

ACT 233

H.B. NO. 1911

A Bill for an Act Relating to the Judiciary.

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

SECTION 1. This Act shall be known and may be cited as the Judiciary Supplemental Appropriations Act of 2024.

SECTION 2. Act 70, Session Laws of Hawaii 2023, is amended as follows:

1. By amending part II to read:

“PART II. PROGRAM APPROPRIATIONS

SECTION 3. The following sums, or so much thereof as may be sufficient to accomplish the purposes and programs designated herein, are appropriated or authorized from the sources of funding specified to the judiciary for the fiscal biennium beginning July 1, 2023, and ending June 30, 2025. The total expenditures and the number of permanent and temporary positions established in each fiscal year of the fiscal biennium shall not exceed the sums and the position ceilings indicated for each year, except as provided in this Act.

PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS	
				FISCAL YEAR 2023-2024	FISCAL YEAR 2024-2025
The Judicial System					
1.	JUD101	COURTS OF APPEAL		82.00 *	[82.00*] 83.00 *
				1.48 #	[1.48 #] 0.48 #
	OPERATING		JUD	8,649,904A	8,960,647A
2.	JUD310	FIRST JUDICIAL CIRCUIT		1,107.50 *	[1,107.50*] 1,109.50 *
				64.58 #	64.58 #
	OPERATING		JUD	93,530,037 A	[95,881,481 A] 96,704,177 A
				35.00 *	35.00 *
			JUD	4,177,883 B	4,261,273 B
3.	JUD320	SECOND JUDICIAL CIRCUIT		210.50 *	210.50 *
				1.68 #	1.68 #
	OPERATING		JUD	19,398,739 A	[19,951,098 A] 19,999,098 A
4.	JUD330	THIRD JUDICIAL CIRCUIT		242.00 *	242.00 *
				5.20 #	5.20 #
	OPERATING		JUD	23,437,911 A	[24,063,817 A] 24,380,777 A

PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS	
				FISCAL YEAR 2023-2024	FISCAL YEAR 2024-2025
5.	JUD350	FIFTH JUDICIAL CIRCUIT		103.00 *	103.00 *
				2.60 #	2.60 #
	OPERATING		JUD	8,755,703 A	[9,004,124 A] <u>9,225,420 A</u>
6.	JUD501	JUDICIAL SELECTION COMMISSION		1.00 *	1.00 *
	OPERATING		JUD	110,099 A	114,074 A
7.	JUD601	ADMINISTRATION		228.00 *	[228.00*] <u>229.50 *</u>
				8.48 #	[8.48#] <u>7.48 #</u>
	OPERATING		JUD	31,266,318 A	[31,040,535 A] <u>38,456,678 A</u>
				1.00 *	1.00 *
			JUD	9.00 #	9.00 #
			JUD	8,195,369 B	8,241,219 B
			JUD	343,261 W	343,261 W
	INVESTMENT CAPITAL		JUD	17,955,000 C	[€] <u>17,000,000 C</u>
			JUD	3,000,000 A	A”

2. By amending section 7 to read:

“SECTION 7. Provided that of the general fund appropriation for administration (JUD601), the sum of \$333,333 or so much thereof as may be necessary for fiscal year 2023-2024 shall be expended for actuaries to determine cost-of-living adjustments for [~~services on a fee basis costs~~] purchase of service providers that account for [~~increase~~] increases in inflation.”

3. By amending part IV to read:

“PART IV. CAPITAL IMPROVEMENT PROJECTS

SECTION 8. The [~~sum of \$20,955,000~~] sums appropriated or authorized in part II of this Act for capital improvement projects shall be expended by the judiciary for the projects listed below; provided that several related or similar projects may be combined into a single project, if a combination is advantageous or convenient for implementation; provided further that the total cost of the projects thus combined shall not exceed the total of the sums specified for the projects separately. The amount after each cost element and the total funding for each project listed in this part are in thousands of dollars.

CAPITAL IMPROVEMENT PROJECTS

				APPROPRIATIONS (IN 000'S)	
ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	FISCAL M	FISCAL M
				YEAR O	YEAR O
				2023-2024 F	2024-2025 F
A. ECONOMIC DEVELOPMENT					
JUD601 - ADMINISTRATION					
1.		ALIOLANI HALE A/C REPLACEMENT, OAHU			
		CONSTRUCTION AND EQUIPMENT FOR A/C SYSTEM REPLACEMENT AT ALIOLANI HALE, OAHU.			
		TOTAL FUNDING	JUD	3,000 C	C
[2-		CHILDREN'S JUSTICE CENTER, OAHU			
		PLANS, LAND, DESIGN, AND CONSTRUCTION FOR A NEW FACILITY FOR THE RELOCATION OF THE CHILDREN'S JUSTICE CENTER, OAHU; EQUIPMENT AND APPURTENANCES.			
		TOTAL FUNDING	JUD	6,000 C	E
2.		<u>CHILDREN'S JUSTICE CENTER, OAHU</u>			
		<u>PLANS, LAND, DESIGN, AND CONSTRUCTION FOR A NEW FACILITY FOR THE RELOCATION OF THE CHILDREN'S JUSTICE CENTER, OAHU; EQUIPMENT AND APPURTENANCES.</u>			
		<u>TOTAL FUNDING</u>	<u>JUD</u>	<u>6,000 C</u>	<u>C</u>
3.		HOAPILI HALE REDIRECTION OF CONDENSATE, MAUI			
		PLANS AND DESIGN FOR REDIRECTION OF CONDENSATE DISCHARGE AT HOAPILI HALE, MAUI.			
		TOTAL FUNDING	JUD	300 C	C
3.1		<u>HOAPILI HALE, NEW FAMILY COURTROOM PHASE 2, MAUI</u>			
		<u>DESIGN AND CONSTRUCTION OF NEW FAMILY COURTROOM PHASE 2 AT HOAPILI HALE, MAUI.</u>			
		<u>TOTAL FUNDING</u>	<u>JUD</u>	<u>C</u>	<u>1,250 C</u>
[4-		KAAHUMANU HALE ELEVATOR SYSTEMS UPGRADES AND MODERNIZATION, OAHU			
		CONSTRUCTION FOR ELEVATOR SYSTEMS UPGRADES AND MODERNIZATION AT KAAHUMANU HALE, OAHU.			
		TOTAL FUNDING	JUD	4,505 C	E
4.		<u>KAAHUMANU HALE FIRE ALARM AND ELEVATOR SYSTEMS UPGRADES AND MODERNIZATION, OAHU</u>			
		<u>DESIGN AND CONSTRUCTION FOR FIRE ALARM AND ELEVATOR SYSTEMS UPGRADES AND MODERNIZATION AT KAAHUMANU HALE, OAHU.</u>			
		<u>TOTAL FUNDING</u>	<u>JUD</u>	<u>4,505 C</u>	<u>9,250 C</u>

CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)	
				FISCAL YEAR 2023-2024	FISCAL YEAR 2024-2025
4.1		<u>KAPUAIWA BUILDING SEPARATE STORM DRAIN AND BASEMENT LEVEL SANITARY SYSTEMS, OAHU</u>			
		<u>DESIGN AND CONSTRUCTION TO SEPARATE STORM AND BASEMENT LEVEL SANITARY SYSTEMS, OAHU.</u>			
		TOTAL FUNDING	JUD	C	1,500C
5.		KAUAI JUDICIARY COMPLEX REROOFING AND RELATED IMPROVEMENTS PHASE 3, KAUAI			
		DESIGN AND CONSTRUCTION TO REROOF AND REPAIR LEAKS AND DAMAGES AT KAUAI JUDICIARY COMPLEX, KAUAI.			
		TOTAL FUNDING	JUD	4,150C	C
[6.		<u>LUMP SUM CIP FOR JUDICIARY FACILITIES, STATEWIDE</u>			
		<u>PLANS, DESIGN, CONSTRUCTION AND EQUIPMENT FOR GENERAL ALTERATIONS, UPGRADES AND IMPROVEMENTS TO JUDICIARY FACILITIES, STATEWIDE.</u>			
		TOTAL FUNDING	JUD	3,000A	A]
6.		<u>LUMP SUM CIP FOR JUDICIARY FACILITIES, STATEWIDE</u>			
		<u>PLANS, DESIGN, CONSTRUCTION, AND EQUIPMENT FOR GENERAL ALTERATIONS, UPGRADES, AND IMPROVEMENTS TO JUDICIARY FACILITIES, STATEWIDE.</u>			
		TOTAL FUNDING	JUD	3,000A	5,000C"

4. By amending part V to read:

“PART V. ISSUANCE OF BONDS

SECTION 9. General obligation bonds may be issued, as provided by law, to yield the amount that may be necessary to finance projects authorized in part II and listed in part IV of this Act; provided that the sum total of the general obligation bonds so issued shall not exceed [~~\$17,955,000.~~] \$34,955,000.”

SECTION 3. Act 38, Session Laws of Hawaii 2019, as amended by section 3 of Act 5, Session Laws of Hawaii 2020, is amended by amending section 7.1 to read as follows:

“SECTION 7.1. [~~(a) Beginning on the effective date of this Act the judiciary shall submit a weekly report to the legislature that includes the following information for all inmates released pursuant to supreme court orders entered in SCPW-20-0000200 and SCPW-20-0000213:~~

- (1) ~~The inmate’s name;~~
- (2) ~~The inmate’s release date;~~
- (3) ~~The correctional center or facility where the inmate was released from;~~
- (4) ~~The inmate’s criminal status before release, for example felony probationer, misdemeanant, or petty misdemeanant;~~

- ~~(5) Any objections made to the inmate's release;~~
- ~~(6) The inmate's verified residence address at the time of release;~~
- ~~(7) The inmate's current verified residence address or homeless status;~~
- ~~(8) The conditions of supervised release;~~
- ~~(9) The name of the person or agency that is responsible for supervising the inmate upon release; and~~
- ~~(10) If a released inmate is subsequently arrested, the inmate's arrest record following release.~~

~~(b) The information provided pursuant to subsection (a) shall be updated in each subsequent report to reflect the inmate's current status, including any changes to subsection (a)(7) and (10).] Repealed."~~

SECTION 4. In accordance with section 9 of article VII, of the Constitution of the State of Hawaii and sections 37-91 and 37-93, Hawaii Revised Statutes, the legislature has determined that the appropriations contained in this Act will cause the state general fund expenditure ceiling for fiscal year 2023-2024 to be exceeded by \$1,005,342,734, or 9.4 per cent. The reasons for exceeding the general fund expenditure ceiling are that the appropriations made in this Act are necessary to serve the public interest and to meet the needs provided for by this Act.

SECTION 5. If any portion of this Act or its application to any person or circumstances is held to be invalid for any reason, the remainder of the Act and any provision thereof shall not be affected. If any portion of a specific appropriation is held to be invalid for any reason, the remaining portion shall be independent of the invalid portion and shall be expended to fulfill the objective and intent of the appropriation to the extent possible.

SECTION 6. If any manifest clerical, typographical, or other mechanical error is found in this Act, the chief justice may correct the error. All changes made pursuant to this section shall be reported to the legislature at its next regular session.

SECTION 7. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 8. This Act shall take effect on July 1, 2024.

(Approved July 9, 2024.)