
A BILL FOR AN ACT

RELATING TO THE HAWAII ABLE SAVINGS PROGRAM.

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

1 SECTION 1. The purpose of this Act is to:

2 (1) Repeal statutory language that gives the director of
3 finance discretion to use moneys in the Hawaii ABLE
4 savings program trust fund if the director elects to
5 accept deposits from contributors instead of sending
6 deposits directly to the ABLE program manager;

7 (2) Authorize the director of finance to expend moneys in
8 the Hawaii ABLE savings program trust fund to provide
9 incentive payments to ABLE account owners;

10 (3) Make an appropriation to the department of budget and
11 finance to fund incentive payments to ABLE account
12 owners; and

13 (4) Make an appropriation to the department of health to
14 establish one full-time equivalent (1.0 FTE) permanent
15 position to provide statewide outreach, advocacy, and
16 relationship management for the Hawaii ABLE savings
17 program.



SECTION 2. Section 256B-8, Hawaii Revised Statutes, is amended by amending its title and subsections (a) through (c) to read as follows:

"[~~§~~256B-8~~]~~ Hawaii ABLE savings program trust fund.

(a) There is established the Hawaii ABLE savings program trust fund within the state treasury [~~of the State. The fund shall consist of~~], into which shall be deposited:

(1) Any moneys received from an ABLE savings program manager~~[, any]~~;

(2) Any moneys received from governmental or private grants~~[, and any general fund appropriations for]~~;

(3) Any moneys appropriated by the legislature to the program~~[,]~~;

(4) Any moneys deposited by contributors in accordance with this chapter that are not deposited directly with the program manager; and

(5) All interest derived from the deposit and investment of moneys in the trust fund.

(b) [~~The fund shall be used if the director elects to accept deposits from contributors, rather than have deposits sent directly to the program manager. The fund shall consist of~~]



~~any moneys deposited by contributors in accordance with this chapter which are not deposited directly with the program manager.]~~ All moneys in the fund shall be expended by the director to fulfil the purposes of this chapter, including to provide incentive payments to ABLE account owners as a means of encouraging the participation of eligible individuals and families to save funds; provided that the director shall maintain and keep separate records to account for any incentive program payments.

~~(c) [All interest derived from the deposit and investment of moneys in the savings program trust fund shall be credited to the fund.]~~ At the end of any fiscal year, all unexpended and unencumbered moneys in the savings program trust fund shall remain in the savings program trust fund and shall not be credited or transferred to the general fund or any other funds."

SECTION 3. There is appropriated out of the general revenues of the State of Hawaii the sum of \$ or so much thereof as may be necessary for fiscal year 2025-2026 and the same sum or so much thereof as may be necessary for fiscal year 2026-2027 to be deposited into the Hawaii ABLE savings program trust fund.



1 SECTION 4. There is appropriated out of the Hawaii ABLE
2 savings program trust fund the sum of \$ or so much
3 thereof as may be necessary for fiscal year 2025-2026 and the
4 same sum or so much thereof as may be necessary for fiscal year
5 2026-2027 to provide incentive payments to ABLE account owners.

6 The sums appropriated shall be expended by the department
7 of budget and finance for the purposes of this Act.

8 SECTION 5. There is appropriated out of the Hawaii ABLE
9 savings program trust fund the sum of \$ or so much
10 thereof as may be necessary for fiscal year 2025-2026 and the
11 same sum or so much thereof as may be necessary for fiscal year
12 2026-2027 to establish one full-time equivalent (1.0 FTE)
13 permanent position within the state council on developmental
14 disabilities to provide statewide outreach, advocacy, and
15 relationship management for the Hawaii ABLE savings program.

16 The sums appropriated shall be expended by the department
17 of health for the purposes of this Act.

18 SECTION 6. If any provision of this Act, or the
19 application thereof to any person or circumstance, is held
20 invalid, the invalidity does not affect other provisions or
21 applications of the Act that can be given effect without the



1 invalid provision or application, and to this end the provisions
2 of this Act are severable.

3 SECTION 7. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 8. This Act shall take effect on December 31,
6 2050.



Report Title:

B&F; DOH; SCDD; Hawaii ABLE Savings Program; Appropriations

Description:

Repeals language that gives the Director of Finance discretion to use moneys in the Hawaii ABLE Savings Program Trust Fund if the Director elects to accept deposits from contributors instead of sending deposits directly to the ABLE Program Manager. Authorizes the Director of Finance to expend moneys in the Hawaii ABLE Savings Program Trust Fund to provide incentive payments to ABLE account owners. Appropriates funds. Effective 12/31/2050. (SD1)

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