

JAN 27 2021

A BILL FOR AN ACT

RELATING TO THE JUDICIARY.

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

1 PART I. GENERAL PROVISIONS

2 SECTION 1. This Act shall be known and may be cited as the
3 Judiciary Appropriations Act of 2021.

4 SECTION 2. Unless otherwise clear from the context, as
5 used in this Act:

6 "Means of financing" or "MOF" means the source from which
7 funds are appropriated or authorized, as the case may be, to be
8 expended for the programs and projects specified in this Act.

9 All appropriations are followed by letter symbols. The letter
10 symbol, where used, shall have the following meaning:

11 C General obligation bond funds

12 "Position ceiling" means the maximum number of permanent or
13 temporary positions authorized for a particular program during a
14 specified period or periods, as noted by an asterisk or pound
15 sign, respectively.



1 "Program ID" means the unique identifier for the specific
2 program, and consists of the abbreviation for the judiciary
3 (JUD) followed by a designated number for the program.

4 PART II. PROGRAM APPROPRIATIONS

5 SECTION 3. The following sums, or so much thereof as may
6 be sufficient to accomplish the purposes and programs designated
7 herein, are appropriated or authorized from the sources of
8 funding specified to the judiciary for the fiscal biennium
9 beginning July 1, 2021, and ending June 30, 2023. The total
10 expenditures and the number of permanent and temporary positions
11 established in each fiscal year of the fiscal biennium shall not
12 exceed the sums and the position ceilings indicated for each
13 year, except as provided in this Act.



PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2021-2022	M O F	FISCAL YEAR 2022-2023	M O F

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1.	JUD601 - ADMINISTRATION						
	INVESTMENT CAPITAL		JUD	22,016,000C		18,605,000C	



1 PART III. PROGRAM PROVISIONS

2 SECTION 4. Provided that whenever the need arises, the
3 chief justice, in administering an equitable and expeditious
4 judicial process, may transfer sufficient funds and positions
5 between programs for operating purposes; and provided further
6 that no transfer shall be made to implement any collective
7 bargaining contract signed after this legislature adjourns sine
8 die.

9 SECTION 5. Provided that if the chief justice, any agency,
10 or any government unit secures federal funds or other property
11 under any act of Congress, or any funds or other property from
12 private organizations or individuals, that are to be expended in
13 connection with any program or works authorized by this Act or
14 otherwise, the chief justice, or the agency with the chief
15 justice's approval, may enter into the undertaking with the
16 federal government, private organization, or individual.

17 SECTION 6. Provided that the judiciary may transfer
18 savings from its general fund appropriation to the driver
19 education and training fund to accommodate any temporary cash
20 flow deficits.



1 PART IV. CAPITAL IMPROVEMENT PROJECTS
2 SECTION 7. The sum of \$40,621,000 appropriated or
3 authorized in part II of this Act for capital improvement
4 projects shall be expended by the judiciary for the projects
5 listed below; provided that several related or similar projects
6 may be combined into a single project, if a combination is
7 advantageous or convenient for implementation; and provided
8 further that the total cost of the projects thus combined shall
9 not exceed the total of the sums specified for the projects
10 separately. The amount after each cost element and the total
11 funding for each project listed in this part are in thousands of
12 dollars.



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2021-2022	M O F	FISCAL YEAR 2022-2023	M O F
1	A.	ECONOMIC DEVELOPMENT					
2		JUD601 - ADMINISTRATION					
3							
4	1.	KAAHUMANU HALE, FIRE ALARM AND					
5		ELEVATOR SYSTEMS UPGRADE AND					
6		MODERNIZATION, OAHU					
7							
8		CONSTRUCTION FOR FIRE ALARM AND					
9		ELEVATOR SYSTEMS UPGRADE AND					
10		MODERNIZATION AT KAAHUMANU HALE.					
11		TOTAL FUNDING	JUD	6,070	C	7,950	C
12							
13	2.	LUMP SUM CIP FOR JUDICIARY					
14		FACILITIES, STATEWIDE					
15							
16		PLANS, DESIGN, CONSTRUCTION, AND					
17		EQUIPMENT FOR THE GENERAL ALTERATIONS,					
18		UPGRADES, AND IMPROVEMENTS TO JUDICIARY					
19		FACILITIES, STATEWIDE.					
20		TOTAL FUNDING	JUD	3,000	C	3,000	C
21							
22	3.	HOAPILI HALE, PARKING STRUCTURE					
23		PIPING RENOVATIONS, MAUI					
24							
25		DESIGN AND CONSTRUCTION FOR PARKING					
26		STRUCTURE PIPING RENOVATIONS AT HOAPILI					
27		HALE FOR THE STORM DRAIN, FIRE					
28		SUPPRESSION, SEWER, AND AIR CONDITIONING					
29		(CHILLED WATER) PIPING SYSTEMS.					
30		TOTAL FUNDING	JUD	2,886	C	1,535	C
31							
32	4.	KAUAI JUDICIARY COMPLEX, REROOF PHASE					
33		3, KAUAI					
34							
35		DESIGN AND CONSTRUCTION TO REROOF AND					
36		REPAIR LEAKS AND DAMAGES AT KAUAI					
37		JUDICIARY COMPLEX.					
38		TOTAL FUNDING	JUD	3,900	C		C
39							
40	5.	KAPUAIWA BUILDING, ROOF REPLACEMENT					
41		AND DRAINAGE UPGRADES, OAHU					
42							



CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2021-2022	M O F	FISCAL YEAR 2022-2023	M O F
		CONSTRUCTION TO REPLACE ROOF AND UPGRADE DRAINAGE AT KAPUAIWA BUILDING.					
		TOTAL FUNDING	JUD		C	1,400	C
6.		ALIIOLANI HALE, AIR CONDITIONING UPGRADES, OAHU					
		DESIGN, CONSTRUCTION, AND EQUIPMENT FOR A/C SYSTEMS UPGRADE AT ALIIOLANI HALE.					
		TOTAL FUNDING	JUD	3,700	C		C
7.		RONALD T.Y. MOON JUDICIARY COMPLEX, NEW CHILLER AND NEW PHOTOVOLTAIC SYSTEM, OAHU					
		DESIGN AND CONSTRUCTION FOR NEW CHILLER AND PHOTOVOLTAIC SYSTEM AT RONALD T.Y. MOON JUDICIARY COMPLEX.					
		TOTAL FUNDING	JUD	1,520	C	2,520	C
8.		HOAPILI HALE, SECURITY IMPROVEMENTS, MAUI					
		DESIGN AND CONSTRUCTION FOR SECURITY IMPROVEMENTS AT HOAPILI HALE.					
		TOTAL FUNDING	JUD		C	2,200	C
9.		KAAHUMANU HALE, SHERIFF STATION RENOVATION, OAHU					
		DESIGN AND CONSTRUCTION FOR SHERIFF STATION AT KAAHUMANU HALE.					
		TOTAL FUNDING	JUD	940	C		C

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1 PART V. ISSUANCE OF BONDS

2 SECTION 8. General obligation bonds may be issued, as
3 provided by law, to yield the amount that may be necessary to
4 finance projects authorized in part II and listed in part IV of
5 this Act; provided that the sum total of the general obligation
6 bonds so issued shall not exceed \$40,621,000.

7 PART VI. SPECIAL PROVISIONS

8 SECTION 9. Any law or any provision of this Act to the
9 contrary notwithstanding, the appropriations made for capital
10 improvement projects authorized in part II and listed in part IV
11 of this Act shall not lapse at the end of the fiscal year for
12 which the appropriations are made; provided that all
13 appropriations made for fiscal year 2021-2022 and fiscal year
14 2022-2023 that are unencumbered as of June 30, 2024, shall lapse
15 as of that date.

16 SECTION 10. The judiciary may delegate to other state or
17 county agencies the planning, acquisition of land, design,
18 construction, and equipment of any capital improvement project
19 when it is determined by the judiciary to be advantageous to do
20 so.

1 SECTION 11. All unrequired balances in the general
2 obligation bond fund, after the objectives of part II
3 appropriations for capital improvements program purposes listed
4 as projects in part IV of this Act have been met, shall be
5 transferred to the judiciary project adjustment fund.

6 SECTION 12. If the amount allocated from the general
7 obligation bond fund for a capital improvement project listed in
8 part IV of this Act is insufficient, the chief justice may make
9 supplemental allotments from the project adjustment fund;
10 provided that supplemental allotments shall not be used to
11 increase the scope of the project.

12 SECTION 13. Where it has been determined that changed
13 conditions, such as a reduction in the particular population
14 being served, permit the reduction in the scope of a project
15 listed in part IV of this Act, the chief justice may authorize a
16 reduction of project scope.

17 SECTION 14. The chief justice shall determine when and the
18 manner in which the authorized capital improvement projects
19 shall be initiated. The chief justice shall notify the governor
20 from time to time of the specific amounts required for the



1 projects, and the governor shall provide for those amounts
2 through the issuance of bonds authorized in part V of this Act.

3 SECTION 15. Any law or any provision of this Act to the
4 contrary notwithstanding, the chief justice may supplement funds
5 for any cost element of a capital improvement project authorized
6 under this Act by transferring sums as may be needed from the
7 funds appropriated for other cost elements of the same project
8 by this Act or by any other prior or future Act that has not
9 lapsed; provided that the total expenditure of funds for all
10 cost elements of the project shall not exceed the total
11 appropriation for that project.

12 PART VII. MISCELLANEOUS PROVISIONS AND EFFECTIVE DATE

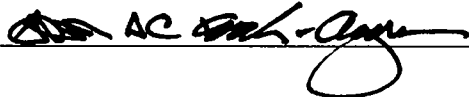

13 SECTION 16. If any portion of this Act or its application
14 to any person or circumstances is held to be invalid for any
15 reason, the remainder of the Act and any provision thereof shall
16 not be affected. If any portion of a specific appropriation is
17 held to be invalid for any reason, the remaining portion shall
18 be independent of the invalid portion and shall be expended to
19 fulfill the objective and intent of the appropriation to the
20 extent possible.



1 SECTION 17. If any manifest clerical, typographical, or
2 other mechanical error is found in this Act, the chief justice
3 may correct the error. All changes made pursuant to this
4 section shall be reported to the legislature at its next regular
5 session.

6 SECTION 18. This Act shall take effect on July 1, 2021.

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INTRODUCED BY:  AC 



S.B. NO. 1257

Report Title:

Judiciary; Capital Improvement Projects

Description:

Makes appropriations to the judiciary for capital improvement projects for the fiscal biennium beginning 7/1/2021 and ending 6/30/2023.

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

