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**A BILL FOR AN ACT**

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH.

**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. In accordance with section 9 of article VII of  
5 the Constitution of the State of Hawaii and sections 37-91 and  
6 37-93, Hawaii Revised Statutes, the legislature has determined  
7 that the general fund expenditure ceiling for fiscal year 2023-  
8 2024 has already been exceeded by \$1,005,342,735 or 9.4 per  
9 cent. The appropriation contained in this Act will cause the  
10 state general fund expenditure ceiling for fiscal year 2023-2024  
11 to be further exceeded by \$1,500,000 or one per cent. This  
12 declaration considers the additional general fund appropriations  
13 authorized for fiscal year 2023-2024 in this Act only. The  
14 reasons for exceeding the general fund expenditure ceiling are  
15 that:

16           (1) The appropriations made in this Act are necessary to  
17           serve the public interest; and

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1           (2) The appropriations made in this Act meet the needs  
2           addressed by this Act.

3           SECTION 3. The legislature finds that several instances of  
4 asbestos disturbance have been reported at the department of  
5 health's main offices at Kinau Hale, located at 1250 Punchbowl  
6 Street, Honolulu, Oahu. Ambient air sampling by a private  
7 environmental and industrial health and safety vendor throughout  
8 the building found that any fibers in the air are at a level  
9 below the minimum detection level. These minimum detection  
10 levels are lower than the U.S. Occupational Safety and Health  
11 Administration's actionable threshold of 0.1 fibers/cc, as well  
12 as the more stringent industry standard for clearance level of  
13 0.01 fibers/cc.

14           Although testing confirms that the air in Kinau Hale is  
15 safe, these incidents are occurring more often, and the  
16 building's overall condition is poor and has been steadily  
17 deteriorating. A major incident, such as heavy rains causing  
18 massive roof leaks, could turn the building into a localized  
19 public health emergency.

20           The legislature further finds that Kinau Hale's location on  
21 a large parcel adjacent to private medical facilities would make  
22 it suitable for mixed-use redevelopment including the

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1 department's offices and private clinical facilities in a  
2 public-private partnership.

3 Therefore, the purposes of this Act are to make an  
4 emergency appropriation to the department of health for  
5 emergency asbestos remediation and temporary relocation of the  
6 main offices of the department of health, if necessary, and  
7 preliminary planning for redevelopment of the site.

8 SECTION 4. There is appropriated out of the general  
9 revenues of the State of Hawaii the sum of \$1,500,000 or so much  
10 thereof as may be necessary for fiscal year 2023-2024 for moving  
11 costs and other expenses associated with relocating the  
12 department of health's offices at 1250 Punchbowl Street,  
13 Honolulu, Oahu.

14 The sum appropriated shall be expended by the department of  
15 health for the purposes of the Act.

16 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY: \_\_\_\_\_

*Jan*

19

BY REQUEST

JAN 2 '24

# H .B. NO. 2454

**Report Title:**

DOH; Emergency Appropriation; Expenditure Ceiling

**Description:**

Makes an emergency appropriation for asbestos remediation to temporarily relocate Department of Health offices and begin preliminary planning for the redevelopment of the Kinau Hale site.

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

JUSTIFICATION SHEET

DEPARTMENT: Health

TITLE: A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH.

PURPOSE: To make an emergency appropriation to the Department for emergency asbestos remediation and temporary relocation of the main offices of the Department, if necessary, and preliminary planning for redevelopment of the site.

MEANS: Appropriation of funds.

JUSTIFICATION: The Department's main offices at Kinau Hale are in a dilapidated condition, which contributes to increasingly frequent disturbances of asbestos. Although ambient air testing confirms that the air in the building is safe, a major incident such as heavy rains causing massive roof leaks may significantly elevate risk.

In addition, Kinau Hale's location, which is on a large parcel close to private medical facilities, would make it suitable for mixed-use redevelopment that could include the Department's offices and private clinical facilities in a public-private partnership.

Funding is needed on an expedited basis to cover the expenses of temporarily relocating the Department's offices and employees to other departmental offices in the event of a major asbestos disturbance requiring immediate evacuation, and for preliminary planning for the redevelopment on the parcel on which Kinau Hale is built.

Impact on the public: This bill will reduce disruption of public health operations and services if major asbestos remediation is required.

Impact on the department and other agencies:

This bill will allow the Department to relocate its employees to a safe and healthy working environment and plan for the redevelopment of its main offices.

GENERAL FUND: \$1,500,000.

OTHER FUNDS: None.

PPBS PROGRAM  
DESIGNATION: HTH-907.

OTHER AFFECTED  
AGENCIES: None.

EFFECTIVE DATE: Upon approval.