

**ACT 88**

H.B. NO. 2066

A Bill for an Act Relating to the University of Hawaii Facilities Use Revolving Fund.

*Be It Enacted by the Legislature of the State of Hawaii:*

**SECTION 1.** The legislature finds that while the authority of the board of regents of the University of Hawaii to sell and lease land is well-established, there is no special or revolving fund designated for the deposit of revenues derived from

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such transactions. This Act will assist the university in expanding and strengthening its revenue base by allowing it to generate income from the lease or sale of real property owned by the university. Because the ceded land rights of the office of Hawaiian affairs applies to all ceded lands, regardless of ownership, the legislature does not intend for this Act to diminish these rights in any way.

The purpose of this Act is to authorize the deposit of revenues derived from the sale or lease of University of Hawaii real property into the existing University of Hawaii facilities use revolving fund.

SECTION 2. Section 304-8.957, Hawaii Revised Statutes, is amended by amending the title and subsection (a) to read as follows:

**“[[§304-8.957]] University of Hawaii real property and facilities use revolving fund.** (a) There is established the University of Hawaii real property and facilities use revolving fund, into which shall be deposited all revenues collected by the university for the use of university real property and facilities, except as otherwise provided by law. The board of regents may establish prices, fees, and charges, including those for the sale, lease, or use of university real property and facilities, which include land, buildings, grounds, furnishings, and equipment[.]; provided that the university shall comply with all statutory and common law requirements in the disposition of ceded lands. The board of regents shall be exempt from the public notice and public hearing requirements of chapter 91 in establishing and amending the fees and charges. The university may establish separate accounts within the revolving fund for major program activities. Funds deposited into the revolving fund accounts shall be expended to pay the costs of operating university facilities, including maintenance, administrative expenses, salaries, wages, and benefits of employees; contractor services, supplies, security, furnishings, equipment, janitorial services, insurance, utilities, and other operational expenses. Revenues not expended as provided in this section may be transferred to other university funds to be invested or expended for the administrative or overhead costs of the university. All expenditures from this fund shall be subject to appropriation.”

SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved May 2, 2000.)