

ACT 301

H.B. NO. 701

A Bill for an Act Relating to the Office of Hawaiian Affairs Budget.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Purpose. The purpose of this Act is to appropriate funds for the biennial budget of the office of Hawaiian affairs.

SECTION 2. Definitions. Unless otherwise clear from the context, as used in this Act:

(a) "Program ID" means the unique identifier for the specific program, and consists of the abbreviation for the office of Hawaiian affairs followed by a designated number for the program.

(b) "Means of Financing," or "MOF," means the source from which funds are appropriated, or authorized, as the case may be, to be expended for the programs and projects specified in this Act. All appropriations are followed by letter symbols. Such letter symbols, where used, shall have the following meanings:

- A general funds
- B special funds

(c) "Position ceiling" means the maximum number of permanent positions authorized for a particular program during a specified period or periods, as noted by an asterisk.

SECTION 3. Appropriations. The following sums, or so much thereof as may be sufficient to accomplish the purposes and programs designated herein, are appropriated or authorized, as the case may be, from the sources of funding specified to the office of Hawaiian affairs for the fiscal biennium beginning July 1, 1991, and ending June 30, 1993. The total general fund expenditures and the number of permanent positions established in each fiscal year of the biennium shall not exceed the sums and the position ceilings indicated for each year, except as provided elsewhere in this Act.

PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 1991-92	M O F	FISCAL YEAR 1992-93	M O F
Office of Hawaiian Affairs							
1.	OHA100	POLICY AND ADMINISTRATION					
		OPERATING	OHA	9.50 *		9.50 *	
			OHA	418,321 A		420,421 A	
			OHA	9.50 *		9.50 *	
			OHA	418,321 B		420,422 B	
2.	OHA101	ADMINISTRATIVE SERVICES					
		OPERATING	OHA	8.00 *		8.00 *	
			OHA	634,347 A		575,705 A	
			OHA	8.00 *		8.00 *	
			OHA	634,347 B		575,705 B	
3.	OHA102	PUBLIC INFORMATION					
		OPERATING	OHA	2.00 *		2.00 *	
			OHA	239,832 A		219,265 A	
			OHA	2.00 *		2.00 *	
			OHA	239,831 B		219,265 B	
4.	OHA103	HUMAN RESOURCES					
		OPERATING	OHA	1.00 *		1.00 *	
			OHA	447,973 A		446,645 A	
			OHA	1.00 *		1.00 *	
			OHA	447,972 B		446,644 B	

ACT 301

PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 1991-92	M O F	FISCAL YEAR 1992-93	M O F
5.	OHA104	PLANNING AND RESEARCH					
		OPERATING	OHA	2.00 *		2.00 *	
				248,333 A		216,181 A	
			OHA	2.00 *		2.00 *	
			OHA	248,333 B		216,180 B	
6.	OHA105	CULTURE					
		OPERATING	OHA	1.00 *		1.00 *	
				91,752 A		88,252 A	
			OHA	1.00 *		1.00 *	
			OHA	91,752 B		88,252 B	
7.	OHA106	GOVERNMENT AND COMMUNITY AFFAIRS					
		OPERATING	OHA	1.00 *		1.00 *	
				102,441 A		70,082 A	
			OHA	1.00 *		1.00 *	
			OHA	102,440 B		70,082 B	
8.	OHA107	LAND AND NATURAL RESOURCES					
		OPERATING	OHA	2.00 *		2.00 *	
				562,682 A		637,564 A	
			OHA	2.00 *		2.00 *	
			OHA	562,682 B		637,564 B	
9.	OHA108	ECONOMIC DEVELOPMENT					
		OPERATING	OHA	3.00 *		3.00 *	
				439,145 A		432,708 A	
			OHA	3.00 *		3.00 *	
			OHA	439,145 B		432,708 B	
10.	OHA109	EDUCATION					
		OPERATING	OHA	3.00 *		3.00 *	
				276,019 A		283,255 A	
			OHA	3.00 *		3.00 *	
			OHA	276,019 B		283,255 B	
11.	OHA110	HOUSING					
		OPERATING	OHA	1.00 *		1.00 *	
				30,858 A		33,144 A	
			OHA	1.00 *		1.00 *	
			OHA	30,858 B		33,144 B	

SECTION 4. Provided that the general fund appropriations in section 3 of this Act shall be expended by the office of Hawaiian affairs.

SECTION 5. Provided that whenever the need arises, the chairperson of the trustees for the office of Hawaiian affairs is authorized to transfer sufficient funds and positions between programs for research and development and operating purposes; provided further that these transfers shall not go against legislative intent; provided further that a report of all such transfers shall be made to the legislature not less than twenty days prior to the convening of the 1992 and the 1993 legislative sessions.

SECTION 6. Provided that the office of Hawaiian affairs and the State of Hawaii shall share equally in the costs of wages and fringe benefits paid

for employees of the office of Hawaiian affairs; provided further that for the purposes of this Act "fringe benefits" shall be defined as benefits received by public employees, including hospital, medical, and dental care under the public employees health fund, temporary disability insurance, workers compensation, social security, and retirement benefits.

SECTION 7. Provided that the sums appropriated in Section 3 include a protocol fund of \$10,520 in fiscal year 1991-92 and \$11,067 in fiscal year 1992-93.

SECTION 8. Provided that of the funds appropriated for planning and research (OHA 104), the sum of \$39,953 in general funds and \$39,994 in special funds for fiscal year 1991-92 and \$7,453 in general funds and \$7,453 in special funds for fiscal year 1992-93 shall be expended to facilitate the creation of a comprehensive master plan for Hawaiians developed cooperatively by representatives of public and private organizations that shall serve as a guiding document for Hawaiian programs for Hawaiians statewide; provided further that the office of Hawaiian affairs shall submit a status report on the development of the master plan to the legislature not less than twenty days prior to the convening of the 1992 and 1993 regular sessions.

SECTION 9. Provided that of the funds appropriated for planning and research (OHA 104), the sum of \$61,250 in general funds and \$61,250 in special funds for fiscal year 1991-92 and \$61,000 in general funds and \$61,000 in special funds for fiscal year 1992-93 shall be expended to conduct an independent program evaluation on all new programs funded by the legislature during the fiscal biennium 1991-93; provided further that the report shall include, but not be limited to, an evaluation of the effectiveness of the office of Hawaiian affairs' programs; provided further that the office of Hawaiian affairs shall submit the report no less than twenty days prior to the convening of the 1993 regular session.

SECTION 10. Provided that of the funds appropriated for culture (OHA 105), the sum of \$49,200 in general funds and \$49,200 in special funds for fiscal year 1991-92 and \$49,000 in general funds and \$49,000 in special funds for fiscal year 1992-93 shall be expended to establish one-stop genealogy centers for people of Hawaiian ancestry; provided further that the office of Hawaiian affairs shall submit a status report on this project to the legislature not less than twenty days prior to the convening of the 1992 and 1993 regular sessions.

SECTION 11. Provided that of the sums appropriated for land and natural resources (OHA 107), the sum of \$25,000 in general funds and \$25,000 in special funds for fiscal year 1991-92 shall be used for a sovereignty advisory council. Organizations represented on the council may include, but not be limited to the following:

1. Trustees of the Office of Hawaiian Affairs;
2. Department of Hawaiian Home Lands;
3. Ka Pakaukau;
4. Ka Lahui Hawaii;
5. Ohana O Hawaii;
6. Pro-Hawaiian-Sovereignty Working Group;
7. Na Kane O Ka Malo;
8. Institute for the Advancement of Hawaiian Affairs;
9. Hawaiian Association of Civic Clubs Political Action Committee;

ACT 301

10. Na Oiwi;
11. Council of Hawaiian Organizations; and
12. State Council Hawaiian Homestead Association.

The council shall develop a plan to discuss and study the sovereignty issue.

SECTION 12. Provided that of the funds appropriated for land and natural resources (OHA 107), the sum of \$75,000 in general funds and \$75,000 in special funds in fiscal year 1992-93 shall be expended by the sovereignty advisory council; provided that the funds are matched on a dollar-for-dollar basis with federal funds.

SECTION 13. Provided that of the funds appropriated for economic development (OHA 108), the sum of \$125,750 in general funds and \$125,750 in special funds in fiscal year 1991-92 and \$126,250 in general funds and \$126,250 in special funds in fiscal year 1992-93 shall be used to provide technical assistance, training opportunities, and special start-up financing; provided further that no funds shall be used to pay for travel expenses.

SECTION 14. Provided that of the funds appropriated for economic development (OHA 108), the sum of \$17,500 in general funds and \$17,500 in special funds in fiscal year 1991-92 shall be used to conduct a feasibility study on the establishment of retail outlets featuring products made in Hawaii by Hawaiians; provided further that the study shall examine whether it is feasible and practical to establish retail outlets; provided further that the study shall be submitted not less than twenty days prior to the convening of the 1992 legislative session.

SECTION 15. Provided that of the funds appropriated for education (OHA 109), the sum of \$25,000 in general funds and \$25,000 in special funds in fiscal year 1991-92 and \$25,000 in general funds and \$25,000 in special funds in fiscal year 1992-93 shall be expended to establish at least twenty-five annual scholarships for each fiscal year; provided further that the scholarship program shall be for college students, new and continuing, undergraduate and graduate students; provided further that the scholarship program shall be for, but not limited to, students who do not qualify for existing scholarships and grant programs.

SECTION 16. This Act shall take effect July 1, 1991.

(Approved June 26, 1991.)