

ACT 46

A Bill for an Act Relating to Increasing General Funds by Amending Act 6, Special Session Laws of Hawaii 1960 and Chapters 92 and 98M of the Revised Laws of Hawaii 1955, as Amended, and Section 358-12, Revised Laws of Hawaii 1955, as Amended.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 12 of Act 6, Special Session Laws of 1960, is hereby amended in the following respects:

(a) By deleting subsections "(a)", "(b)" and "(c)" and by substituting therefor a new subsection "(a)" to read as follows:

"(a)" There is hereby appropriated from the general revenues of the State sufficient moneys, not in excess of \$600,000, as may be necessary, from time to time, for use by or under the direction of the administrator for the making of loans under this Act."

(b) By redesignating subsection "(d)" as subsection "(b)".

SECTION 2. Section 92-6 of the Revised Laws of Hawaii 1955, is hereby amended to read as follows:

"Sec. 92-6. Stevedoring revolving fund; compensation for appropriation and use. There is hereby appropriated from the general revenues of the State sufficient moneys as may be necessary, from time to time, for expenditure by or under the direction of the governor for any and all purposes of this chapter and the operations of the government under this chapter, including, without limitation of the generality of the foregoing, the compensation of employees and for other personal services, other current expenses, insurance and expenditures for the performance of any and all contracts and arrangements authorized by this chapter; provided that the governor may not expend in excess of \$250,000 by this method. The governor may further augment the appropriation from his contingent fund and in addition thereto may cause to be expended from the general fund as a loan or loans further amounts from time to time as required for the purposes of this chapter, but the amount of such further loans, outstanding at any one time shall not exceed \$250,000. Expenditures may be made by or under the direction of the governor or the governor may allot any money not to exceed the maximums provided in this section to the designated agency for expenditure upon its own vouchers.

Charges shall be made and collected for deposit into the treasury of the State. Such charges so far as possible shall be based upon the rates prevailing in the industry immediately prior to the disruption of service, but due consideration shall be given to current conditions, including the expenses and other costs incurred or which may be incurred by the State under this chapter. From time to time the governor shall pay from the general fund to each company whose property has been appropriated just compensation for the appropriation and use of its property. If any company is unwilling to accept the amount determined by the governor as full and complete compensation for such appropriation and use, such company shall be paid fifty per centum of the amount so determined by the governor and shall be entitled to sue the State, in the manner provided in chapter 245 for such additional sum as, when added to the sum already received by such company, shall constitute just

compensation for the appropriation and use of its property; provided that such suit shall be instituted within three months after the termination of such appropriation and use.”

SECTION 3. Section 98M-9 of the Revised Laws of Hawaii 1955, as amended, is hereby amended to read as follows:

“**Sec. 98M-9. Depressed area fund.** There is hereby appropriated from the general revenues of the State sufficient moneys as may be necessary, from time to time, for expenditure by the director, with the approval of the governor, for the purpose specified in this chapter in rendering aid to a depressed area; provided that not more than \$500,000 may be expended by the director, with the approval of the governor, in rendering aid to any single depressed area.”

SECTION 4. Section 358-12, Revised Laws of Hawaii, as amended, is hereby amended to read as follows:

“**Sec. 358-12. Major Disaster Fund.** There is hereby appropriated from the general revenues of the State sufficient moneys as may be necessary, from time to time, for expenditure by or under the direction of the Governor for immediate relief in the event of the occurrence of any major disaster in any part of the State; provided that the Governor may not expend in excess of \$500,000 for immediate relief of any single major disaster. In expending such moneys, the Governor may allot any portion thereof to any agency, office or employee, federal, state or county, for the more speedy and efficient relief of the conditions created by such disasters. The Governor may determine whether a major disaster contemplated by this section has occurred, and any such determination shall be conclusive.”

SECTION 5. This Act shall take effect upon its approval.

(Approved April 28, 1964.) **H.B. 578.**
