## A BILL FOR AN ACT

MAKING AN EMERGENCY APPROPRIATION OUT OF THE BROWNFIELDS CLEANUP REVOLVING LOAN FUND.

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

- 1 SECTION 1. This Act is recommended by the governor for
- 2 immediate passage in accordance with section 9 of article VII of
- 3 the Constitution of the State of Hawaii.
- 4 SECTION 2. A critical funding emergency exists. The
- 5 department of business, economic development, and tourism
- 6 received a grant of \$2,000,000 from the federal Environmental
- 7 Protection Agency for a brownfields cleanup revolving loan
- 8 program to clean up contaminated sites. Funds under this grant
- 9 must be disbursed by the end of fiscal year 2010-2011. The
- department of business, economic development, and tourism
- 11 executed a loan with the department of Hawaiian home lands to
- 12 cleanup a contaminated site in Kapolei. Funds must be disbursed
- 13 to the department of Hawaiian home lands in fiscal year 2010-
- 14 2011. The existing ceiling of the brownfields cleanup revolving
- 15 loan fund is \$1,000,000. However, the funds which need to be
- 16 disbursed exceed \$1,000,000. Therefore, an appropriation
- increase to \$2,000,000 out of the brownfields cleanup revolving

## S.B. NO. 1242

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    loan fund is needed before the end of the fiscal year.
2
    emergency appropriation is necessary in order for the State to
3
    address this shortfall. The purpose of this Act is to
    appropriate additional moneys out of the brownfields cleanup
5
    revolving loan fund in order to complete the disbursement of
6
    funds to the department of Hawaiian home lands in fiscal year
    2010-2011.
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         SECTION 3. Act 162, Session Laws of Hawaii 2009, as
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9
    amended by Act 180, Session Laws of Hawaii 2010, is amended by
    amending item K-3 of section 3 to read as follows:
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         "3. BED144 - STATEWIDE PLANNING AND COORDINATION
11
12
                                      16.00*
                                                     12.00*
13
              OPERATING
                             BED 1,557,671A
                                               1,060,383A
                                       4.00*
14
                                                      5.00*
15
                                  2,456,810N 2,614,553N
                             BED
16
                             BED
                                  1,000,000W
                                                 [\frac{1,000,000W}{}] 2,000,000W"
         SECTION 4. Statutory material to be repealed is bracketed
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18
    and stricken. New statutory material is underscored.
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         SECTION 5. This Act shall take effect upon its approval.
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                        INTRODUCED BY:
21
22
                                       BY REQUEST
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Report Title: Emergency appropriation, Brownfields Cleanup Revolving Loan Fund

**Description:** Making an emergency appropriation to the Department of Business, Economic Development and Tourism for the Brownfields Cleanup Revolving Loan Fund.

## JUSTIFICATION SHEET

DEPARTMENT:

Business, Economic Development, and Tourism

TITLE:

A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION OUT OF THE BROWNFIELDS CLEANUP

REVOLVING LOAN FUND.

PURPOSE:

To raise the ceiling of the Brownfield Cleanup Revolving Loan Fund to a total of \$2,000,000 so that funds can be disbursed to the Department of Hawaiian Home Lands before the federal grant terminates at the end of fiscal year 2010-2011.

MEANS:

Emergency appropriation.

JUSTIFICATION:

The Department of Business, Economic Development, and Tourism received a grant of \$2,000,000 from the federal Environmental Protection Agency for a brownfields cleanup revolving loan program to clean up contaminated sites. Funds under this grant must be disbursed by the end of fiscal year 2010-2011. The Department of Business, Economic Development, and Tourism executed a loan with the Department of Hawaiian Home Lands to cleanup a contaminated site in Kapolei. Funds must be disbursed to the Department of Hawaiian Home Lands in fiscal year 2010-2011. The existing ceiling of the brownfields cleanup revolving loan fund is \$1,000,000. However, the funds which need to be disbursed exceed 1,000,000. Therefore, an appropriation increase to \$2,000,000 from the brownfields cleanup revolving loan fund is needed before the end of the fiscal year.

Impact on the public: The public will benefit from the cleanup of the contaminated site in Kapolei.

Impact on the department and other agencies:
The emergency appropriation will allow DBEDT to disburse funds to DHHL and meet its

requirements under the federal grant. The

funds will enable DHHL to cleanup a

contaminated site in Kapolei.

GENERAL FUND:

None.

OTHER FUNDS:

Federal Funds

PPBS PROGRAM

DESIGNATION:

BED 144.

OTHER AFFECTED

AGENCIES:

Department of Hawaiian Home Lands

EFFECTIVE DATE:

Upon approval.