

---

---

# A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.

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

1           SECTION 1. The legislature finds that Act 279, Session  
2 Laws of Hawaii 2022 (Act 279), appropriated out of the general  
3 revenues of the State of Hawaii the sum of \$600,000,000 or so  
4 much thereof as may be necessary for fiscal year 2021-2022 to  
5 provide a multi-pronged approach to reducing the over twenty-  
6 eight thousand applicants on the department of Hawaiian home  
7 lands waiting list.

8           The legislature further finds that Act 279 stipulated that  
9 any moneys not encumbered for specific purposes shall lapse to  
10 the general fund on June 30, 2025. Article VII, section 11, of  
11 the Hawaii State Constitution, in part, provides that no general  
12 funds appropriation shall be for a period exceeding three years.  
13 This provision therefore permits the encumbrance of biennial  
14 appropriations one year beyond the biennial period, or no later  
15 than June 30, 2024, for the fiscal biennium 2021-2023.  
16 Accordingly, unencumbered funds appropriated by Act 279 will  
17 lapse on June 30, 2024.



1           The purpose of this Act is to make a new appropriation of  
2 general funds for fiscal year 2024-2025 to make up for any Act  
3 279 funds that lapse on June 30, 2024, in order to give  
4 practical effect to the legislature's intent for the  
5 appropriation in Act 279.

6           SECTION 2. Act 279, Session Laws of Hawaii 2022, is  
7 amended by amending section 6 to read as follows:

8           "SECTION 6. There is appropriated out of the general  
9 revenues of the State of Hawaii the sum of \$600,000,000 or so  
10 much there of as may be necessary for fiscal year 2021-2022 for  
11 the purposes of this Act; provided that any moneys not expended  
12 or encumbered for specific purposes shall lapse to the general  
13 fund on June 30, [~~2025.~~] 2024.

14           The sum appropriated shall be expended by the department of  
15 Hawaiian home lands for the purposes of this Act."

16           SECTION 3. There is appropriated out of the general  
17 revenues of the State of Hawaii the sum of \$                    or so  
18 much thereof as may be necessary for fiscal year 2024-2025.

19           The sum appropriated shall be expended by the department of  
20 Hawaiian home lands for the purposes of Act 279, Session Laws of  
21 Hawaii 2022.



1 SECTION 4. In accordance with section 9 of article VII, of  
2 the Constitution of the State of Hawaii and sections 37-91 and  
3 37-93, Hawaii Revised Statutes, the legislature has determined  
4 that the appropriation contained in this Act will cause the  
5 state general fund expenditure ceiling for fiscal year 2024-2025  
6 to be exceeded by \$ , or per cent. The reasons  
7 for exceeding the general fund expenditure ceiling are that the  
8 appropriation made in this Act is necessary to serve the public  
9 interest and to meet the needs provided for by this Act.

10 SECTION 5. If any provision of this Act, or the  
11 application thereof to any person or circumstance, is held  
12 invalid, the invalidity does not affect other provisions or  
13 applications of the Act that can be given effect without the  
14 invalid provision or application, and to this end the provisions  
15 of this Act are severable.

16 SECTION 6. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.

18 SECTION 7. This Act shall take effect on July 1, 2050.



**Report Title:**

DHHL; Beneficiaries; Waiting List; Appropriation; Expenditure Ceiling

**Description:**

Gives practical effect to the intent of the Legislature that funds appropriated in Act 279, SLH 2022, be available for expenditure until 6/30/2025. Appropriates funds. Effective 7/1/2050. (HD1)

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

