

**ACT 37**

H.B. NO. 1022

A Bill for an Act Relating to Funding Adjustments for State Programs.

*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. In prior years, the respective budget acts contained a budget proviso such as section 72, Act 88, Session Laws of Hawaii 2021, the General Appropriations Act of 2021, which permitted the governor to authorize a department's transfer of operating funds between programs within that department; provided that the legislature was informed of the transfers. However, section 8 of Act 248, Session Laws of Hawaii 2022, the Supplemental Appropriations Act of 2022, repealed section 72. Consequently, although funds were appropriated to various state departments for their operating programs for fiscal

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year 2022-2023, the repeal of section 72 has caused a critical funding emergency by limiting the ability of departments to transfer funds between their programs to address changing conditions.

The purpose of this Act is to address the repeal of section 72 by appropriating additional general funds as emergency appropriations for fiscal year 2022-2023 for operating funds shortfalls in quarters 3 and 4 for existing programs and to adjust funding for various programs to be commensurate with their anticipated level of activity. The emergency appropriations and the funding adjustments made in this Act are budget neutral.

SECTION 3. Act 88, Session Laws of Hawaii 2021, as amended by Act 248, Session Laws of Hawaii 2022, is amended by adding six new sections to part VII to read as follows:

“SECTION 72A. The following sums or so much thereof as may be necessary for fiscal year 2022-2023 are appropriated out of the general revenues of the State of Hawaii to the following programs within the department of public safety for the purpose of continuing existing programs and operations:

<u>PROGRAM</u>	<u>AMOUNT</u>
<u>PSD405</u>	<u>\$750,000</u>
<u>PSD407</u>	<u>\$2,500,000.</u>

SECTION 72B. Of the appropriations out of the general revenues of the State of Hawaii to the following programs within the department of public safety, the programs are reduced by the following amounts:

<u>PROGRAM</u>	<u>AMOUNT</u>
<u>PSD410</u>	<u>\$1,000,000</u>
<u>PSD409</u>	<u>\$2,250,000.</u>

SECTION 72C. The following sums or so much thereof as may be necessary for fiscal year 2022-2023 are appropriated out of the corresponding program special funds to the following programs within the department of transportation for the purpose of continuing existing programs and operations:

<u>PROGRAM</u>	<u>AMOUNT</u>
<u>TRN195</u>	<u>\$210,970</u>
<u>TRN131</u>	<u>\$340,374</u>
<u>TRN135</u>	<u>\$69,032</u>
<u>TRN151</u>	<u>\$119,487</u>
<u>TRN104</u>	<u>\$800,000</u>
<u>TRN133</u>	<u>\$750,000</u>
<u>TRN597</u>	<u>\$101,145.</u>

SECTION 72D. Of the special fund appropriations to the following programs within the department of transportation, the programs are reduced by the following amounts:

<u>PROGRAM</u>	<u>AMOUNT</u>
<u>TRN102</u>	<u>\$210,970</u>
<u>TRN133</u>	<u>\$295,124</u>
<u>TRN143</u>	<u>\$233,769</u>
<u>TRN102</u>	<u>\$800,000</u>
<u>TRN131</u>	<u>\$750,000</u>
<u>TRN595</u>	<u>\$101,145.</u>

SECTION 72E. The following sums or so much thereof as may be necessary for fiscal year 2022-2023 are appropriated out of the general revenues of the State of Hawaii to the following programs within the department of human services for the purpose of continuing existing programs and operations:

<u>PROGRAM</u>	<u>AMOUNT</u>
<u>HMS601</u>	<u>\$249,514</u>
<u>HMS901</u>	<u>\$332,128.</u>

SECTION 72F. Of the appropriations out of the general revenues of the State of Hawaii to the following programs within the department of human services, the programs are reduced by the following amounts:

<u>PROGRAM</u>	<u>AMOUNT</u>
<u>HMS301</u>	<u>\$581,642.”</u>

SECTION 4. New statutory material is underscored.

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

(Approved June 1, 2023.)