



GOV. MSG. NO. 684

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

May 20, 2009

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on May 20, 2009, the following bill was signed into law:

HB1364 HD1 SD1 CD1

A BILL FOR AN ACT
RELATING TO THE BUDGET.
ACT 067 (09)

Sincerely,

A handwritten signature in black ink, appearing to read "L. Lingle", written over the printed name "LINDA LINGLE".

LINDA LINGLE

A BILL FOR AN ACT

RELATING TO THE BUDGET.

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

1 PART I

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

5 SECTION 2. The purpose of this part is to amend Act 213,
6 Session Laws of Hawaii 2007, as amended by Act 158, Session Laws
7 of Hawaii 2008, to:

- 8 (1) Appropriate federal funds to various programs that are
9 expected to receive funding during fiscal
10 year 2008-2009 under the federal American Recovery and
11 Reinvestment Act of 2009, P. L. 111-5 (Recovery Act),
12 to promote openness and transparency in use of the
13 funds for fiscal year 2008-2009;
- 14 (2) Correspondingly reduce general fund appropriations for
15 certain programs that receive offsetting federal
16 funding for fiscal year 2008-2009 under the Recovery



1 Act to address the general fund revenue shortfall for
2 fiscal year 2008-2009;

3 (3) Appropriate additional federal Temporary Assistance
4 for Needy Families funds for fiscal year 2008-2009
5 that the State recently qualified for under the
6 federal Deficit Reduction Act of 2005 as required by
7 federal regulations;

8 (4) Appropriate emergency and budget reserve funds for
9 fiscal year 2008-2009 to the adult mental
10 health - outpatient program (HTH 420) to meet program
11 requirements; and

12 (5) Appropriate emergency and budget reserve funds for
13 fiscal year 2008-2009 to the Hawaii health systems
14 corporation program (HTH 210) to meet program
15 requirements.

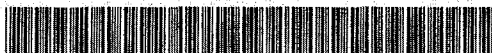
16 Many unprecedented events have converged to create an
17 economic, financial, and fiscal environment that threatens the
18 very foundation of our national economy. For state governments,
19 the financial crisis and economic downturn have adversely
20 affected tax revenues and budgets. The impact on Hawaii has
21 been a severe reduction in projected general fund revenues for



1 fiscal year 2008-2009 through fiscal biennium 2009-2011 by
2 \$2.1 billion over the period of one year. Based on the council
3 on revenues' March 2009 projections, the State is faced with a
4 general fund revenue shortfall of \$430,500,000 in fiscal
5 year 2008-2009 if corrective action is not taken.

6 The Recovery Act was enacted to provide a necessary boost
7 to the United States economy and to help struggling states in
8 these difficult times. Two provisions, in particular, directly
9 help states by making available federal funding that can be used
10 as replacement for state general revenues for education and
11 medicaid.

12 Title V, State Fiscal Relief, of the Recovery Act
13 temporarily increases the federal medical assistance percentage
14 that permits states to reduce their share of medicaid costs.
15 Preliminary calculations under the new, temporary Title V
16 federal medical assistance percentage formula indicate that
17 Hawaii would receive an additional \$315,800,000 in federal funds
18 over the period from fiscal year 2008-2009 through 2010-2011.
19 In fiscal year 2008-2009, the increased federal medical
20 assistance percentage funding would amount to \$106,800,000,



1 which can be used to offset fiscal year 2008-2009 general fund
2 appropriations of:

3 (1) The health care payments program (HMS 401) of the
4 department of human services;

5 (2) The developmental disabilities program (HTH 501) and
6 child and adolescent mental health program (HTH 460)
7 of the department of health; and

8 (3) The comprehensive student support services program
9 (EDN 150) of the department of education.

10 The Recovery Act also temporarily increases federal support
11 to states for:

12 (1) Energy initiatives through allocations in the
13 strategic industries program (BED 120) of the
14 department of business, economic development, and
15 tourism for state energy programs and energy
16 efficiency and conservation block grants;

17 (2) Water systems development through allocations in the
18 agricultural resource management program (AGR 141) of
19 the department of agriculture for capital
20 improvements;



- 1 (3) Unemployment insurance through increased allocations
2 in the unemployment insurance program (LBR 171) of the
3 department of labor and industrial relations for
4 increased unemployment insurance benefit payments;
- 5 (4) Vocational rehabilitation through increased
6 allocations in the vocational rehabilitation program
7 (HMS 802) of the department of human services for
8 vocational rehabilitation and independent living
9 programs;
- 10 (5) Transportation through increased allocations in:
- 11 (A) The Hawaii highways program (TRN 511) and Kauai
12 highways program (TRN 561) of the department of
13 transportation for highway special maintenance;
- 14 (B) The Oahu highways program (TRN 501) and highways
15 administration program (TRN 595) of the
16 department of transportation for capital
17 improvements; and
- 18 (C) The Honolulu international airport program
19 (TRN 102), Kahului airport program (TRN 131), and
20 airports administration program (TRN 195) of the



1 department of transportation for capital
2 improvements;

3 (6) Social services through increased allocations in:

4 (A) The general support for child care program
5 (HMS 302);

6 (B) The child protective services payments program
7 (HMS 303);

8 (C) The cash support for child care program
9 (HMS 305); and

10 (D) The general support for self sufficiency services
11 program (HMS 903),

12 of the department of human services for payments to
13 eligible clients and associated program expenditures;

14 (7) Public housing through increased allocations in:

15 (A) The rental housing services program (HMS 220) of
16 the department of human services for public
17 housing capital improvements; and

18 (B) The homeless services program (HMS 224) of the
19 department of human services for non-routine
20 repairs and maintenance of the public housing
21 inventory and homeless prevention initiatives;



1 (8) Native Hawaiian homesteads through allocations in the
2 planning and development for the Hawaiian homesteads
3 program (HHL 602) of the department of Hawaiian home
4 lands for capital improvements;

5 (9) Support for elders through increased allocations in
6 the executive office on aging (HTH 904) for congregate
7 meals and home-delivered meals; and

8 (10) Education through increased allocations in:

9 (A) The comprehensive student support services
10 program (EDN 150) of the department of education
11 for No Child Left Behind Title I grants,
12 Individuals with Disabilities Education Act
13 part B grants, Individuals with Disabilities
14 Education Act part B preschool grants; and

15 (B) The school support program (EDN 400) of the
16 department of education for the National School
17 Lunch program.

18 The federal Deficit Reduction Act of 2005 authorizes an
19 enhanced level of federal Temporary Assistance for Needy
20 Families funding if a state qualifies as a "needy state" in
21 terms of high food stamp case loads. Hawaii recently qualified



1 as a "needy state" and is eligible to receive enhanced federal
2 funding for fiscal year 2008-2009. However, federal regulations
3 require that the State appropriate the Temporary Assistance for
4 Needy Families funds before they can be used.

5 The increased federal medical assistance percentage funding
6 for medicaid correspondingly reduces general fund costs, thereby
7 freeing up some general funds in fiscal year 2008-2009 for use
8 to address increased program requirements in the adult mental
9 health - outpatient program (HTH 420) and the Hawaii health
10 systems corporation program (HTH 210). Both of these programs
11 provide critical health services to the public and are
12 experiencing difficult challenges in meeting program
13 requirements with their present level of funding.

14 The immediate passage of this Act is necessary to:

- 15 (1) Promote openness and transparency in the use of
16 Recovery Act funds for fiscal year 2008-2009;
17 (2) Address the general fund revenue shortfall for fiscal
18 year 2008-2009;
19 (3) Authorize Temporary Assistance for Needy Families
20 funds for fiscal year 2008-2009 as required by federal
21 regulations; and

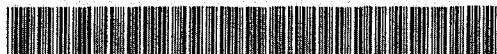


(4) Meet fiscal year 2008-2009 program requirements of the adult mental health - outpatient program and the Hawaii health systems corporation program.

SECTION 3. Act 213, Session Laws of Hawaii 2007, as amended by Act 158, Session Laws of Hawaii 2008, is amended by amending the definition of "means of financing" in section 2 to read as follows:

"Means of financing" (or "MOF") means the source from which funds are appropriated or authorized to be expended for the programs and projects specified in this Act. All appropriations are followed by letter symbols. Such letter symbols, where used, shall have the following meanings:

- A general funds
- B special funds
- C general obligation bond fund
- D general obligation bond fund with debt service cost to be paid from special funds
- E revenue bond funds
- J federal aid interstate funds
- K federal aid primary funds
- L federal aid secondary funds



1 M federal aid urban funds
2 N other federal funds
3 R private contributions
4 S county funds
5 T trust funds
6 U interdepartmental transfers
7 V federal stimulus funds
8 W revolving funds
9 X other funds"

10 SECTION 4. Act 213, Session Laws of Hawaii 2007, as
11 amended by Act 158, Session Laws of Hawaii 2008, is amended by
12 amending items A.13 and A.18 in section 3 to read as follows:

13 A. ECONOMIC DEVELOPMENT

14

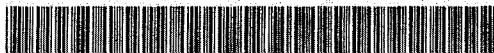
15 "13. AGR141 - AGRICULTURAL RESOURCE MANAGEMENT

16			2.00*	2.00*
17	OPERATING	AGR	573,157A	573,157A
18			6.00*	8.00*
19		AGR	3,717,780B	853,942B
20			13.00*	13.00*
21		AGR	1,417,472W	1,417,472W
22	INVESTMENT CAPITAL	AGR	18,400,000C	1,500,000C
23		AGR	1,500,000N	1,500,000N
24		<u>AGR</u>	<u>V</u>	<u>2,350,000V</u>

25

26 18. BED120 - STRATEGIC INDUSTRIES

27			9.00*	9.00*
28	OPERATING	BED	1,143,447A	1,273,579A
29		BED	4,263,395N	4,263,397N



1	BED	U	100,000U
2	<u>BED</u>	<u>V</u>	<u>6,090,000V</u>

3
4 SECTION 5. Act 213, Session Laws of Hawaii 2007, as
5 amended by Act 158, Session Laws of Hawaii 2008, is amended by
6 amending items B.3 and B.6 in section 3 to read as follows:

7 B. EMPLOYMENT

8
9 "3. LBR171 - UNEMPLOYMENT INSURANCE PROGRAM

10	OPERATING	LBR	166,626,650B	166,626,650B
11			207.50*	207.50*
12		LBR	14,799,675N	14,799,675N
13		<u>LBR</u>	<u>V</u>	<u>34,000,000V</u>

14
15 6. HMS802 - VOCATIONAL REHABILITATION

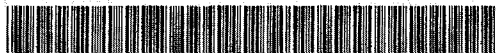
16			27.13*	27.13*
17	OPERATING	HMS	4,084,904A	4,085,181A
18			95.37*	95.37*
19		HMS	12,949,367N	13,775,679N
20		<u>HMS</u>	<u>V</u>	<u>1,124,575V</u>
21		HMS	1,330,200W	1,330,200W
22	INVESTMENT CAPITAL	HMS	250,000C	C"

23
24 SECTION 6. Act 213, Session Laws of Hawaii 2007, as
25 amended by Act 158, Session Laws of Hawaii 2008, is amended by
26 amending items C.28, C.32, and C.33 in section 3 to read as
27 follows:

28 C. TRANSPORTATION FACILITIES

29 "28. TRN511 - HAWAII HIGHWAYS

30			124.00*	124.00*
31	OPERATING	TRN	24,490,830B	22,960,942B
32		<u>TRN</u>		<u>11,000,000V</u>
33	INVESTMENT CAPITAL	TRN	400,000B	B
34		TRN	11,870,000E	4,299,000E



1		TRN	43,280,000N	10,801,000N
2		TRN	275,000X	X
3				
4	32.	TRN561 - KAUAI HIGHWAYS		
5			51.00*	51.00*
6	OPERATING	TRN	13,135,766B	14,214,142B
7		TRN	V	3,200,000V
8	INVESTMENT CAPITAL	TRN	6,700,000E	9,900,000E
9		TRN	7,200,000N	13,600,000N
10				
11	33.	TRN595 - HIGHWAYS ADMINISTRATION		
12			80.00*	80.00*
13	OPERATING	TRN	76,115,141B	88,562,587B
14		TRN	3,655,940N	4,417,330N
15	INVESTMENT CAPITAL	TRN	18,575,000B	18,000,000B
16		TRN	6,824,000E	6,974,000E
17		TRN	12,902,000N	26,501,000N
18		TRN	V	1,800,000V"
19				
20	SECTION 7. Act 213, Session Laws of Hawaii 2007, as			
21	amended by Act 158, Session Laws of Hawaii 2008, is amended by			
22	amending items E.5, E.6, E.13, and E.16 in section 3 to read as			
23	follows:			
24	E. HEALTH			
25	"5. HTH501 - DEVELOPMENTAL DISABILITIES			
26			236.75*	236.75*
27	OPERATING	HTH	66,576,526A	[71,625,299A]
28				61,340,842A
29			3.00*	3.00*
30		HTH	1,025,331B	1,025,331B
31		HTH	60,118,132U	[64,264,776U]
32				74,549,223U
33				
34				



6. HTH560 - FAMILY HEALTH

171.75* 178.75*

OPERATING	HTH	45,263,183A	[45,109,259A]
			<u>44,841,749A</u>
		7.00*	9.00*
	HTH	7,110,659B	[7,376,539B]
			<u>7,644,049B</u>
		183.50*	182.50*
HTH		41,946,810N	42,099,682N
		1.00*	1.00*
HTH		1,543,739U	3,143,739U
INVESTMENT CAPITAL	HTH	C	400,000C

13. HTH420 - ADULT MENTAL HEALTH - OUTPATIENT

		198.50*	198.50*
OPERATING	HTH	73,268,683A	82,539,423A
	HTH	22,382,981B	[24,832,981B]
			<u>28,199,510B</u>
	HTH	1,643,030N	<u>1,643,030N</u>

16. HTH460 - CHILD AND ADOLESCENT MENTAL HEALTH

		193.50*	193.50*
OPERATING	HTH	44,103,749A	[45,063,201A]
			<u>43,603,248A</u>
		17.00*	17.00*
	HTH	19,636,965B	[18,636,965B]
			<u>20,096,918B</u>
	HTH	2,555,977N	2,568,019N
	HTH	2,260,313U	2,260,313U"

SECTION 8. Act 213, Session Laws of Hawaii 2007, as

amended by Act 158, Session Laws of Hawaii 2008, is amended by
 amending items F.2, F.3, F.4, F.10, F.12, F.17, F.19, F.24,
 F.26, and F.29 in section 3 to read as follows:



F. SOCIAL SERVICES

"2. HMS302 - GENERAL SUPPORT FOR CHILD CARE

		26.07*	26.07*
OPERATING	HMS	1,245,650A	1,245,908A
		15.93*	16.93*
	HMS	6,512,325N	6,683,439N
	<u>HMS</u>	<u>V</u>	<u>500,000V</u>

3. HMS303 - CHILD PROTECTIVE SERVICES PAYMENTS

OPERATING	HMS	44,816,013A	41,816,013A
	HMS	20,095,666N	20,095,666N
	<u>HMS</u>	<u>V</u>	<u>1,705,010V</u>

4. HMS305 - CASH SUPPORT FOR CHILD CARE

OPERATING	HMS	22,411,811A	22,411,811A
	HMS	34,250,754N	34,250,754N
	<u>HMS</u>	<u>V</u>	<u>2,600,000V</u>

10. HMS211 - CASH SUPPORT FOR FAMILIES - SELF-SUFFICIENCY

OPERATING	HMS	38,182,284A	38,182,284A
	HMS	41,000,000N	[41,000,000N]
			<u>44,000,000N</u>

12. HMS220 - RENTAL HOUSING SERVICES

		1.00*	1.00*
OPERATING	HMS	10,194,240A	5,039,240A
		200.00*	200.00*
	HMS	43,869,465N	43,869,475N
		23.00*	23.00*
	HMS	3,992,323W	3,992,323W
INVESTMENT CAPITAL	HMS	25,000,000C	16,410,000C
	<u>HMS</u>	<u>V</u>	<u>16,245,443V</u>

17. HMS224 - HOMELESS SERVICES

		5.00*	5.00*
OPERATING	HMS	11,276,608A	14,111,698A
	HMS	1,369,108N	1,369,108N
	<u>HMS</u>	<u>V</u>	<u>2,166,888V</u>
INVESTMENT CAPITAL	HMS	850,000C	1,454,000C

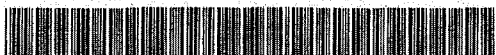
19. HMS401 - HEALTH CARE PAYMENTS

OPERATING	HMS	479,133,108A	[498,189,087A]
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			423,393,786A
	HMS	672,850,832N	693,906,153N
	HMS	44,409,563U	44,409,563U
	<u>HMS</u>	<u>V</u>	<u>115,356,431V</u>
24.	HHL602 - PLANNING AND DEVELOPMENT FOR HAWAIIAN HOMESTEADS		
		14.00*	14.00*
OPERATING	HHL	679,070A	679,274A
		66.00*	66.00*
	HHL	5,649,008B	5,063,477B
	HHL	16,393,455N	9,600,545N
		51.00*	51.00*
	HHL	3,878,386T	3,640,482T
INVESTMENT CAPITAL	HHL	375,000C	550,000C
	HHL	E	100,000,000E
	<u>HHL</u>	<u>V</u>	<u>10,200,000V</u>
26.	HTH904 - EXECUTIVE OFFICE ON AGING		
		3.30*	3.74*
OPERATING	HTH	6,370,552A	6,119,214A
		7.45*	8.01*
	HTH	7,443,720N	7,443,720N
	<u>HTH</u>	<u>V</u>	<u>485,000V</u>
INVESTMENT CAPITAL	HTH	250,000C	800,000C
29.	HMS903 - GENERAL SUPPORT FOR SELF SUFFICIENCY SERVICES		
		62.96*	62.96*
OPERATING	HMS	10,444,592A	10,420,477A
		57.04*	62.04*
	HMS	59,079,035N	[55,059,052N]
			<u>65,059,052N</u>
	<u>HMS</u>	<u>V</u>	<u>25,550,000V"</u>

SECTION 9. Act 213, Session Laws of Hawaii 2007, as amended by Act 158, Session Laws of Hawaii 2008, is amended by amending items G.2, G.3, and G.5 in section 3 to read as follows:



1 G. FORMAL EDUCATION

2 "2. EDN150 - COMPREHENSIVE STUDENT SUPPORT SERVICES

		5,615.50*	5,728.50*
4	OPERATING	EDN 361,156,533A	[355,373,685A]
5			355,224,059A
6		2.00*	2.00*
7		EDN 49,050,756N	49,050,756N
8		<u>EDN</u> V	20,493,170V
9		EDN 2,000,000W	[2,000,000W]
10			2,149,626W

12 3. EDN200 - INSTRUCTIONAL SUPPORT

		232.50*	234.50*
14	OPERATING	EDN 34,454,113A	33,297,750A
15		6.00*	6.00*
16		EDN 1,600,000B	1,700,000B
17		EDN 2,222,450N	2,026,461N
18		EDN 800,000U	800,000U
19			175,966V

21 5. EDN400 - SCHOOL SUPPORT

		644.00*	644.00*
23	OPERATING	EDN 170,290,488A	169,455,447A
24		726.50*	726.50*
25		EDN 23,112,819B	23,112,819B
26		3.00*	3.00*
27		EDN 35,659,876N	35,659,880N
28		<u>EDN</u> V	348,600V
29		4.00*	4.00*
30		EDN 6,000,000W	7,022,625W"

32 SECTION 10. Act 213, Session Laws of Hawaii 2007, as
33 amended by Act 158, Session Laws of Hawaii 2008, is amended by
34 adding a new section after section 46.1 to read as follows:

35 "SECTION 46.2. Provided that of the general fund
36 appropriation for Hawaii health systems corporation (HTH 210),



there is appropriated the sum of \$14,000,000 or so much thereof
as may be necessary for fiscal year 2008-2009 that shall be
expended to pay accounts payable vendors for medical services,
equipment, or supplies; provided further that the funds shall be
allocated as follows:

(1) \$3,300,000 for the Kauai Veterans Memorial Hospital;

(2) \$3,700,000 for the Kona Community Hospital; and

(3) \$7,000,000 for the Hilo Medical Center;

provided further that the funds shall not be expended for any
other purpose; and provided further that any unexpended funds
shall lapse to the general fund."

SECTION 11. Act 213, Session Laws of Hawaii 2007, as
 amended by Act 158, Session Laws of Hawaii 2008, is amended by
 amending item A.4, and adding item A.6.01, in section 125 to
 read:

A. ECONOMIC DEVELOPMENT

AGR141 - AGRICULTURAL RESOURCE MANAGEMENT

"4. P97002 UPCOUNTRY MAUI WATERSHED, MAUI

PLANS, LAND ACQUISITION, DESIGN, AND CONSTRUCTION FOR THE
 INSTALLATION OF PIPELINE FOR THE UPCOUNTRY MAUI WATERSHED
 PROJECT, KULA, MAUI. THIS PROJECT IS DEEMED NECESSARY TO
 QUALIFY FOR FEDERAL AID AND/OR REIMBURSEMENT.

PLANS	50	50
LAND	100	100



DESIGN		200	200
CONSTRUCTION		2,650	[2,650]
			3,200
TOTAL FUNDING	AGR	1,500C	1,500C
	AGR	1,500N	1,500N
	AGR	V	550V"

6.01. LOWER HAMAKUA DITCH SYSTEM, HAWAII

CONSTRUCTION FOR IMPROVEMENTS TO THE LOWER HAMAKUA DITCH SYSTEM, TOGETHER WITH APPURTENANT WORKS, INCLUDING IMPROVEMENTS TO MITIGATE FLOOD DAMAGE. THIS PROJECT IS DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT.

CONSTRUCTION			1,800
TOTAL FUNDING	AGR	V	1,800V"

SECTION 12. Act 213, Session Laws of Hawaii 2007, as amended by Act 158, Session Laws of Hawaii 2008, is amended by amending item C.118 in section 125 to read as follows:

C. TRANSPORTATION FACILITIES

TRN595 - HIGHWAYS ADMINISTRATION

"118. X222 SEISMIC RETROFIT OF VARIOUS BRIDGES, STATEWIDE

CONSTRUCTION FOR SEISMIC RETROFIT IMPROVEMENTS FOR VARIOUS BRIDGES STATEWIDE. THIS PROJECT IS DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT.

CONSTRUCTION			[7,500]
			9,300
TOTAL FUNDING	TRN	E	1,500E
	TRN	N	6,000N
	TRN	V	1,800V"

SECTION 13. Act 213, Session Laws of Hawaii 2007, as amended by Act 158, Session Laws of Hawaii 2008, is amended by



1 adding items F.13.01 and F.18.02 to section 125 to read as
2 follows:

3 F. SOCIAL SERVICES

4
5 HMS220 - RENTAL HOUSING SERVICES

6
7 "13.01. LUMP SUM CIP - ARRA HUD STIMULUS RENOVATIONS,
8 STATEWIDE

9
10 CONSTRUCTION FOR NON-ROUTINE REPAIRS AND MAINTENANCE,
11 IMPROVEMENTS, AND RENOVATIONS STATEWIDE.

12	<u>CONSTRUCTION</u>			<u>16,245</u>
13	<u>TOTAL FUNDING</u>	<u>HMS</u>	<u>V</u>	<u>16,245V"</u>

14
15 HHL602 - PLANNING AND DEVELOPMENT FOR HAWAIIAN HOMESTEADS

16
17 "18.02. NAHASDA DEVELOPMENT PROJECTS (ARRA), STATEWIDE

18
19 PLANS, DESIGN, AND CONSTRUCTION FOR VARIOUS HAWAIIAN
20 HOMESTEAD PROJECTS AND IMPROVEMENTS STATEWIDE, PURSUANT TO
21 THE NATIVE AMERICAN HOUSING ASSISTANCE AND
22 SELF-DETERMINATION ACT OF 1996 AND THE AMERICAN RECOVERY
23 AND REINVESTMENT ACT OF 2009.

24	<u>PLANS</u>			<u>1</u>
25	<u>DESIGN</u>			<u>1</u>
26	<u>CONSTRUCTION</u>			<u>10,198</u>
27	<u>TOTAL FUNDING</u>	<u>HHL</u>	<u>V</u>	<u>10,200V"</u>

28
29 PART II

30 SECTION 14. Act 200, Session Laws of Hawaii 2003, as
31 amended by Act 41, Session Laws of Hawaii 2004, is amended by
32 adding a new section to read as follows:

33 "SECTION 129.1. Provided that the governor may approve the
34 expenditure of federal stimulus funds for operating and capital

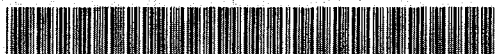


1 improvement purposes designated with the letter (V) which are in
2 excess of levels authorized by the legislature; provided further
3 that the governor may allow for an increase in the federal
4 stimulus fund authorization ceiling for the program to
5 accommodate the expenditure of such funds; provided further that
6 prior to the governor's approval to expend these funds the
7 governor shall submit a report to the legislature."

8 SECTION 15. Act 200, Session Laws of Hawaii 2003, as
9 amended by Act 41, Session Laws of Hawaii 2004, is amended by
10 amending the definition of "means of financing" to read as
11 follows:

12 "Means of financing" (or "MOF") means the source from
13 which funds are appropriated, or authorized, as the case maybe,
14 to be expended for the programs and projects specified in this
15 Act. All appropriations are followed by letter symbols. Such
16 letter symbols, where used, shall have the following meaning:

- 17 A general funds
18 B special funds
19 C general obligation bond fund
20 D general obligation bond fund with debt service
21 cost to be paid from special funds



1 E revenue bond funds
2 J federal aid interstate funds
3 K federal aid primary funds
4 L federal aid secondary funds
5 M federal aid urban funds
6 N other federal funds
7 R private contributions
8 S county funds
9 T trust funds
10 U interdepartmental transfers
11 V federal stimulus funds
12 W revolving funds
13 X other funds"

14 SECTION 16. Act 200, Session Laws of Hawaii 2003, section
15 3, as amended by Act 41, Session Laws of Hawaii 2004, section
16 200, is amended by amending item C.27 to read:

17 "27. TRN 501 - OAHU HIGHWAYS
18
19 OPERATING TRN 264.00* 233.00*
20 TRN 44,368,085B 43,535,244B
21 INVESTMENT CAPITAL TRN 800,000N 800,000N
22 TRN B 5,000,000B
23 TRN 42,995,000E 12,755,000E
24 TRN 43,020,000N 36,220,000N
25 TRN 17,000,000V V
26 TRN X 6,200,000X"



SECTION 17. Act 200, Session Laws of Hawaii 2003, section 77, as amended by Act 41, Session Laws of Hawaii 2004, section 5, is amended by amending item C-37 to read:

"37. S269 KAMEHAMEHA HIGHWAY, SOUTH PUNALUU BRIDGE REPLACEMENT, OAHU

CONSTRUCTION FOR REPLACEMENT OF SOUTH PUNALUU BRIDGE. THIS PROJECT IS DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT.

CONSTRUCTION		[12,250]	29,250
TOTAL FUNDING	TRN	2,450 E	E
	TRN	9,800N	N
	<u>TRN</u>	<u>17,000V</u>	<u>V"</u>

PART IV

SECTION 18. Act 178, Session Laws of Hawaii 2005, as amended by Act 160, Session Laws of Hawaii 2006, is amended by adding a new section to read as follows:

"SECTION 131.1. Provided that the governor may approve the expenditure of federal stimulus funds for operating and capital improvement purposes designated with the letter (V) which are in excess of levels authorized by the legislature; provided further that the governor may allow for an increase in the federal stimulus fund authorization ceiling for the program to accommodate the expenditure of such funds; provided further that



1 prior to the governor's approval to expend these funds the
2 governor shall submit a report to the legislature."

3 SECTION 19. Act 178, Session Laws of Hawaii 2005, as
4 amended by Act 160, Session Laws of Hawaii 2006, is amended by
5 amending the definition of "means of financing" to read as
6 follows:

7 "Means of financing" (or "MOF") means the source from
8 which funds are appropriated, or authorized, as the case may be,
9 to be expended for the programs and projects specified in this
10 Act. All appropriations are followed by letter symbols. Such
11 letter symbols, where used, shall have the following meanings:

- | | | |
|----|---|--|
| 12 | A | general funds |
| 13 | B | special funds |
| 14 | C | general obligation bond fund |
| 15 | D | general obligation bond fund with debt service |
| 16 | | cost to be paid from special funds |
| 17 | E | revenue bond funds |
| 18 | J | federal aid interstate funds |
| 19 | K | federal aid primary funds |
| 20 | L | federal aid secondary funds |
| 21 | M | federal aid urban funds |



1 N other federal funds
2 R private contributions
3 S county funds
4 T trust funds
5 U interdepartmental transfers
6 V federal stimulus funds
7 W revolving funds
8 X other funds"

9 SECTION 20. Act 178, Part II, Session Laws of Hawaii 2005,
10 as amended by Act 160, Session Laws of Hawaii 2006, section 3,
11 is amended as follows:

12 1. By amending item C-1 to read:

13 "1. TRN 102 - HONOLULU INTERNATIONAL AIRPORT

		588.50*	588.50*
16	OPERATING	TRN 87,306,848B	105,611,169B
17		TRN 4,000,000N	2,425,000N
18	INVESTMENT CAPITAL	TRN 4,879,000B	19,145,000B
19		TRN E	106,812,000E
20		TRN 8,012,000N	9,135,000N
21		TRN V	25,000,000V
22		TRN 35,938,000X	88,277,000X"

23
24 2. By amending item C-7 to read:

25 "7. TRN 131 - KAHULUI AIRPORT

		149.00*	149.00*
28	OPERATING	TRN 19,423,988B	17,764,381B
29		TRN 600,000N	
30	INVESTMENT CAPITAL	TRN 3,675,000B	7,450,000B
31		TRN E	33,915,000E



TRN	2,329,000N	18,315,000N
TRN	V	11,000,000V
TRN	10,293,000X	X"

3. By amending item C-15 to read:

"15. TRN 195 - AIRPORTS ADMINISTRATION

		109.00*	109.00*
OPERATING	TRN	99,457,463B	99,146,790B
INVESTMENT CAPITAL	TRN	16,166,000B	14,376,000B
	TRN	E	4,150,000E
	TRN	29,750,000N	39,220,000N
	TRN	V	15,000,000V
	TRN	X	31,200,000X"

SECTION 21. Act 178, Session Laws of Hawaii 2005, section 85, as amended by Act 160, Session Laws of Hawaii 2006, section 5, is amended as follows:

1. By amending item C-9.02 to read:

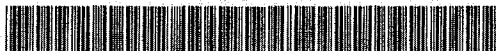
"9.02 A24B HONOLULU INTERNATIONAL AIRPORT, INLINE BAGGAGE SYSTEM IMPROVEMENTS, OAHU

CONSTRUCTION FOR INLINE BAGGAGE SYSTEM IMPROVEMENTS INCLUDING EXPLOSIVE DETECTION SYSTEMS, BAGGAGE BELT CONVEYORS AND OTHER RELATED IMPROVEMENTS. THIS PROJECT IS DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT.

CONSTRUCTION	[63,250]	88,250
TOTAL FUNDING	E	63,250E
	V	25,000V"

2. By amending item C-22.02 to read:

"22.02 D08L KAHULUI AIRPORT, INLINE BAGGAGE SYSTEM IMPROVEMENTS, MAUI



CONSTRUCTION OF INLINE BAGGAGE SYSTEM IMPROVEMENTS INCLUDING EXPLOSIVE DETECTION SYSTEMS, BAGGAGE BELT CONVEYORS AND OTHER RELATED IMPROVEMENTS. THIS PROJECT IS DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT.

CONSTRUCTION	[14,300]	25,300
TOTAL FUNDING	E	14,300E
	V	<u>11,000V"</u>

3. By amending item C-34 to read:

"C-34. F05C STRUCTURAL IMPROVEMENTS TO AIRFIELD PAVING, STATEWIDE

DESIGN AND CONSTRUCTION FOR STRUCTURAL IMPROVEMENTS TO RUNWAYS, TAXIWAYS, AND APRONS AT STATEWIDE AIRPORTS. REPLACE, RECONSTRUCTION, GROOVING, PAINTING, AND OTHER RELATED IMPROVEMENTS. THIS PROJECT IS DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT.

DESIGN	800		900
CONSTRUCTION	10,250	[11,370]	26,370
TOTAL FUNDING	TRN 3,200B		4,500B
	TRN 7,850N		7,770N
	<u>TRN</u> V		<u>15,000V"</u>

SECTION 22. Act 213, Session Laws of Hawaii 2007, as amended by Act 158, Session Laws of Hawaii 2008, is amended by amending section 167 to read as follows:

"SECTION 167. Provided that the governor may approve the expenditure of federal funds for operating and capital improvement purposes which are in excess of levels authorized by the legislature only in the event that the expenditure is made for the benefit of the public; provided further that the



1 governor may allow for an increase in the federal fund
2 authorization ceiling for the program to accommodate the
3 expenditure of such funds; provided further that prior to the
4 governor's approval to expend these funds the governor shall
5 submit a report to the legislature; provided further that the
6 report shall include the date when the program to receive the
7 federal funds was first notified that additional federal funds
8 may be available, the date that additional federal funds were
9 known to be available, and the reasons why additional federal
10 fund appropriations were not sought during the preceding
11 legislative session, and an explanation of the public benefit;
12 provided further that in the event of federal funds received as
13 a result of a natural or manmade disaster, the governor shall
14 submit notification to the legislature within five days after
15 the governor's approval to expend funds has been granted; and
16 provided further that the governor shall submit a summary report
17 of all uses of this proviso for the previous twelve month period
18 from December 1 to November 30 no later than twenty days prior
19 to the convening of the 2008 and 2009 regular sessions."



1 SECTION 23. Act 213, Session Laws of Hawaii 2007, as
2 amended by Act 158, Session Laws of Hawaii 2008, is amended by
3 adding a new section after section 167 to read as follows:

4 SECTION 167.1. Provided that the governor may approve the
5 expenditure of federal stimulus funds for operating and capital
6 improvement purposes designated with the letter V which are in
7 excess of levels authorized by the legislature; provided further
8 that the governor may allow for an increase in the federal
9 stimulus fund authorization ceiling for the program to
10 accommodate the expenditure of such funds; provided further that
11 prior to approving the expenditure of these funds the governor
12 shall submit a report to the legislature."

13 PART III

14 SECTION 24. There is appropriated out of the emergency and
15 budget reserve fund of the State of Hawaii the sum of \$8,100,000
16 or so much thereof as may be necessary for fiscal year 2008-2009
17 for adult mental health services under HTH 420.

18 The sum appropriated shall be expended by the department of
19 health.

20 SECTION 25. There is appropriated out of the emergency and
21 budget reserve fund of the State of Hawaii the sum of



1 \$14,000,000 or so much thereof as may be necessary for fiscal
2 year 2008-2009 for the Hawaii health systems corporation under
3 HTH 210.

4 The sum appropriated shall be expended by the department of
5 health.

6 PART IV

7 SECTION 26. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 27. This Act shall take effect on May 1, 2009.

APPROVED this 20 day of MAY, 2009



GOVERNOR OF THE STATE OF HAWAII

