A BILL FOR AN ACT

PART I. GENERAL PROVISIONS

RELATING TO THE JUDICIARY.

1

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

	•
2	SECTION 1. This Act shall be known and may be cited as the
3	Judiciary Improvements 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	symbol, where used, shall have the following meaning:
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 elsewhere in this Act.

S.B. NO. 538 S.D. 2 H.D. 1

PROGRAM APPROPRIATIONS

	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
ITEM PROG. NO. ID			FISCAL YEAR 2023-2024	M O F	FISCAL YEAR 2024-2025	M O F
THE JUDICIAL SYSTEM 1. JUD601 - ADMINISTRATION INVESTMENT CAPITAL						

1 PART III. CAPITAL IMPROVEMENT PROJECTS

- 2 SECTION 4. The sum of \$16,225,000 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; 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

					APPROPE	RIATI	ONS (IN 000'S)	
	ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	FISCAL YEAR 2023-2024		FISCAL YEAR 2024-2025	M O F
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17								
		OAHU.	ACEMENT AT ALIIOI L FUNDING	JUD	3,00	0 C		С
	2.	CONDENS PLANS A CONDENSATE MAUI.	HALE REDIRECTION ATE, MAUI ND DESIGN FOR RED DISCHARGE AT HOAE L FUNDING	IRECTION OF	30	0 C		С
18 19 20 21 22 23 24	3.	KAAHUMA UPGRADE CONSTRU UPGRADES AN HALE, OAHU.						
25 26 27 28 29 30 31 32 33	4.	KAUAI J RELATED DESIGN REPAIR LEAK JUDICIARY C	L FUNDING UDICIARY COMPLEX IMPROVEMENTS PHA AND CONSTRUCTION S AND DAMAGES AT OMPLEX, KAUAI. L FUNDING	SE 3, KAUAI TO REROOF AND	5,00 4,15			C

CAPITAL IMPROVEMENT PROJECTS

		MANAGE TO SERVICE TO S		APPROPRIATIONS (IN 000'S)			
ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	FISCAL YEAR 2023-2024		YEAR	M O F
•							
5.		4 CIP FOR JUDICI ES, STATEWIDE	ARY				
	PLANS, DESIGN, CONSTRUCTION, AND EQUIPMENT FOR GENERAL ALTERATIONS, UPGRADES, AND IMPROVEMENTS TO JUDICIARY FACILITIES, STATEWIDE.						
	•	L FUNDING	JUD	3,00	0 A		A
6.	EQUIPMEN	NON-POSITION-RELATED FURNISHINGS AND EQUIPMENT FOR NEW JUDICIARY COMPLEX AT WAHIAWA CIVIC CENTER, OAHU					
	EQUIPMENT FO	NON-POSITION-RELATED FURNISHINGS AND EQUIPMENT FOR NEW JUDICIARY COMPLEX AT WAHIAWA CIVIC CENTER, OAHU.					
		FUNDING	JUD	77	5 C		С

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 \$13,225,000.

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 a 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 of the project shall not exceed the total
- 11 appropriation for that project.
- 12 PART VI. MISCELLANEOUS PROVISIONS AND EFFECTIVE DATE
- 13 SECTION 13. 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 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 January 7, 2059.

S.B. NO. 538 S.D. 2 H.D. 1

Report Title:

Judiciary; Capital Improvement Projects; Appropriations

Description:

Makes appropriations to the Judiciary for capital improvement projects for the fiscal biennium beginning 7/1/2023, and ending 6/30/2025. Effective 1/7/2059. (HD1)

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