

ACT 12

S.B. NO. 11

A Bill for an Act Relating to Transportation.

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

SECTION 1. The terrible tragedies in New York, Virginia, and Pennsylvania on September 11, 2001, caused by terrorist attacks have stunned the nation. As a result, the United States has increased its vigilance and implemented numerous heightened security measures designed to guard against further attacks. Temporary closure of the nation's airports was just one of many measures. Increased security measures have been implemented at all airports, including the airports in Hawaii. Due largely to the terrorist attacks and their far-ranging impacts, air travel throughout the country has fallen dramatically. This has had an especially damaging effect on Hawaii's economy because tourism, our main industry, is almost completely dependent on air travel. Airlines have been laying off significant numbers of employees and cutting the number of flights to and from Hawaii. Consequently, Hawaii is facing what may be its worst economic crisis in history. As part of the effort to stimulate the economy and encourage travel to Hawaii, the legislature finds that the security measures required by this Act, relating to airports, harbors, and highways, should be implemented immediately.

SECTION 2. There is appropriated out of the airport revenue fund of the State of Hawaii the sum of \$10,000,000 or so much thereof as may be necessary for fiscal year 2001-2002 to be expended for security measures at state airports as follows:

<u>Program I.D.</u>	<u>Airport</u>	<u>FY 2001-2002</u>
TRN 102	Honolulu international	\$6,400,000
TRN 104	General aviation	\$ 75,000
TRN 111	Hilo international	\$ 600,000
TRN 114	Kona international	\$ 960,000
TRN 131	Kahului	\$1,300,000
TRN 135	Kapalua	\$ 50,000
TRN 141	Molokai	\$ 50,000
TRN 151	Lanai	\$ 50,000
TRN 161	Kauai	\$ 515,000

The sum appropriated shall be expended by the department of transportation for the purposes of this Act.

SECTION 3. There is appropriated out of the interdepartmental transfer fund the sum of \$2,264,000 or so much thereof as may be necessary for fiscal year 2001-

2002 to establish thirty-six full-time equivalent (36.00 FTE) permanent sheriffs positions to provide security services at the Honolulu international airport:

<u>Program I.D.</u>	<u>Program</u>	<u>FY2001-2002</u>
		36.00*
PSD 503	SHERIFF	\$2,264,000

The sum appropriated shall be expended by the department of public safety for the purposes of this Act.

SECTION 4. There is appropriated out of the airport revenue fund of the State of Hawaii the sum of \$1,480,000 or so much thereof as may be necessary for fiscal year 2001-2002 to be expended for planning, designing, improving, acquiring, constructing, installing, or equipping security improvements at various state airport locations.

The sum appropriated shall be expended by the department of transportation for the purposes of this Act.

SECTION 5. There is appropriated out of the airport revenue fund of the State of Hawaii the sum of \$13,314,000 or so much thereof as may be necessary for fiscal year 2001-2002 to be expended for planning, designing, improving, acquiring, constructing, installing, or equipping airport improvements relating to the renewal, renovation, upgrade, or maintenance of facilities at various state airport locations.

The sum appropriated shall be expended by the department of transportation for the purposes of this Act.

SECTION 6. There is appropriated out of the harbor special fund of the State of Hawaii the sum of \$1,212,000 or so much thereof as may be necessary for fiscal year 2001-2002 to be expended for security measures at state harbors as follows:

<u>Program I.D.</u>	<u>Harbor</u>	<u>FY2001-2002</u>
TRN 301	Honolulu	\$606,000
TRN 311	Hilo	\$202,000
TRN 331	Kahului	\$202,000
TRN 361	Nawiliwili	\$202,000

The sum appropriated shall be expended by the department of transportation for the purposes of this Act.

SECTION 7. There is appropriated out of the harbor special fund of the State of Hawaii the sum of \$3,000,000 or so much thereof as may be necessary for fiscal year 2001-2002 to be expended for planning, designing, improving, acquiring, constructing, installing, or equipping security improvements at various state harbor locations.

The sum appropriated shall be expended by the department of transportation for the purposes of this Act.

SECTION 8. There is appropriated out of the state highway fund of the State of Hawaii the sum of \$5,000,000 or so much thereof as may be necessary for fiscal year 2001-2002 to be expended for security measures for state highways.

The sum appropriated shall be expended by the department of transportation for the purposes of this Act.

SECTION 9. Notwithstanding any law or any provision of this Act to the contrary, the appropriations made for capital improvement projects authorized under

this Act in sections 4, 5, and 7 shall not lapse at the end of the fiscal year for which the appropriation is made; provided that all appropriations, which are unencumbered as of June 30, 2003, shall lapse as of that date to the fund from which the appropriation is made.

SECTION 10. In expending the sums appropriated in this Act, the department of transportation shall:

- (1) Comply with all applicable rules, regulations, conditions, and restrictions, including any imposed by the federal government, unless and to the extent the State obtains approval to excuse such compliance; and
- (2) Not violate any covenants or contractual obligations under or relating to bonds or other types of financing issued or obtained by the department.

SECTION 11. This Act shall take effect upon its approval.

(Approved November 2, 2001.)