

JAN 22 2016

A BILL FOR AN ACT

RELATING TO NON-GENERAL FUNDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 PART I

2 SECTION 1. The purpose of this Act is to repeal and
3 abolish various non-general funds pursuant to the
4 recommendations made by the auditor in auditor's report no. 15-
5 19.

6 PART II

7 SECTION 2. The purpose of this part is to repeal the child
8 care licensing and registration special fund.

9 The legislature finds that the fund no longer serves the
10 purpose for which it was created.

11 SECTION 3. Section 346-159, Hawaii Revised Statutes, is
12 repealed.

13 ~~["§346-159] Child care licensing and registration special~~
14 ~~fund. (a) There is established within the state treasury, to~~
15 ~~be administered by the department, the child care licensing and~~
16 ~~registration special fund into which shall be deposited.~~



1 ~~(1) All fees received from applicants for a license to~~
2 ~~operate group child care homes or group child care~~
3 ~~centers as provided in section 346-163 and from~~
4 ~~applicants for a certificate of registration for~~
5 ~~family child care homes as provided in section 346-~~
6 ~~173;~~

7 ~~(2) Appropriations made by the legislature to the fund;~~
8 ~~and~~

9 ~~(3) Any other revenues designated for the fund.~~

10 ~~(b) Moneys in the child care licensing and registration~~
11 ~~special fund shall be used for the following purposes:~~

12 ~~(1) The costs of administering child care licensing and~~
13 ~~registration;~~

14 ~~(2) Furthering the provision of quality child care~~
15 ~~services; and~~

16 ~~(3) Any other purpose deemed necessary by the department~~
17 ~~to ensure the health and safety of children.~~

18 ~~(c) All interest on special fund balances shall accrue to~~
19 ~~the credit of the special fund. Upon dissolution of the child~~
20 ~~care licensing and registration special fund, any unencumbered~~



1 ~~moneys in the fund shall lapse to the credit of the general~~
2 ~~fund."]~~

3 SECTION 4. On July 1, 2016, all unencumbered balances
4 remaining in the child care licensing and registration special
5 fund repealed by section 3 of this Act shall lapse to the credit
6 of the general fund.

7 PART III

8 SECTION 5. The purpose of this part is to repeal the
9 housing project bond special funds.

10 The legislature finds that the funds do not serve the
11 purposes for which they were created.

12 SECTION 6. Section 356D-23, Hawaii Revised Statutes, is
13 amended by amending subsection (c) to read as follows:

14 "(c) The trustee shall also be authorized by the authority
15 ~~[to hold and administer any housing project bond special funds~~
16 ~~established pursuant to section 356D-28, and]~~ to receive and
17 receipt for, hold, and administer the revenues derived by the
18 authority from any public housing project or projects for which
19 the bonds are issued or the projects pledged to the payment of
20 the bonds, and to apply the revenues to the payment of the cost
21 of administering, operating, and maintaining the public housing



1 project or projects, to pay the principal of and the interest on
2 the bonds, to the establishment of reserves, and to other
3 purposes as may be authorized in the proceedings providing for
4 the issuance of the bonds."

5 SECTION 7. Section 356D-28, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "[+]§356D-28[+] Public housing revolving fund~~[-housing~~
8 ~~project bond special funds]~~. (a) There is established the
9 public housing revolving fund to be administered by the
10 authority. Notwithstanding section 36-21, the proceeds in the
11 fund shall be used for long-term and other special financings of
12 the authority and for necessary expenses in administering this
13 chapter.

14 (b) All moneys received and collected by the authority,
15 not otherwise pledged, obligated, or required by law to be
16 placed in any other special fund, shall be deposited into the
17 public housing revolving fund.

18 ~~[(c) A separate special fund shall be established for each~~
19 ~~public housing project or projects financed from the proceeds of~~
20 ~~bonds secured under the trust indenture. Each fund shall be~~
21 ~~designated "housing project bond special fund" and shall bear~~



1 ~~any additional designation as the authority deems appropriate to~~
2 ~~properly identify the fund.~~

3 ~~(d) Notwithstanding any other law to the contrary, all~~
4 ~~revenues, income, and receipts derived from a public housing~~
5 ~~project or projects financed from the proceeds of bonds or~~
6 ~~pledged to the payment of principal of and interest and premium~~
7 ~~on bonds, shall be paid into the housing project bond special~~
8 ~~fund established for the public housing project or projects and~~
9 ~~applied as provided in the proceedings authorizing the issuance~~
10 ~~of bonds.] "~~

11 SECTION 8. On July 1, 2016, all unencumbered balances
12 remaining in all housing project bond special funds repealed by
13 section 7 of this Act shall lapse to the credit of the general
14 fund.

15 PART IV

16 SECTION 9. The following funds and accounts are abolished:

- 17 (1) The blueprint for change program special fund
18 administratively established in 2010;
- 19 (2) The costs related to homeless assistance special fund
20 administratively established in 2003;



- 1 (3) The Hale Mahaolu special fund administratively created
- 2 in 2010;
- 3 (4) The Hawai'i immigrant health initiative program special
- 4 fund administratively created in 2010;
- 5 (5) The outreach services special fund administratively
- 6 created in 2010;
- 7 (6) The outreach services to located uninsured children
- 8 special fund administratively created in 2010;
- 9 (7) The outstationed eligibility worker services special
- 10 fund administratively created in 2010;
- 11 (8) The shelter plus care program special fund
- 12 administratively created in 2010; and
- 13 (9) The support domestic violence shelters statewide
- 14 special fund administratively established in 2010; and
- 15 (10) The financial assistance for housing special fund
- 16 administratively established in 2001;
- 17 and any remaining unencumbered balances shall be transferred to
- 18 the emergency and budget reserve fund established pursuant to
- 19 section 328L-3, Hawaii Revised Statutes.



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PART V

SECTION 10. The following funds and accounts are abolished:

- (1) The department of human services homeless trust fund created in 2006;
- (2) The Geist foundation trust account created 1997;
- (3) Kahikolu 'Ohana O Wai'anae project trust fund created in 2007; and
- (4) The recruitment of foster parents trust account created in 1987;

and any remaining unencumbered balances shall be transferred to the general fund.

PART VI

SECTION 11. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 12. This Act shall take effect on July 1, 2016.

INTRODUCED BY:

Randy H. Baker
Clarence W. Bush
Michelle Sudani
Breem Hunt

John
~~*David C. Kirk-Adams*~~
~~*Lorraine R. Brown*~~
Michelle
J. Keli Eggh
Mark...



S.B. NO. 2553

Report Title:

Non-General Funds; Repeal; Transfer of Balances

Description:

Repeals and transfers the unencumbered balances of various non-general funds and accounts recommended by the auditor in auditor's report no. 15-19.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

