

ACT 16

S.B. NO. 2337

A Bill for an Act Making an Emergency Appropriation to the Department of Health for the Adult Mental Health Division.

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

SECTION 1. This Act is recommended by the governor for immediate passage in accordance with section 9 of article VII of the Constitution of the State of Hawaii.

SECTION 2. Although funds were appropriated to the department of health for adult mental health services for the fiscal period beginning July 1, 2005, and ending June 30, 2006, a critical funding emergency now exists. The program will expend all appropriated funds before the end of the current fiscal year, and the department will be unable to meet its obligation to provide services to certain adults with severe mental illness. The primary reason for this financial situation is the need to continue existing services and implement additional services and activities to comply with the requirements of the settlement agreement and subsequent orders in *United States v. State of Hawaii*, Civil Number 91-00137 (DAE KSC).

The purpose of this Act is to appropriate or authorize moneys to address expenses related to the ongoing operations at the Hawaii state hospital, to provide community-based services necessary to reduce the census at the Hawaii state hospital, and to address expenses relating to those individuals who have already been placed in community-based services.

SECTION 3. There is appropriated out of the mental health and substance abuse special fund the sum of \$6,148,944, or so much thereof as may be necessary, for fiscal year 2005-2006. This amount is to be used to sustain ongoing operations, services, and activities for patients of the Hawaii state hospital, to provide community-based services necessary to reduce the census at the Hawaii state hospital, and to address expenses relating to those individuals who have already been placed in community-based services.

SECTION 4. There is appropriated out of the general revenues of the State of Hawaii the sum of \$4,724,703, or so much thereof as may be necessary for fiscal year 2005-2006 to be used to sustain ongoing operations, services, and activities for patients of the Hawaii state hospital, to provide community-based services necessary to reduce the census at the Hawaii state hospital, and to address expenses relating to those individuals who have already been placed in community-based services.

SECTION 5. The sums appropriated shall be expended by the department of health for the purposes of this Act.

SECTION 6. This Act shall take effect upon its approval.

(Approved April 24, 2006.)