

JOSH GREEN, M.D.
GOVERNOR OF HAWAII
KE KIA'ĀINA O KA MOKU'ĀINA 'O HAWAII



DEPT. COMM. IFC. 33

KENNETH S. FINK, M.D., M.P.H., M.G.A.
DIRECTOR OF HEALTH
KA LUNA HO'OKELA

STATE OF HAWAII
DEPARTMENT OF HEALTH
KA 'OIHANA OLAKINO
P. O. BOX 3378
HONOLULU, HI 96801-3378

In reply, please refer to:
File:

November 21, 2025

The Honorable Ronald D. Kouchi,
President and Members of the Senate
Thirty-second State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Nadine K. Nakamura,
Speaker
and Members of the House of
Representatives
Thirty-second State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Kouchi, Speaker Nakamura, and Members of the Legislature:

In accordance with Section 37-47, HRS, and Section 3 of Act 87, SLH 2021, I am transmitting a copy of an Annual Report of CWB Administratively Established Accounts or Funds.

In accordance with Section 93-16, Hawaii Revised Statutes, I am also informing you that the report may be viewed electronically at:

<https://health.hawaii.gov/oppd/department-of-health-reports-to-2026-legislature/>

Sincerely,

A handwritten signature in black ink.

Kenneth S. Fink, M.D., M.P.H., M.G.A.
Director of Health

Enclosures

c: Legislative Reference Bureau
Hawaii State Library System (2)
Hamilton Library

Report on Administratively Established Accounts or Funds
for Submittal to the 2026 Legislature

Department: HTH
Prog ID(s): HTH 840 FG
Name of Fund: CLEAN WATER BR KAHALUU DEBRIS BASIN EBP
Legal Authority §37-52.5, HRS

Contact Name: Nancy Bartter
Phone: 586-7567
Fund type (MOF) T
Appropriation Acct. No. T 928 H

Intended Purpose: \$149,000 to support an enforcement enhancement Environmentally Beneficial Project (EBP). The trust funds shall be used to develop and improve enforcement information and technology systems, staff training, compliance activities, and other data systems, including related equipment, for the benefit of the public.

Source of Revenues: The revenue for this fund was from payments pursuant to the Settlement Agreement for the State of Hawaii, Department of Health, vs. the City and County of Honolulu and Koga Engineering, for Kahaluu Debris Basin. Docket Number 2015-CW-EO-08.

Current Program Activities/Allowable Expenses: The funds in this account were provided to the Department of Health by Koga Construction Co. to complete the EBP detailed in the legal settlement of the Kahaluu Debris Basin enforcement action.

Financial Data	
	FY 2025
	(actual)
Beginning Cash Balance	40,250
Revenues	0
Expenditures	40,250
Ending Cash Balance	0
Encumbrances	0
Unencumbered Cash Balance	0

Report on Administratively Established Accounts or Funds
for Submittal to the 2026 Legislature

Department: HTH
Prog ID(s): HTH 840 FG
Name of Fund: CLEAN WATER BRANCH-MOLASSES SPILL EBP
Legal Authority §37-52.5, HRS

Contact Name: Nancy Bartter
Phone: 586-7567
Fund type (MOF) T
Appropriation Acct. No. T 929 H

Intended Purpose: The Settlement Agreement with Matson stemming from the Honolulu Harbor Molasses Spill includes payment of \$450,000 to be used specifically by the Department's Clean Water Branch to support an Environmentally Beneficial Project (EBP) for the prevention of water pollution in Hawaii.

Source of Revenues: The revenue for this fund is from payments pursuant to the Settlement Agreement with Matson stemming from the Honolulu Harbor Molasses Spill.

Current Program Activities/Allowable Expenses: The funds in this account were provided to the Department of Health by Matson Shipping Co. via the Department of the Attorney General to complete the EBPs as deemed appropriate following the Honolulu Harbor Matson Molasses Spill.

Financial Data	
	FY 2025
	(actual)
Beginning Cash Balance	343,602
Revenues	0
Expenditures	149,166
Ending Cash Balance	194,436
Encumbrances	194,436
Unencumbered Cash Balance	0

Report on Administratively Established Accounts or Funds
for Submittal to the 2026 Legislature

Department: HTH
Prog ID(s): HTH 840 FG
Name of Fund: WATER QUALITY INFO & TECHNOLOGY EBP
Legal Authority §37-52.5, HRS

Contact Name: Nancy Bartter
Phone: 586-7567
Fund type (MOF) T
Appropriation Acct. No. T 930 H

Intended Purpose: To fund information and technology (IT) and enforcement-related Environmentally Beneficial Projects (EBPs) conducted by the Department of Health-Clean Water Branch, pursuant to the Administrative Order on Consent (AOC). The use of the payment for an EBP is appropriate given that the parties agree that earlier detection, notification, and regulatory intervention of the effluent limit exceedances may have limited the amount of the permit violations. Further, the parties agree that a modernized discharge monitoring report system with automated features could facilitate easier compliance and timely regulatory intervention where needed.

Source of Revenues: The revenue for this fund is from payments pursuant to the AOC between the State of Hawaii, Department of Health vs. the City and County of Honolulu and Southland Mole JV. Docket Number 2015-CW-EO-57.

Current Program Activities/Allowable Expenses: The funds in this account were provided to the Department of Health by the City and County of Honolulu to complete the EBP detailed in the legal settlement of the Kaneohe/Kailua Tunnel enforcement action.

Financial Data	
	FY 2025
	(actual)
Beginning Cash Balance	560,000
Revenues	0
Expenditures	101,128
Ending Cash Balance	458,872
Encumbrances	99,763
Unencumbered Cash Balance	359,109

Report on Administratively Established Accounts or Funds
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Legal Authority §37-52.5, HRS

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Appropriation Acct. No. T 928 H

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