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# A BILL FOR AN ACT

RELATING TO THE MAJOR DISASTER FUND.

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

1           SECTION 1. The legislature finds that the devastating  
2 wildfires brought on by winds from hurricane Dora on August 8,  
3 2023, resulted in one of the worst natural disasters in the  
4 State's history. The wildfires caused loss of life and the  
5 displacement of thousands on the island of Maui. The disaster  
6 also destroyed nearly all of Lahaina.

7           The legislature further finds that to support response and  
8 recovery efforts and address immediate 2023 wildfire funding  
9 needs, the governor, through several emergency proclamations  
10 relating to wildfires and other executive powers, has redirected  
11 appropriations from selected general fund operating  
12 appropriations originally intended for specific purposes and  
13 capital improvement projects, to the department of budget and  
14 finance. The department of budget and finance subsequently  
15 transferred funds to the major disaster fund. With the veto of  
16 Senate Bill No. 3068, C.D. 2 in 2024, and in light of the  
17 provisions of Senate Bill No. 582, C.D. 1, provisions regarding



1 transparency and accountability for the use of appropriations  
2 redirected no longer exist in statute.

3       The legislature believes that full transparency and  
4 accountability requires a full accounting of all appropriations  
5 transferred and deposited into the major disaster fund, and all  
6 reimbursements of Federal Emergency Management Agency funds  
7 received by the major disaster fund. In addition, assessing the  
8 impacts to departments of the transfers made from various  
9 appropriations is vital to ensuring that programs from which  
10 funding was transferred remain effective.

11       Accordingly, the purpose of this Act is to establish timely  
12 notice and reporting requirements to the legislature regarding  
13 the transfer of appropriations to the major disaster fund.

14       SECTION 2. Section 127A-16, Hawaii Revised Statutes, is  
15 amended by amending subsection (b) to read as follows:

16       "(b) No later than [~~sixty~~] twenty-one days after any  
17 allotment or transfer by the governor or the expenditure of any  
18 fund moneys, the administrator shall report to the legislature  
19 on the purpose of the allotment, transfer, or expenditure. The  
20 report shall:



- 1        (1) Describe the allotment, subsequent use of the  
2        transferred funds, or the expenditure; and
- 3        (2) Include an accounting for Federal Emergency Management  
4        Agency eligible and ineligible expenses that specify:
- 5        (A) The date of allotment, transfer, or expenditure;  
6        (B) The amount of allotment, transfer, or  
7        expenditure;
- 8        (C) The program identification number from which  
9        funds were transferred or expended;
- 10       (D) The program identification number to which funds  
11       were transferred;
- 12       (E) The impact on the program identification number  
13       from which funds are transferred or expended; and
- 14       (F) A detailed explanation of:
- 15       (i) The uses of the resources transferred or  
16       expended; and
- 17       (ii) The public purposes served by the transfer  
18       of the resources."

19       SECTION 3. (a) No later than                    the department of  
20 budget and finance shall submit to the legislature a detailed  
21 report containing the information specified in section 2 of this



1 Act for each appropriation, transfer, reimbursement, subsequent  
2 use of funds, and interest earned on federal reimbursement  
3 moneys from August 8, 2023, through .

4 (b) No later than thirty days prior to the convening of  
5 the regular sessions of 2026 and 2027, the governor shall submit  
6 to the legislature a summary report containing the information  
7 specified in section 2 of this Act for each use of this  
8 authority for the previous twelve-month period from December 1,  
9 to November 30 of each year.

10 SECTION 4. This Act shall take effect on June 30, 3000,  
11 and shall be repealed on June 30, 2027.



**Report Title:**

Governor; Major Disaster Fund; Notice Requirement; Reporting Requirement

**Description:**

Establishes timely notice and reporting requirements to the Legislature by the Governor regarding the transfer of appropriations to the Major Disaster Fund. Effective 6/30/3000. (HD1)

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

