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# 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 2023.

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 symbols, where used, shall have the following meanings:

- 11           A     General funds
- 12           B     Special funds
- 13           C     General obligation bond funds
- 14           N     Federal funds
- 15           W     Revolving funds

16           "Position ceiling" means the maximum number of permanent or  
17 temporary positions authorized for a particular program during a



1 specified period or periods, as noted by an asterisk or pound  
2 sign, respectively.

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

6 **PART II. PROGRAM APPROPRIATIONS**

7 SECTION 3. The following sums, or so much thereof as may  
8 be sufficient to accomplish the purposes and programs designated  
9 herein, are appropriated or authorized from the sources of  
10 funding specified to the judiciary for the fiscal biennium  
11 beginning July 1, 2023, and ending June 30, 2025. The total  
12 expenditures and the number of permanent and temporary positions  
13 established in each fiscal year of the fiscal biennium shall not  
14 exceed the sums and the position ceilings indicated for each  
15 year, except as provided in this Act.



PROGRAM APPROPRIATIONS

| ITEM NO. | PROG. ID            | PROGRAM                                | EXPENDING AGENCY | APPROPRIATIONS        |       |                       |       |
|----------|---------------------|--|------------------|-----------------------|-------|-----------------------|-------|
|          |                     |  |                  | FISCAL YEAR 2023-2024 | M O F | FISCAL YEAR 2024-2025 | M O F |
| 1        | The Judicial System |  |                  |                       |       |                       |       |
| 2        | 1.                  | JUD101 - COURTS OF APPEAL              |                  |                       |       |                       |       |
| 3        |                     |  |                  | 82.00                 | *     | 82.00                 | *     |
| 4        |                     |  |                  | 1.48                  | #     | 1.48                  | #     |
| 5        |                     | OPERATING                              | JUD              | 8,649,904             | A     | 8,960,647             | A     |
| 6        |                     |  |                  |                       |       |                       |       |
| 7        | 2.                  | JUD310 - FIRST JUDICIAL CIRCUIT        |                  |                       |       |                       |       |
| 8        |                     |  |                  | 1,107.50              | *     | 1,107.50              | *     |
| 9        |                     |  |                  | 64.58                 | #     | 64.58                 | #     |
| 10       |                     | OPERATING                              | JUD              | 93,530,037            | A     | 95,881,481            | A     |
| 11       |                     |  |                  | 35.00                 | *     | 35.00                 | *     |
| 12       |                     |  | JUD              | 4,177,883             | B     | 4,261,273             | B     |
| 13       |                     |  |                  |                       |       |                       |       |
| 14       | 3.                  | JUD320 - SECOND JUDICIAL CIRCUIT       |                  |                       |       |                       |       |
| 15       |                     |  |                  | 210.50                | *     | 210.50                | *     |
| 16       |                     |  |                  | 1.68                  | #     | 1.68                  | #     |
| 17       |                     | OPERATING                              | JUD              | 19,398,739            | A     | 19,951,098            | A     |
| 18       |                     |  |                  |                       |       |                       |       |
| 19       | 4.                  | JUD330 - THIRD JUDICIAL CIRCUIT        |                  |                       |       |                       |       |
| 20       |                     |  |                  | 242.00                | *     | 242.00                | *     |
| 21       |                     |  |                  | 5.20                  | #     | 5.20                  | #     |
| 22       |                     | OPERATING                              | JUD              | 23,437,911            | A     | 24,063,817            | A     |
| 23       |                     |  |                  |                       |       |                       |       |
| 24       | 5.                  | JUD350 - FIFTH JUDICIAL CIRCUIT        |                  |                       |       |                       |       |
| 25       |                     |  |                  | 103.00                | *     | 103.00                | *     |
| 26       |                     |  |                  | 2.60                  | #     | 2.60                  | #     |
| 27       |                     | OPERATING                              | JUD              | 8,755,703             | A     | 9,004,124             | A     |
| 28       |                     |  |                  |                       |       |                       |       |
| 29       | 6.                  | JUD501 - JUDICIAL SELECTION COMMISSION |                  |                       |       |                       |       |
| 30       |                     |  |                  | 1.00                  | *     | 1.00                  | *     |
| 31       |                     | OPERATING                              | JUD              | 110,099               | A     | 114,074               | A     |
| 32       |                     |  |                  |                       |       |                       |       |
| 33       | 7.                  | JUD601 - ADMINISTRATION                |                  |                       |       |                       |       |
| 34       |                     |  |                  | 228.00                | *     | 228.00                | *     |
| 35       |                     |  |                  | 8.48                  | #     | 8.48                  | #     |
| 36       |                     | OPERATING                              | JUD              | 32,721,813            | A     | 32,829,363            | A     |
| 37       |                     |  |                  | 1.00                  | *     | 1.00                  | *     |
| 38       |                     |  |                  | 9.00                  | #     | 9.00                  | #     |
| 39       |                     |  | JUD              | 8,195,369             | B     | 8,241,219             | B     |
| 40       |                     |  | JUD              | 343,261               | W     | 343,261               | W     |
| 41       |                     | INVESTMENT CAPITAL                     | JUD              | 3,000,000             | A     |                       | A     |
| 42       |                     |  | JUD              | 12,730,000            | C     |                       | C     |
| 43       |                     |  |                  |                       |       |                       |       |



**PART III. CAPITAL IMPROVEMENT PROJECTS**

1                   SECTION 4. The sum of \$15,730,000 appropriated or  
2  
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; provided further  
8 that the total cost of the projects thus combined shall not  
9 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 2023-2024     | M O F | FISCAL YEAR 2024-2025 | M O F |
| 1        | A.                  | ECONOMIC DEVELOPMENT  |                  |                           |       |                       |       |
| 2        |                     | JUD601 - ADMINISTRATION   |                  |                           |       |                       |       |
| 3        |                     |   |                  |                           |       |                       |       |
| 4        | 1.                  | NON-POSITION-RELATED FURNISHINGS AND EQUIPMENT FOR NEW JUDICIARY COMPLEX AT WAHIAWA CIVIC CENTER, OAHU  |                  |                           |       |                       |       |
| 5        |                     |   |                  |                           |       |                       |       |
| 6        |                     |   |                  |                           |       |                       |       |
| 7        |                     |   |                  |                           |       |                       |       |
| 8        |                     | NON-POSITION-RELATED FURNISHINGS AND EQUIPMENT FOR NEW JUDICIARY COMPLEX AT WAHIAWA CIVIC CENTER, OAHU. |                  |                           |       |                       |       |
| 9        |                     |   |                  |                           |       |                       |       |
| 10       |                     |   |                  |                           |       |                       |       |
| 11       |                     | TOTAL FUNDING   | JUD              | 775                       | C     |                       | C     |
| 12       |                     |   |                  |                           |       |                       |       |
| 13       | 2.                  | KAAHUMANU HALE ELEVATOR SYSTEMS UPGRADES AND MODERNIZATION, MAUI  |                  |                           |       |                       |       |
| 14       |                     |   |                  |                           |       |                       |       |
| 15       |                     |   |                  |                           |       |                       |       |
| 16       |                     | CONSTRUCTION FOR ELEVATOR SYSTEMS UPGRADES AND MODERNIZATION AT KAAHUMANU HALE, OAHU.                   |                  |                           |       |                       |       |
| 17       |                     |   |                  |                           |       |                       |       |
| 18       |                     |   |                  |                           |       |                       |       |
| 19       |                     | TOTAL FUNDING   | JUD              | 4,505                     | C     |                       | C     |
| 20       |                     |   |                  |                           |       |                       |       |
| 21       | 3.                  | HOAPILI HALE REDIRECTION OF CONDENSATE, MAUI  |                  |                           |       |                       |       |
| 22       |                     |   |                  |                           |       |                       |       |
| 23       |                     |   |                  |                           |       |                       |       |
| 24       |                     | PLANS AND DESIGN FOR REDIRECTION OF CONDENSATE DISCHARGE AT HOAPILI HALE, MAUI.                         |                  |                           |       |                       |       |
| 25       |                     |   |                  |                           |       |                       |       |
| 26       |                     |   |                  |                           |       |                       |       |
| 27       |                     | TOTAL FUNDING   | JUD              | 300                       | C     |                       | C     |
| 28       |                     |   |                  |                           |       |                       |       |
| 29       | 4.                  | KAUAI JUDICIARY COMPLEX REROOFING AND RELATED IMPROVEMENTS PHASE 3, KAUAI                               |                  |                           |       |                       |       |
| 30       |                     |   |                  |                           |       |                       |       |
| 31       |                     |   |                  |                           |       |                       |       |
| 32       |                     | DESIGN AND CONSTRUCTION TO REROOF AND REPAIR LEAKS AND DAMAGES AT KAUAI JUDICIARY COMPLEX, KAUAI.       |                  |                           |       |                       |       |
| 33       |                     |   |                  |                           |       |                       |       |
| 34       |                     | TOTAL FUNDING   | JUD              | 4,150                     | C     |                       | C     |
| 35       |                     |   |                  |                           |       |                       |       |
| 36       |                     |   |                  |                           |       |                       |       |
| 37       | 5.                  | ALIIOLANI HALE A/C REPLACEMENT, OAHU  |                  |                           |       |                       |       |
| 38       |                     |   |                  |                           |       |                       |       |
| 39       |                     | CONSTRUCTION AND EQUIPMENT FOR A/C SYSTEM REPLACEMENT AT ALIIOLANI HALE, OAHU.                          |                  |                           |       |                       |       |
| 40       |                     |   |                  |                           |       |                       |       |
| 41       |                     | TOTAL FUNDING   | JUD              | 3,000                     | C     |                       | C     |
| 42       |                     |   |                  |                           |       |                       |       |
| 43       |                     |   |                  |                           |       |                       |       |
| 44       |                     |   |                  |                           |       |                       |       |



CAPITAL IMPROVEMENT PROJECTS

| ITEM NO. | CAPITAL PROJECT NO. | TITLE  | EXPENDING AGENCY | APPROPRIATIONS (IN 000'S) |       |                       |       |
|----------|---------------------|--|------------------|---------------------------|-------|-----------------------|-------|
|          |                     |  |                  | FISCAL YEAR 2023-2024     | M O F | FISCAL YEAR 2024-2025 | M O F |
| 6.       |                     | LUMP SUM CIP FOR JUDICIARY FACILITIES, STATEWIDE   |                  |                           |       |                       |       |
|          |                     | PLANS, DESIGN, CONSTRUCTION AND EQUIPMENT FOR GENERAL ALTERATIONS, UPGRADES AND IMPROVEMENTS TO JUDICIARY FACILITIES, STATEWIDE. |                  |                           |       |                       |       |
|          |                     | TOTAL FUNDING  | JUD              | 3,000                     | A     |                       | A     |

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1                                   **PART IV. ISSUANCE OF BONDS**

2           SECTION 5. 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 III of  
5 this Act; provided that the sum total of the general obligation  
6 bonds so issued shall not exceed \$12,730,000.

7                                   **PART V. SPECIAL PROVISIONS**

8           SECTION 6. 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  
11 III of this Act shall not lapse at the end of the fiscal year  
12 for which the appropriations are made; provided that all  
13 appropriations made for fiscal year 2023-2024 and fiscal year  
14 2024-2025 that are unencumbered as of June 30, 2026, shall lapse  
15 as of that date.

16           SECTION 7. 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 8. 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 III of this Act have been met, shall be  
5 transferred to the judiciary project adjustment fund.

6 SECTION 9. If the amount allocated from the general  
7 obligation bond fund for a capital improvement project listed in  
8 part III 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 10. 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 III of this Act, the chief justice may authorize  
16 the reduction of project scope.

17 SECTION 11. 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 IV of this Act.

3 SECTION 12. 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 for the project shall not exceed the total  
11 appropriation for that project.

12 **PART VI. MISCELLANEOUS PROVISIONS AND**  
13 **EFFECTIVE DATE**

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



1 SECTION 14. 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 15. This Act shall take effect on July 1, 2023.



**Report Title:**

Judiciary Package; Appropriations; Budget

**Description:**

Appropriates funds for the Judiciary for the fiscal biennium beginning 7/1/2023 and ending 6/30/2025. (SD3)

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

