 2 ~~chapter which are not deposited directly with the program~~  
 3 ~~manager.]~~ All moneys in the trust fund shall be expended by the  
 4 director to fulfill the purposes of this chapter, including to  
 5 provide incentive payments to ABLE account owners as a means of  
 6 encouraging the participation of eligible individuals and  
 7 families to save funds; provided that the director shall  
 8 maintain and keep separate records to account for any incentive  
 9 program payments.

10 (c) ~~[All interest derived from the deposit and investment~~  
 11 ~~of moneys in the savings program trust fund shall be credited to~~  
 12 ~~the fund.]~~ At the end of any fiscal year, all unexpended and  
 13 unencumbered moneys in the savings program trust fund shall  
 14 remain in the savings program trust fund and shall not be  
 15 credited or transferred to the general fund or any other funds."

16 SECTION 3. There is appropriated out of the general  
 17 revenues of the State of Hawaii the sum of \$75,000 or so much  
 18 thereof as may be necessary for fiscal year 2025-2026 and the  
 19 same sum or so much thereof as may be necessary for fiscal year  
 20 2026-2027 to be deposited into the Hawaii ABLE savings program  
 21 trust fund.



1 SECTION 4. There is appropriated out of the Hawaii ABLE  
2 savings program trust fund the sum of \$13,000 or so much thereof  
3 as may be necessary for fiscal year 2025-2026 and the same sum  
4 or so much thereof as may be necessary for fiscal year 2026-2027  
5 to provide incentive payments to ABLE account owners.

6 The sums appropriated shall be expended by the department  
7 of budget and finance for the purposes of this Act.

8 SECTION 5. There is appropriated out of the Hawaii ABLE  
9 savings program trust fund the sum of \$62,000 or so much thereof  
10 as may be necessary for fiscal year 2025-2026 and the same sum  
11 or so much thereof as may be necessary for fiscal year 2026-2027  
12 to establish one full-time equivalent (1.0 FTE) permanent  
13 position within the state council on developmental disabilities  
14 to provide statewide outreach, advocacy, and relationship  
15 management for the Hawaii ABLE savings program.

16 The sums appropriated shall be expended by the department  
17 of health for the purposes of this Act.

18 SECTION 6. If any provision of this Act, or the  
19 application thereof to any person or circumstance, is held  
20 invalid, the invalidity does not affect other provisions or  
21 applications of the Act that can be given effect without the



1 invalid provision or application, and to this end the provisions  
2 of this Act are severable.

3 SECTION 7. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 8. This Act shall take effect on July 1, 2025.



**Report Title:**

B&F; DOH; SCDD; Hawaii ABLE Savings Program; Incentive Payments; Positions; Appropriations

**Description:**

Repeals language that gives the Director of Finance discretion to use moneys in the Hawaii ABLE Savings Program Trust Fund if the Director elects to accept deposits from contributors instead of sending deposits directly to the ABLE Program Manager. Authorizes the Director of Finance to expend moneys in the Hawaii ABLE Savings Program Trust Fund to provide incentive payments to ABLE account owners. Establishes a position within the State Council on Developmental Disabilities. Appropriates funds. (CD1)

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