
A BILL FOR AN ACT

RELATING TO CIVIL AIR PATROL.

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

1 SECTION 1. The legislature finds that for more than
2 seventy-five years, the civil air patrol has assisted emergency
3 management agencies throughout the nation with response and
4 recovery efforts during and after a disaster. The civil air
5 patrol is a non-profit organization and an auxiliary of the
6 United States Air Force, and its missions include emergency
7 services, aerospace education, and cadet programs. Civil air
8 patrol members are volunteers who serve as pilots, scanners, and
9 ground crew to fulfill its mission.

10 The legislature further finds that the civil air patrol
11 emergency response and recovery activities have included search
12 and rescue efforts, damage assessments, aerial photography of
13 impacted areas, alerts and notifications, and the transportation
14 of supplies. Most recently, the civil air patrol assisted with
15 the Maui wildfires, providing aerial reconnaissance to help
16 fight the fires once the high winds made it safe to do so.
17 Photographs taken as part of the aerial reconnaissance were used



1 to document and provide detailed information for search and
2 rescue and damage assessment. The civil air patrol also
3 conducted aerial reconnaissance of the State after the severe
4 weather incident in December 2021. Those photographs were
5 instrumental in documenting the damage to roadways on the island
6 of Maui and were included in the State's application for a
7 federal disaster declaration. Similar missions were conducted
8 on the island of Hawaii during the Kilauea volcanic eruptions
9 and on the island of Kauai during the recent flood events. In
10 situations where the State has been threatened by a tsunami, the
11 civil air patrol was called upon to alert remote areas by using
12 speakers mounted to civil air patrol aircraft in areas not
13 serviced by outdoor alert system speakers.

14 The legislature also finds that the Hawaii wing of the
15 civil air patrol conducted these activities for years with state
16 funding for operational expenses. However, that funding ceased
17 in 2019 and was only recently reappropriated in 2023.

18 Accordingly, the purpose of this Act is to appropriate
19 funds for civilian auxiliary aviation operations of the type
20 performed by the civil air patrol.



1 SECTION 2. Section 42F-103, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) In addition, a grant may be made to an organization
4 only if the organization:

5 (1) Is either:

6 (A) Incorporated under the laws of the State; or

7 (B) Spends at least ninety per cent of its operating
8 budget in the State; and

9 (C) Registered with the department of commerce and
10 consumer affairs and in possession of a valid
11 certificate of vendor compliance issued by the
12 State that documents the organization's
13 compliance and good standing with the United
14 States Internal Revenue Service, department of
15 taxation, department of labor and industrial
16 relations, and department of commerce and
17 consumer affairs; and

18 (2) Has bylaws or policies that describe the manner in
19 which the activities or services for which a grant is
20 awarded shall be conducted or provided[-]; provided
21 that the requirements of this subsection shall not



1 apply to any incorporated agency or instrumentality of
2 the United States, wholly owned by the United States,
3 or by a corporation wholly owned by the United
4 States."

5 SECTION 3. Section 261-6, Hawaii Revised Statutes, is
6 amended by amending subsection (a) to read as follows:

7 "(a) ~~[Beginning]~~ Notwithstanding any law to the contrary,
8 including chapter 42F, beginning in fiscal year [1988-1989 and
9 in accordance with chapter 42F,] 2024-2025, the sum of \$190,600
10 annually or so much thereof as may be necessary shall be
11 ~~[granted]~~ appropriated by the legislature from the general fund
12 to carry on the operations and defray the expenses of the Hawaii
13 wing, civil air patrol; provided that not less than ~~[\$3,000]~~
14 \$10,000 shall be allocated to each Hawaii based civil air patrol
15 unit that meets minimum requirements established by national
16 headquarters and has demonstrated its capability to respond to
17 emergencies within the State. Beginning in fiscal year 2025-
18 2026, funds required to be appropriated under this subsection
19 shall be included in the department of defense's annual budget
20 request."



1 SECTION 4. There is appropriated out of the general
 2 revenues of the State of Hawaii the sum of \$ or so
 3 much thereof as may be necessary for fiscal year 2024-2025 for
 4 civilian auxiliary aviation services, which may include search
 5 and rescue, damage assessments, aerial photography of impacted
 6 areas, alerts and notifications, and transportation of supplies.

7 The sum appropriated shall be expended by the department of
 8 defense for the purposes of this Act.

9 SECTION 5. In accordance with section 9 of article VII of
 10 the Hawaii State Constitution and sections 37 91 and 37 93,
 11 Hawaii Revised Statutes, the legislature has determined that the
 12 appropriations contained in H.B. No. , will cause the state
 13 general fund expenditure ceiling for fiscal year 2024 2025 to be
 14 exceeded by \$ or per cent. In addition, the
 15 appropriation contained in this Act will cause the general fund
 16 expenditure ceiling for fiscal year 2024 2025 to be further
 17 exceeded by \$ or per cent. The combined total
 18 amount of general fund appropriations contained in only these
 19 two Acts will cause the state general fund expenditure ceiling
 20 for fiscal year 2024 2025 to be exceeded by



1 \$ or per cent. The reasons for exceeding the
2 general fund expenditure ceiling are that:

3 (1) The appropriation made in this Act is necessary to
4 serve the public interest; and

5 (2) The appropriation made in this Act meets the needs
6 addressed by this Act.

7 SECTION 6. This Act shall take effect on July 1, 2024.



Report Title:

Hawaii Emergency Management Agency; Department of Defense; Civil Air Patrol; Civilian Auxiliary Aviation Services; Expenditure Ceiling; Appropriation

Description:

Appropriates funds for civilian auxiliary aviation services performed by the civil air patrol. Declares that the general fund expenditure ceiling is exceeded. (SD1)

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

