# 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:
3	(1) Repeal and abolish various non-general funds and
4	accounts, pursuant to the recommendations made by the
5	auditor in auditor's report no. 15-17, and transfers
6	unencumbered balances to the general fund, emergency
7	and budget reserve fund, or county of Hawaii; and
8	(2) Require the department of health to examine the
9	distribution of revenues derived from fees for birth,
10	marriage, divorce, and death certificates.
11	PART II
12	SECTION 2. The purpose of this part is to repeal the early
13	intervention trust fund.
14	The legislature finds that the fund does not serve the
15	purpose for which it was created and does not meet the criteria
16	for a trust fund.

1 SECTION 3. Section 321-357, Hawaii Revised Statutes, is 2 amended as follows: 3 By amending its title and subsection (a) to read: 4 "[+] §321-357[+] Early intervention [funds;] special fund; 5 purpose and use. (a) The purpose of the early intervention 6 special fund [and early intervention trust fund] is to expand 7 and enhance early intervention services for infants and toddlers 8 with special needs by providing a cooperative funding mechanism 9 between the public and private sectors to work together to make 10 and secure appropriations and donations to the [funds.] fund." 11 2. By amending subsection (d) to read: 12 "(d) The Hawaii early intervention coordinating council 13 shall make recommendations to the department for the expenditure of moneys from the [funds.] early intervention special fund." 14 15 SECTION 4. Section 321-356, Hawaii Revised Statutes, is 16 repealed. **17** ["\$321 356 Early intervention trust fund. (a) There is 18 established in the state treasury a trust fund to be known as 19 the early intervention trust fund to be administered by the 20 department in accordance with this section.

1	(b) The trust fund shall consist of government grants and
2	private contributions including but not limited to gifts or
3	donations from corporations or other businesses, foundations,
4	individuals, and other interested parties, and income earned by
5	the trust fund. All program income consisting of federal
6	reimbursement funds received by the State for early intervention
7	funded by private donations and contributions under this part
8	shall be deposited into the trust fund."]
9	SECTION 5. On July 1, 2016, all unencumbered balances
10	remaining in the early intervention trust fund repealed by
11	section 4 of this Act shall lapse to the credit of the general
12	fund.
13	PART III
14	SECTION 6. The following funds and accounts are abolished:
15	(1) The early childhood obesity special fund
16	administratively established in fiscal year 2011-2012
17	and administered by the department of health;
18	(2) The grant for Catholic Charities-Lanakila senior
19	center special fund administratively established and
20	without any financial activity since 2007;

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	(3)	The grant for emergency foom substdy at waranae coast
2		clinic special fund administratively established and
3		without any financial activity since 2007;
4	(4)	The grant for Hawai'i primary care association dental
5		special fund administratively established and without
6	V	any financial activity since 2007;
7	(5)	The hospital-based poison center special fund
8		administratively established and without any financial
9		activity since 2006;
10	(6)	The interagency federal revenue maximization revolving
11		fund established pursuant to section 29-24, Hawaii
12		Revised Statutes, which was repealed by Act 124,
13		Session Laws of Hawaii 2011;
14	(7)	The program for all inclusive care for elderly special
15		fund administratively established and without any
16		financial activity since 2006;
17	(8)	The resources to nonprofit, community-based health
18		care special fund administratively established and
19		without any financial activity since 2006;
20	(9)	The respite services special fund administratively
21		established in 2009; and

1	(10)	The subsidy for Sc. Francis medical center-pone marro
2		special fund administratively established and without
3		any financial activity since 2007;
4	and any r	emaining unencumbered balances shall be transferred to
5	the gener	al fund.
6		PART IV
7	SECT	ION 7. The following funds and accounts are abolished
8	(1)	The funding for grant pursuant to chapter 42F, Hawaii
9		Revised Statutes, special fund administratively
10		established in 2010 for moneys appropriated from the
11		emergency and budget reserve fund through Act 191,
12		Session Laws of Hawaii 2010, and Act 25, Session Laws
13		of Hawaii 2011, which extended the lapse date to the
14		end of fiscal year 2011-2012;
15	(2)	The healthy aging partnerships program special fund
16		administratively established in 2010 for moneys from
17		the emergency and budget reserve fund authorized
18		through Act 191, Session Laws of Hawaii 2010, for
19		fiscal year 2010-2011 and Act 25, Session Laws of
20		Hawaii 2011, which extended the lapse date from June
21		30, 2011, to June 30,2012; and

1	(3) The partnership in community living program special
2	fund administratively established in 2010 for moneys
3	appropriated from the emergency and budget reserve
4	fund through Act 191, Session Laws of Hawaii 2010, and
5	Act 25, Session Laws of Hawaii 2011, which extended
6	the lapse date to the end of fiscal year 2011-2012;
7	and any remaining unencumbered balances shall be transferred to
8	the emergency and budget reserve fund established pursuant to
9	section 328L-3, Hawaii Revised Statutes.
10	PART V
11	SECTION 8. The Hilo shippers' wharf committee charitable
12	trust fund established in 1954 is abolished and any remaining
13	unencumbered balance shall be transferred to the county of
14	Hawaii pursuant to third circuit vesting order no. 03-1-0010.
15	PART VI
16	SECTION 9. The purpose of this part is to require the
17	department of health to examine the distribution of revenues
18	derived from fees for birth, marriage, divorce, and death
19	certificates.
20	SECTION 10. (a) The department of health, with the

cooperation of the department of taxation, department of budget

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1	and financ	ce, and other relevant executive departments, shall
2	conduct a	study on the distribution of revenues derived from
3	fees for l	birth, marriage, divorce, or death certificates.
4	(b)	The study shall include the following:
5	(1)	Estimated total revenues derived from the fees through
6		fiscal year 2024-2025;
7	(2)	Estimated distribution of fee revenues among the non-
8		general funds specified in section 338-14.5, Hawaii
9		Revised Statutes, through fiscal year 2024-2025;
10	(3)	Estimated budgetary needs of the agencies and programs
11		supported by the non-general funds listed in section
12		338-14.5, Hawaii Revised Statutes, through fiscal year
13		2024-2025;
14	(4)	Differences between the estimated budgetary needs of
15		the agencies and programs under paragraph (3) and
16		their estimated share of fee revenues; and
17	(5)	A recommendation on whether to:
18		(A) Continue the distribution of fee revenues to the
19		non-general funds, with or without modification;
20		or .

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1	(B) Redistribute all or most of the fee revenues to
2	the general fund and change the means of
3	financing of affected agencies and programs to
4	general funds.
5	SECTION 11. The department of health shall submit the
6	study, with its findings and recommendations, to the legislature
7	and governor no later than November 1, 2016.
8	PART VII
9	SECTION 12. Statutory material to be repealed is bracketed
10	and stricken. New statutory material is underscored.
11	SECTION 13. This Act shall take effect on July 1, 2016.

#### Report Title:

Non-General Funds; Repeal; Transfer of Balances

#### Description:

Repeals and abolishes various non-general funds and accounts, as recommended by the Auditor in Auditor's Report No. 15-17, and transfers unencumbered balances. Requires the Department of Health to conduct a study on the distribution of revenues derived from fees for birth, marriage, divorce, or death certificates. (SB2552 HD1)

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