

**ACT 25**

S.B. NO. 1288

A Bill for an Act Relating to the Emergency and Budget Reserve Fund.

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

SECTION 1. This Act is recommended by the governor for immediate passage in accordance with section 9 of article VII of the Constitution of the State of Hawaii.

SECTION 2. The purpose of this Act is to amend Act 191, Session Laws of Hawaii 2010, which appropriated moneys from the emergency and budget reserve fund to maintain the levels of programs determined to be essential to education, public health, and public welfare for fiscal year 2010-2011.

The existing language of certain appropriations in Act 191 makes it difficult to carry out the legislature's intent to award moneys to specific organizations. This Act provides technical corrections to Act 191 to permit the awarding of moneys to specified organizations and extends the lapse date of Act 191's appropriations from June 30, 2011, to June 30, 2012.

SECTION 3. Act 191, Session Laws of Hawaii 2010, is amended as follows:

1. By adding a new section to read:

"SECTION 24A. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$1,900,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, to the Hawaii Primary Care Association for adult dental care provided at federally qualified health centers; provided that the funds shall not be used for any other purpose. The governor is authorized to use enhanced federal medical assistance percentages funds to offset the amount appropriated; provided that the total amount shall not exceed \$1,900,000. The department of human services shall prepare a report on:

- (1) The number of adults receiving these benefits;
- (2) The cost per person;
- (3) The total breakdown of administrative costs and other overhead costs; and
- (4) Statistics, if available, on how this dental program is reducing the number of emergency dental-related medical procedures;

provided that the department of human services shall submit its report to the legislature no later than twenty days prior to the convening of the regular session of 2012.

The sum appropriated shall be expended by the department of human services for the purposes of this Act."

2. By adding two new sections to read:

"SECTION 40A. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$100,000 or so much thereof as may be necessary for fiscal year 2010-2011 for Maui community college, University of Hawaii, for the adult dental care program.

The sum appropriated shall be expended by the department of human services for the purposes of this Act.

SECTION 40B. Any unexpended or unencumbered balance of any appropriation made by this Act as of the close of business on June 30, 2011, shall not lapse; provided that all moneys from the appropriations that are unencumbered as of June 30, 2012, shall lapse to the emergency and budget reserve fund."

SECTION 4. Act 191, Session Laws of Hawaii 2010, is amended as follows:

1. By amending section 12 to read:

“SECTION 12. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$332,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for the Waianae District Comprehensive Health and Hospital Board, Incorporated to support its emergency room services.

The sum appropriated shall be expended by the department of health for the purposes of this Act.”

2. By amending section 16 to read:

“SECTION 16. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$500,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for Kokua Kalihi Valley Comprehensive Family Services.

The sum appropriated shall be expended by the department of health for the purposes of this Act.”

3. By amending sections 18 and 19 to read:

“SECTION 18. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$200,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for the Windward Oahu Spouse Abuse Shelter.

The sum appropriated shall be expended by the department of human services for the purposes of this Act.

SECTION 19. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$200,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for the Blueprint for Change Program for Neighborhood Place Walk-in Centers.

The sum appropriated shall be expended by the department of human services for the purposes of this Act.”

4. By amending sections 21 and 22 to read:

“SECTION 21. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$762,500 or so much thereof as may be necessary for fiscal year 2010-2011 to provide funding for grants pursuant to chapter 42F, Hawaii Revised Statutes, to support domestic violence shelters statewide[;] and to be distributed as follows:

- |     |  |           |
|-----|--|-----------|
| (1) | <u>Child and Family Service</u>                |           |
|     | (A) <u>Two shelters on Oahu</u>                | \$206,429 |
|     | (B) <u>Two shelters on Hawaii Island</u>       | \$206,429 |
| (2) | <u>Parents and Children Together</u>           | \$103,214 |
| (3) | <u>Women Helping Women</u>                     | \$103,214 |
| (4) | <u>Molokai Community Service Council, Inc.</u> | \$40,000  |
| (5) | <u>Young Women's Christian Association</u>     |           |
|     | <u>(YWCA) of Kauai</u>                         | \$103,214 |

The sum appropriated shall be expended by the department of human services for the purposes of this Act.

SECTION 22. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$210,000 for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for the Hale Mahaolu for personal care services.

## ACT 25

The sum appropriated shall be expended by the department of human services for the purposes of this Act.”

5. By amending section 30 to read:

“SECTION 30. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$200,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, to Adult Friends for Youth for youth gang prevention and intervention services.

The sum appropriated shall be expended by the department of human services for the purposes of this Act.”

6. By amending sections 32, 33, 34, 35, and 36 to read:

“SECTION 32. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$200,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for Volunteer Legal Services Hawaii to provide pro bono legal services for indigent persons.

The sum appropriated shall be expended by the judiciary for the purposes of this Act.

SECTION 33. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$720,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for the Legal Aid Society of Hawaii to provide general civil legal services.

The sum appropriated shall be expended by the judiciary for the purposes of this Act.

SECTION 34. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$282,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for the Hawaii Family Law Clinic to provide services to obtain temporary restraining orders.

The sum appropriated shall be expended by the judiciary for the purposes of this Act.

SECTION 35. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$150,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for Catholic Charities Hawaii to provide intra-familial sex assault treatment services.

The sum appropriated shall be expended by the judiciary for the purposes of this Act.

SECTION 36. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$150,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for the Children's Alliance of Hawaii, Inc., to provide child sex assault treatment services.

The sum appropriated shall be expended by the judiciary for the purposes of this Act.”

7. By amending sections 38 and 39 to read:

“SECTION 38. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$75,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, to the [YMCA] Young Men’s Christian Association of Honolulu for the Weed and Seed Program.

The sum appropriated shall be expended by the department of labor and industrial relations for the purposes of this Act.

SECTION 39. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii the sum of \$466,000 or so much thereof as may be necessary for fiscal year 2010-2011 as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for the Kapiolani Medical Center for Women and Children for the sex abuse treatment center for statewide sex assault treatment services.

The sum appropriated shall be expended by the department of the attorney general for the purposes of this Act.”

SECTION 5. Act 191, Session Laws of Hawaii 2010 is amended by repealing section 24:

~~“SECTION 24. There is appropriated out of the emergency and budget reserve fund of the State of Hawaii for QUEST health care payments, the sum of \$2,000,000 or so much thereof as may be necessary for fiscal year 2010-2011 for the restoration of adult dental care formerly granted under program ID HMS 245—QUEST health care payments; provided that the funds shall not be expended for any other purpose. The governor is authorized to utilize enhanced federal medical assistance percentages (FMAP) funds to offset the amount appropriated, provided that the total amount shall not exceed \$2,000,000. Any unexpended funds shall lapse to their respective funds.~~

~~The department of human services shall prepare a report on:~~

- ~~(1) The number of adults receiving these benefits;~~
- ~~(2) The cost per person;~~
- ~~(3) Total breakdown of administrative costs and other overhead costs;~~  
~~and~~
- ~~(4) Statistics, if available, of how this dental program is reducing the number of emergency dental-related medical procedures;~~

~~provided further that the department of human services shall submit the report to the legislature no later than twenty days prior to the convening of the 2011 regular session.~~

~~The sum appropriated shall be expended by the department of human services for the purposes of this Act.”]~~

SECTION 6. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 7. This Act shall take effect upon its approval.

(Approved April 27, 2011.)