

ACT 107

H.B. NO. 1800

A Bill for an Act Relating To The Judiciary.

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

SECTION 1. This Act shall be known and may be cited as the Judiciary Supplemental Appropriations Act of 2012.

SECTION 2. Act 61, Session Laws of Hawaii 2011, is amended by amending part II to read as follows:

“PART II PROGRAM APPROPRIATIONS

SECTION 3. The following sums, or so much thereof as may be sufficient to accomplish the purposes and programs designated herein, are appropriated or authorized from the sources of funding specified to the judiciary for the fiscal biennium beginning July 1, 2011, and ending June 30, 2013. The total expenditures and the number of permanent positions established in each fiscal year of the fiscal biennium shall not exceed the sums and the position ceilings indicated for each year, except as provided in this Act.

PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS	
				FISCAL YEAR 2011-2012	FISCAL YEAR 2012-2013

The Judicial System

1.	JUD101 - COURTS OF APPEAL				
	OPERATING		JUD	79.00* 6,835,851 A	79.00* [-6,835,851 A] <u>6,725,035 A</u>
			JUD	243,261 W	<u>243,261 W</u>

PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS	
				FISCAL YEAR 2011-2012	FISCAL YEAR 2012-2013
2.	JUD310 - FIRST JUDICIAL CIRCUIT			1,057.50 *	[-1,057.50 * 1,064.50 *
	OPERATING		JUD	71,483,812 A	[71,483,812 A 69,591,109 A
			JUD	41.00 *	41.00 *
			JUD	4,002,620 B	4,002,620 B
3.	JUD320 - SECOND JUDICIAL CIRCUIT			205.00 *	[-205.00 * 207.00 *
	OPERATING		JUD	14,777,500 A	[14,777,500 A 14,179,324 A
4.	JUD330 - THIRD JUDICIAL CIRCUIT			223.00 *	[-223.00 * 227.00 *
	OPERATING		JUD	17,416,310 A	[17,416,310 A 16,815,118 A
5.	JUD350 - FIFTH JUDICIAL CIRCUIT			97.00 *	[-97.00 * 99.00 *
	OPERATING		JUD	6,709,385 A	[6,709,385 A 6,482,545 A
6.	JUD501 - JUDICIAL SELECTION COMMISSION			1.00 *	1.00 *
	OPERATING		JUD	90,248 A	[-90,248 A 85,940 A
7.	JUD601 - ADMINISTRATION			213.00 *	213.00 *
	OPERATING		JUD	15,352,551 A	[15,352,551 A 20,636,240 A
			JUD	1.00 *	1.00 *
			JUD	6,930,290 B	6,930,290 B
			JUD	100,000 W	100,000 W
	INVESTMENT CAPITAL		JUD	17,074,000 C	[14,350,000 C 21,382,000 C

SECTION 3. Act 61, Session Laws of Hawaii 2011, is amended by amending part IV to read as follows:

“PART IV CAPITAL IMPROVEMENT PROJECTS

SECTION 7. The sum of [~~\$31,424,000~~] \$38,456,000 appropriated or authorized in part II of this Act for capital improvement projects shall be expended by the judiciary for the projects listed below; provided that several related or similar projects may be combined into a single project, if a combination is advantageous or convenient for implementation; and provided further that the total cost of the projects thus combined shall not exceed the total of the sums specified for the projects separately. The amount after each cost element and the total funding for each project listed in this part is in thousands of dollars.

CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)	
				FISCAL M YEAR O 2011-2012 F	FISCAL M YEAR O 2012-2013 F
A. ECONOMIC DEVELOPMENT					
JUD601 - ADMINISTRATION					
1.		KAAHUMANU HALE ROOF AND LANAI UPGRADES AND IMPROVEMENTS, OAHU			
		PLANS, DESIGN, AND CONSTRUCTION FOR ROOF AND LANAI UPGRADES AND IMPROVEMENTS AT KAAHUMANU HALE, OAHU.			
		PLANS		80	
		DESIGN		360	
		CONSTRUCTION		4,205	
		TOTAL FUNDING	JUD	4,645C	C
2.		KONA JUDICIARY COMPLEX, HAWAII			
		LAND AND DESIGN FOR A NEW JUDICIARY COMPLEX AT KONA, HAWAII.			
		LAND		4,500	
		DESIGN			7,500
		TOTAL FUNDING	JUD	4,500C	7,500C
<u>2.01.</u>		<u>KAUIKEAOULI HALE DOMESTIC WATER BOOSTER AND FIRE PUMP REPLACEMENT, OAHU</u>			
		<u>DESIGN AND CONSTRUCTION FOR THE REPLACEMENT OF THE DOMESTIC WATER BOOSTER AND FIRE PUMP AT KAUIKEAOULI HALE, OAHU.</u>			
		DESIGN			115
		CONSTRUCTION			285
		TOTAL FUNDING	JUD	C	400C
<u>2.02.</u>		<u>KAUIKEAOULI HALE AIR CONDITIONING SYSTEM CONTROLS EQUIPMENT UPGRADE, OAHU</u>			
		<u>DESIGN AND CONSTRUCTION FOR THE UPGRADES TO THE AIR CONDITIONING SYSTEM CONTROLS EQUIPMENT AT KAUIKEAOULI HALE, OAHU.</u>			
		DESIGN			70
		CONSTRUCTION			157
		TOTAL FUNDING	JUD	C	227C
3.		KAPUAIWA BUILDING WINDOW REPLACEMENT AND UPGRADE, OAHU			
		DESIGN AND CONSTRUCTION FOR REPLACEMENT AND UPGRADE OF WINDOWS AT KAPUAIWA BUILDING, OAHU.			
		DESIGN		185	
		CONSTRUCTION			1,850
		TOTAL FUNDING	JUD	185C	1,850C

CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)	
				FISCAL YEAR 2011-2012	FISCAL YEAR 2012-2013
4.		KAUIKEAOULI HALE CELLBLOCK UPGRADE AND IMPROVEMENTS, OAHU			
		PLANS AND DESIGN FOR SECURITY-RELATED UPGRADE AND IMPROVEMENTS TO THE MAIN CELLBLOCK AND CUSTODY HOLDING AREAS AT KAUIKEAOULI HALE, OAHU.			
		PLANS		65	
		DESIGN		240	
		TOTAL FUNDING	JUD	305C	C
5.		KAAHUMANU HALE FIRE ALARM SYSTEM UPGRADE AND IMPROVEMENTS, OAHU			
		PLANS AND DESIGN FOR FIRE ALARM SYSTEMS UPGRADE AND IMPROVEMENTS AT KAAHUMANU HALE, OAHU.			
		PLANS		7	
		DESIGN		140	
		TOTAL FUNDING	JUD	147C	C
6.		KAAHUMANU HALE ELEVATOR SYSTEM UPGRADE AND MODERNIZATION, OAHU			
		PLANS AND DESIGN FOR UPGRADES AND MODERNIZATION TO THE ELEVATORS AT KAAHUMANU HALE, OAHU.			
		PLANS		22	
		DESIGN		270	
		TOTAL FUNDING	JUD	292C	C
6.01.		<u>ALI'LOLANI' HALE EXTERIOR AND CLOCK TOWER IMPROVEMENTS, OAHU</u>			
		<u>DESIGN AND CONSTRUCTION FOR COMPREHENSIVE BUILDING EXTERIOR IMPROVEMENTS AT ALI'LOLANI HALE, OAHU.</u>			
		DESIGN			40
		CONSTRUCTION			3,000
		TOTAL FUNDING	JUD	C	3,040C
6.02.		<u>HOAPILI HALE INTERIOR AIR HANDLING AND SUPPLY SYSTEM IMPROVEMENTS, MAUI</u>			
		<u>DESIGN AND CONSTRUCTION FOR IMPROVEMENTS TO INTERIOR AIR HANDLING AND AIR CONDITIONING SUPPLY SYSTEM AT HOAPILI HALE, MAUI.</u>			
		DESIGN			165
		CONSTRUCTION			1,200
		TOTAL FUNDING	JUD	C	1,365C
6.03.		<u>HOAPILI HALE AIR CONDITIONING ENERGY MANAGEMENT SYSTEM UPGRADE, MAUI</u>			
		<u>DESIGN AND CONSTRUCTION FOR UPGRADE TO AIR CONDITIONING ENERGY MANAGEMENT SYSTEM AT HOAPILI HALE, MAUI.</u>			
		DESIGN			135
		CONSTRUCTION			975
		TOTAL FUNDING	JUD	C	1,110C

CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)	
				FISCAL YEAR 2011-2012	FISCAL YEAR 2012-2013
6.04.		<u>HOAPILI HALE AIR CONDITIONING COOLING TOWER BUILDING IMPROVEMENTS, MAUI</u>			
		<u>DESIGN AND CONSTRUCTION FOR IMPROVEMENTS TO THE AIR CONDITIONING COOLING TOWER BUILDING AT HOAPILI HALE, MAUI.</u>			
		DESIGN			100
		CONSTRUCTION			790
		TOTAL FUNDING	JUD	C	890C
[7:		<u>LUMP SUM CIP FOR JUDICIARY FACILITIES, STATEWIDE¹</u>			
		PLANS		250	250
		DESIGN		2,250	2,250
		CONSTRUCTION		2,250	2,250
		EQUIPMENT		250	250
		TOTAL FUNDING	JUD	5,000C	5,000C]
7.		<u>LUMP SUM CIP FOR JUDICIARY FACILITIES, STATEWIDE</u>			
		<u>PLANS, DESIGN, CONSTRUCTION, AND EQUIPMENT FOR THE GENERAL ALTERATIONS, UPGRADES, AND IMPROVEMENTS TO JUDICIARY FACILITIES, STATEWIDE.</u>			
		PLANS		250	250
		DESIGN		2,250	2,250
		CONSTRUCTION		2,250	2,250
		EQUIPMENT		250	250
		TOTAL FUNDING	JUD	5,000C	5,000C
[8:		<u>WAHIAWA DISTRICT COURT FACILITY, OAHU</u>			
		<u>PLANS AND DESIGN FOR A NEW WAHIAWA-DISTRICT COURT FACILITY, OAHU.¹</u>			
		PLANS		+	
		DESIGN		1,999	
		TOTAL FUNDING	JUD	2,000C	e]
8.		<u>WAHIAWA COURT FACILITY, OAHU</u>			
		<u>PLANS AND DESIGN FOR A NEW WAHIAWA COURT FACILITY, OAHU.</u>			
		PLANS		1	
		DESIGN		1,999	
		TOTAL FUNDING	JUD	2,000C	C"

SECTION 4. Act 61, Session Laws of Hawaii 2011 is amended by amending part V to read as follows:

“PART V ISSUANCE OF BONDS

SECTION 8. General obligation bonds may be issued, as provided by law, to yield the amount that may be necessary to finance projects authorized in part II and listed in part IV of this Act; provided that the sum total of the general obligation bonds so issued shall not exceed [“\$31,424,000-] \$38,456,000”.¹

ACT 107

SECTION 5. Act 61, Session Laws of Hawaii 2011, is amended by adding a new section to part VI to read as follows:

“SECTION 9.1 Any law to the contrary notwithstanding, the appropriations under Act 139, Session Laws of Hawaii 2009, section 8, in the amount indicated or balances thereof, unallotted, allotted, unencumbered, or encumbered and unrequired, are hereby lapsed:

<u>Item No.</u>	<u>Amount</u>	<u>(MOF)</u>
JUD601-4	\$5,000,000	C”

SECTION 6. If any portion of this Act or its application to any person or circumstances is held to be invalid for any reason, the remainder of the Act and any provision thereof shall not be affected. If any portion of a specific appropriation is held to be invalid for any reason, the remaining portion shall be independent of the invalid portion and shall be expended to fulfill the objective and intent of the appropriation to the extent possible.

SECTION 7. If any manifest clerical, typographical, or other mechanical error is found in this Act, the chief justice is authorized to correct the error. All changes made pursuant to this section shall be reported to the legislature at its next regular session.

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

SECTION 9. This Act shall take effect on July 1, 2012.

(Approved June 8, 2012.)

Note

1. So in original.