

## ACT 147

S.B. NO. 159

A Bill for an Act Relating to the Repeal of Non-General Funds.

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

## PART I

SECTION 1. The purpose of this part is to repeal the Captain Cook memorial fund.

The legislature finds that the fund is no longer necessary. It has had no activity in recent years and a very small balance.

SECTION 2. Section 6E-4, Hawaii Revised Statutes, is amended to read as follows:

“~~¶~~§6E-4 Administration. All state historic areas and buildings surplus to the operations of the department of accounting and general services shall be transferred by executive order to the department~~[-except as provided in section 6E-33]~~. All state projects and programs relating to historic preservation shall come under the authority of the department.”

SECTION 3. Section 6E-33, Hawaii Revised Statutes, is repealed.

**PART II**

SECTION 4. The purpose of this part is to repeal the food distribution program revolving fund.

The legislature finds that the revolving fund has no balance or recent activity. Thus, the legislature finds that the revolving fund is not necessary.

SECTION 5. Section 302A-1315, Hawaii Revised Statutes, is repealed.

**PART III**

SECTION 6. The purpose of this part is to address the public health nursing services special fund, which is the source of funding for the program providing case management services for medically fragile children.

More specifically, this part repeals the special fund, but retains the case management services program.

The legislature finds that the special fund has a relatively low balance and minimal activity. Thus, the legislature finds that the special fund is not necessary.

The legislature believes that case management services for medically fragile children is worthy of continuation. Accordingly, the legislature retains reference to the program in statute and intends that it be provided with general funds.

SECTION 7. Chapter 321, Hawaii Revised Statutes, is amended by amending the title of part XXXV to read as follows:

**“[[PART XXXV.]—PUBLIC HEALTH NURSING SERVICES  
SPECIAL FUND] CASE MANAGEMENT SERVICES FOR  
MEDICALLY FRAGILE CHILDREN”**

SECTION 8. Section 321-432, Hawaii Revised Statutes, is amended to read as follows:

~~“[[§321-432]—Public health nursing services special fund. (a) There is established within the state treasury a special fund to be known as the public health nursing services special fund. The special fund shall be administered and expended by the department of health in accordance with this section.~~

~~(b) Case management services for medically fragile children. The department of health shall [expend the special funds to] provide ongoing case management services and [to provide] staff training in case management services in collaboration with the department of human services’ medicaid early and periodic screening, diagnosis, and treatment program, including but not limited to:~~

- ~~(1) Assessment of children who are medically fragile to determine service needs;~~
- ~~(2) Development of a specific care plan;~~
- ~~(3) Referral for and linkages to services to implement the specific care plan; and~~
- ~~(4) Monitoring and follow-up.~~

~~[(c) The special fund shall consist of medicaid] Medicaid reimbursements received by the department for case management services provided to families of medically fragile children[-] shall be deposited into the general fund.”~~

## PART IV

SECTION 9. The purpose of this part is to repeal the blind shop revolving and handicraft fund.

The legislature finds that the revolving fund has a relatively low balance. Thus, the legislature finds that the revolving fund is not necessary.

Although the revolving fund is repealed, this part retains the department of human services' authority to provide the blind workshop and home labor program using other sources of funding to be determined under the executive budget process.

SECTION 10. Section 347-12, Hawaii Revised Statutes, is amended to read as follows:

**“§347-12 Blind shop [revolving] and handicraft [fund.] program.** The [~~department of budget and finance shall create and maintain a revolving fund entitled “blind shop revolving and handicraft fund”.~~ This fund may be used by the] department of human services [~~for~~] may provide a workshop [~~purposes~~] or home labor [~~purposes~~] program for the blind or others, who, in the opinion of the department of human services, will [~~be benefited by such~~] benefit from the experience [~~and all moneys in the fund may be expended for materials, machinery, and other facilities and for the erection, operation, and conduct of such workshops and for the payment of such compensation as the department of human services authorizes. All proceeds derived from the sale of products of the workshops or the home labor shall be deposited in the fund].~~ Under the program, the department may train blind or other persons to produce crafts and other products for sale.

This section shall be subject to any federal policies, rules, or regulations; [~~which~~] that may be applicable in order to obtain federal aid or the cooperation of any federal agency concerned.”

## PART V

SECTION 11. The following funds are abolished:

- (1) The donations for voter registration drive trust account established in 1984 and administered by the department of accounting and general services;
- (2) The Hawaii FYI - ICSD trust account administratively established in 1996 and administered by the department of accounting and general services;
- (3) The parking control revolving fund escrow account administered by the department of accounting and general services;
- (4) The returned ACH tax refunds trust account administratively established in 2004 and administered by the department of accounting and general services;
- (5) The HDOA biocontrol foreign exploration special fund created in 2010 and administered by the department of agriculture;
- (6) The Hawaii EUTF self-directed investments trust account created in 2007 and administered by the department of budget and finance; and
- (7) An account controlled by the state commission on fatherhood, and any remaining balances shall be transferred to the general fund.

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SECTION 12. On July 1, 2015, all unexpended and unencumbered balances remaining in the accounts and funds repealed by this Act shall lapse to the credit of the general fund; provided that the director of finance shall transfer the unencumbered balance in the Captain Cook memorial fund to the state parks special fund.

### PART VI

SECTION 13. Statutory material to be repealed is bracketed and stricken.<sup>1</sup> New statutory material is underscored.

SECTION 14. This Act shall take effect on July 1, 2015.  
(Approved June 26, 2015.)

#### Note

1. Edited pursuant to HRS §23G-16.5.