

**ACT 3**

**S.B. NO. 1286**

**A Bill for an Act Relating to the Budget.**

*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 162, Session Laws of Hawaii 2009, as amended by Act 180, Session Laws of Hawaii 2010, to:

- (1) Appropriate additional general funds for the office of the governor (GOV 100) and the office of the lieutenant governor (LTG 100) for fiscal year 2010-2011, to provide full-year staffing for the office of the governor and the office of the lieutenant governor to properly exercise statewide statutory and constitutional obligations of their offices;

- (2) Appropriate additional general funds for the department of business, economic development, and tourism (BED 142) for fiscal year 2010-2011, to provide funds and positions for the deputy director and deputy director's secretary;
- (3) Provide general fund positions for the department of defense (DEF 110) for fiscal year 2010-2011, for the deputy adjutant general and deputy adjutant general's secretary; and
- (4) Provide a general fund position for the department of labor and industrial relations (LBR 902) for fiscal year 2010-2011, for the deputy director's secretary.

The immediate passage of this appropriation is necessary to meet fiscal year 2010-2011 program requirements for the office of the governor, office of the lieutenant governor, department of business, economic development, and tourism, department of defense, and department of labor and industrial relations.

SECTION 3. Act 162, Session Laws of Hawaii 2009, as amended by Act 180, Session Laws of Hawaii 2010, is amended by amending item A.3 in section 3 to read as follows:

**"A.ECONOMIC DEVELOPMENT**

3. BED142 – GENERAL SUPPORT FOR ECONOMIC DEVELOPMENT

		30.00 *	[19.00*] 21.00 *
OPERATING	BED	1,874,560 A	[1,115,511 A] 1,174,463 A"

SECTION 4. Act 162, Session Laws of Hawaii 2009, as amended by Act 180, Session Laws of Hawaii 2010, is amended by amending item B.16 in section 3 to read as follows:

**"B.EMPLOYMENT**

16. LBR902 – GENERAL ADMINISTRATION

OPERATING		25.04 *	[18.52*] 19.52 *
	LBR	1,379,475 A	961,495 A
		35.48 *	27.06 *
	LBR	3,228,809 N	2,609,604 N"

SECTION 5. Act 162, Session Laws of Hawaii 2009, as amended by Act 180, Session Laws of Hawaii 2010, is amended by amending item I.22 in section 3 to read as follows:

**"I. PUBLIC SAFETY**

22. DEF110 – AMELIORATION OF PHYSICAL DISASTERS

		125.80 *	[104.30*] 106.30 *
OPERATING	DEF	11,200,254 A	9,622,549 A
		81.70 *	83.95 *
	DEF	74,207,982 N	83,353,987 N
	DEF	464,458 S	464,458 S
	DEF	12,019,595 U	11,989,279 U
INVESTMENT CAPITAL	AGS	7,206,000 C	3,861,000 C
	DEF	2,335,000 C	840,000 C
	AGS	1,000,000 N	925,000 N
	DEF	7,225,000 N	2,015,000 N"

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SECTION 6. Act 162, Session Laws of Hawaii 2009, as amended by Act 180, Session Laws of Hawaii 2010, is amended by amending items K.1 and K.2 in section 3 to read as follows:

### "K. GOVERNMENT-WIDE SUPPORT

1. GOV100 – OFFICE OF THE GOVERNOR			
OPERATING	GOV	31.00* 3,176,357 A	27.00* <del>[1,683,915 A]</del> <u>2,747,631 A</u> <u>29,050 T</u> 1,000 C
INVESTMENT CAPITAL	GOV	1,000 C	
2. LTG100 – OFFICE OF THE LIEUTENANT GOVERNOR			
OPERATING	LTG	3.00* 645,918 A	3.00* <del>[421,917 A]</del> <u>722,099 A</u>

SECTION 7. Part VII, Act 162, Session Laws of Hawaii 2009, as amended by Act 180, Session Laws of Hawaii 2010, is amended as follows:

(1) By amending section 127 to read:

"SECTION 127. Except as otherwise provided, the appropriation for the office of the governor (GOV 100) shall be expended at the discretion of the governor; provided further that for fiscal year 2010-2011, the outgoing administration shall not expend or encumber more than \$1,236,780 and the incoming administration shall not expend or encumber more than ~~[\$447,135]~~ \$1,510,851 of the general fund appropriation; provided further that the incoming administration shall not expend more than \$50,000 for the purposes of gubernatorial transition; and provided further that the office of the governor shall submit a report detailing the uses of gubernatorial transition funds to the legislature no later than twenty days prior to the convening of the 2011 regular session."

(2) By amending section 128 to read:

"SECTION 128. Except as otherwise provided, the appropriation for the office of the lieutenant governor (LTG 100) shall be expended at the discretion of the lieutenant governor; provided further that for fiscal year 2010-2011, the outgoing administration shall not expend or encumber more than \$300,508 and the incoming administration shall not expend or encumber more than ~~[\$120,509]~~ \$421,591 of the general fund appropriation."

SECTION 8. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 9. This Act shall take effect upon its approval.

(Approved February 23, 2011.)