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# A BILL FOR AN ACT

RELATING TO THE HAWAII FARM TO FOOD BANK PROGRAM.

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

1           SECTION 1. The purpose of this Act is to establish the  
2 Hawaii farm to food bank program and provide a source of funding  
3 for the program to provide moneys to food banks in the State to  
4 purchase, store, and transport food grown or produced in Hawaii,  
5 for distribution to local communities. This program will serve  
6 the State's food needs, provide local food producers with a  
7 market to support their operations, and keep moneys circulating  
8 within the State to boost the local economy.

9           SECTION 2. Chapter 371K, Hawaii Revised Statutes, is  
10 amended by adding a new part to be appropriately designated and  
11 to read as follows:

12                   "PART           .   HAWAII FARM TO FOOD BANK PROGRAM

13           §371K-A Hawaii farm to food bank program. (a) There is  
14 established the Hawaii farm to food bank program to be  
15 administered by the office of community services within the  
16 department of labor and industrial relations. The purpose of  
17 the program shall be to relieve food shortages experienced by



1 residents of the State, including low-income and unemployed  
2 families and individuals, by providing financial support for the  
3 distribution of fresh locally grown or produced food to those  
4 persons.

5 (b) The office of community services shall make moneys  
6 available to food banks located in the State pursuant to  
7 subsection (a) using moneys in the Hawaii food assistance  
8 program special fund established pursuant to section 371K-B.

9 (c) Food banks that receive moneys pursuant to this  
10 section shall use the moneys to purchase, store, and transport  
11 food grown or produced in the State, for distribution to  
12 recipients at no cost to the recipients.

13 (d) For the purposes of this section:

14 "Food bank" has the same meaning as in title 7 United  
15 States Code section 7501(5).

16 "Fresh locally grown or produced food" means fruits,  
17 vegetables, nuts, coffee, eggs, poultry and poultry products,  
18 livestock products, milk and milk products, aquacultural and  
19 maricultural products, and horticultural products that are one  
20 hundred per cent grown, raised, and harvested in Hawaii.



1           §371K-B Hawaii food assistance program special fund. (a)

2 There is established in the state treasury the Hawaii food  
3 assistance program special fund, into which shall be deposited  
4 the following:

5           (1) Appropriations made by the legislature to the special  
6 fund;

7           (2) Gifts, donations, and grants from public agencies and  
8 private persons; and

9           (3) Interest accrued from moneys in the special fund.

10           (b) Moneys in the Hawaii food assistance program special  
11 fund shall be used for programs that provide hunger relief to  
12 persons in need.

13           (c) Moneys deposited into the Hawaii food assistance  
14 program special fund shall not lapse to the credit of the  
15 general fund.

16           (d) Expenditures from the Hawaii food assistance program  
17 special fund shall be authorized and administered by the office  
18 of community services for purposes of the Hawaii farm to food  
19 bank program.

20           (e) The Hawaii food assistance program special fund shall  
21 not be subject to sections 36-27, 36-30, or 37-53.



1 (f) All procurements executed pursuant to this part shall  
2 be exempt from the requirements of chapters 103D and 103F;  
3 provided that the exemption shall not apply to goods, services,  
4 or construction projects that directly benefit the office of  
5 community services, including office computers, supplies,  
6 furniture, flooring, consulting services, and any other items  
7 that fill administrative or operational needs."

8 SECTION 3. Section 36-27, Hawaii Revised Statutes, is  
9 amended by amending subsection (a) to read as follows:

10 "(a) Except as provided in this section, and  
11 notwithstanding any other law to the contrary, from time to  
12 time, the director of finance, for the purpose of defraying the  
13 prorated estimate of central service expenses of government in  
14 relation to all special funds, except the:

- 15 (1) Special out-of-school time instructional program fund  
16 under section 302A-1310;
- 17 (2) School cafeteria special funds of the department of  
18 education;
- 19 (3) Special funds of the University of Hawaii;
- 20 (4) Convention center enterprise special fund under  
21 section 201B-8;



- 1 (5) Special funds established by section 206E-6;
- 2 (6) Aloha Tower fund created by section 206J-17;
- 3 (7) Funds of the employees' retirement system created by
- 4 section 88-109;
- 5 (8) Hawaii hurricane relief fund established under
- 6 chapter 431P;
- 7 (9) Hawaii health systems corporation special funds and
- 8 the subaccounts of its regional system boards;
- 9 (10) Universal service fund established under
- 10 section 269-42;
- 11 (11) Emergency and budget reserve fund under
- 12 section 328L-3;
- 13 (12) Public schools special fees and charges fund under
- 14 section 302A-1130;
- 15 (13) Sport fish special fund under section 187A-9.5;
- 16 (14) Neurotrauma special fund under section 321H-4;
- 17 (15) Glass advance disposal fee established by
- 18 section 342G-82;
- 19 (16) Center for nursing special fund under
- 20 section 304A-2163;



- 1 (17) Passenger facility charge special fund established by
- 2 section 261-5.5;
- 3 (18) Solicitation of funds for charitable purposes special
- 4 fund established by section 467B-15;
- 5 (19) Land conservation fund established by section 173A-5;
- 6 (20) Court interpreting services revolving fund under
- 7 section 607-1.5;
- 8 (21) Trauma system special fund under section 321-22.5;
- 9 (22) Hawaii cancer research special fund;
- 10 (23) Community health centers special fund;
- 11 (24) Emergency medical services special fund;
- 12 (25) Rental motor vehicle customer facility charge special
- 13 fund established under section 261-5.6;
- 14 (26) Shared services technology special fund under
- 15 section 27-43;
- 16 (27) Automated victim information and notification system
- 17 special fund established under section 353-136;
- 18 (28) Deposit beverage container deposit special fund under
- 19 section 342G-104;
- 20 (29) Hospital sustainability program special fund under
- 21 section 346G-4;



1 (30) Nursing facility sustainability program special fund  
2 under section 346F-4;

3 (31) Hawaii 3R's school improvement fund under  
4 section 302A-1502.4;

5 (32) After-school plus program revolving fund under  
6 section 302A-1149.5;

7 (33) Civil monetary penalty special fund under  
8 section 321-30.2; ~~and~~

9 ~~]~~ (34) ~~[~~ Stadium development special fund under  
10 section 109-3.5 ~~[~~ ]; and

11 (35) Hawaii food assistance program special fund under  
12 section 371K-B,

13 shall deduct five per cent of all receipts of all other special  
14 funds, which deduction shall be transferred to the general fund  
15 of the State and become general realizations of the State. All  
16 officers of the State and other persons having power to allocate  
17 or disburse any special funds shall cooperate with the director  
18 in effecting these transfers. To determine the proper revenue  
19 base upon which the central service assessment is to be  
20 calculated, the director shall adopt rules pursuant to  
21 chapter 91 for the purpose of suspending or limiting the



1 application of the central service assessment of any fund. No  
2 later than twenty days prior to the convening of each regular  
3 session of the legislature, the director shall report all  
4 central service assessments made during the preceding fiscal  
5 year."

6 SECTION 4. Section 36-30, Hawaii Revised Statutes, is  
7 amended by amending subsection (a) to read as follows:

8 "(a) Each special fund, except the:

- 9 (1) Special out-of-school time instructional program fund  
10 under section 302A-1310;
- 11 (2) School cafeteria special funds of the department of  
12 education;
- 13 (3) Special funds of the University of Hawaii;
- 14 (4) Special funds established by section 206E-6;
- 15 (5) Aloha Tower fund created by section 206J-17;
- 16 (6) Funds of the employees' retirement system created by  
17 section 88-109;
- 18 (7) Hawaii hurricane relief fund established under  
19 chapter 431P;
- 20 (8) Convention center enterprise special fund established  
21 under section 201B-8;



- 1           (9) Hawaii health systems corporation special funds and
- 2           the subaccounts of its regional system boards;
- 3           (10) Universal service fund established under
- 4           section 269-42;
- 5           (11) Emergency and budget reserve fund under
- 6           section 328L-3;
- 7           (12) Public schools special fees and charges fund under
- 8           section 302A-1130;
- 9           (13) Sport fish special fund under section 187A-9.5;
- 10          (14) Neurotrauma special fund under section 321H-4;
- 11          (15) Center for nursing special fund under
- 12          section 304A-2163;
- 13          (16) Passenger facility charge special fund established by
- 14          section 261-5.5;
- 15          (17) Court interpreting services revolving fund under
- 16          section 607-1.5;
- 17          (18) Trauma system special fund under section 321-22.5;
- 18          (19) Hawaii cancer research special fund;
- 19          (20) Community health centers special fund;
- 20          (21) Emergency medical services special fund;



1 (22) Rental motor vehicle customer facility charge special  
2 fund established under section 261-5.6;

3 (23) Shared services technology special fund under  
4 section 27-43;

5 (24) Nursing facility sustainability program special fund  
6 established pursuant to section 346F-4;

7 (25) Automated victim information and notification system  
8 special fund established under section 353-136;

9 (26) Hospital sustainability program special fund under  
10 section 346G-4;

11 (27) Civil monetary penalty special fund under  
12 section 321-30.2; [and

13 ~~]~~ (28) ~~[~~] Stadium development special fund under  
14 section 109-3.5 ~~[~~]; and

15 (29) Hawaii food assistance program special fund under  
16 section 371K-B,

17 shall be responsible for its pro rata share of the  
18 administrative expenses incurred by the department responsible  
19 for the operations supported by the special fund concerned."

20 SECTION 5. There is appropriated out of the general  
21 revenues of the State of Hawaii the sum of \$ or so much



1 thereof as may be necessary for fiscal year 2023-2024 to be  
2 deposited into the Hawaii food assistance program special fund.

3 SECTION 6. There is appropriated out of the Hawaii food  
4 assistance program special fund the sum of \$ or so much  
5 thereof as may be necessary for fiscal year 2023-2024, for uses  
6 consistent with the purposes of the Hawaii food assistance  
7 program special fund.

8 The sum appropriated shall be expended by the department of  
9 labor and industrial relations; provided that the office of  
10 community services may retain ten per cent of the appropriation  
11 for its administrative costs in entering into and overseeing  
12 contracts pursuant to section 371K-A, Hawaii Revised Statutes.

13 SECTION 7. In codifying the new sections added by section  
14 2 of this Act, the revisor of statutes shall substitute  
15 appropriate section numbers for the letters used in designating  
16 the new sections in this Act.

17 SECTION 8. Statutory material to be repealed is bracketed  
18 and stricken. New statutory material is underscored.

19 SECTION 9. This Act shall take effect on July 1, 2050.



**Report Title:**

Hawaii Farm to Food Bank Program; Hawaii Food Assistance Program; Special Fund; Appropriation

**Description:**

Establishes the Hawaii Farm to Food Bank Program and Hawaii food assistance program special fund to alleviate food shortages in the State. Appropriates funds. Effective 7/1/2050. (SD2)

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

