

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-102  
 Name of Fund: Compliance Resolution Fund - Cable Television  
 Legal Authority: Chapter 440G, HRS, Act 199, SLH 2010

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No. S-XX-302-R

**Intended Purpose:**

To foster the development of responsive and reliable cable communications services for the people of Hawaii, by promoting the public interest in authorizations by the State regarding cable franchises; regulate cable television service to ensure compliance with applicable State and Federal laws and franchise agreements; expand and administratively manage the statewide Institutional Network; and continue the availability of public, education and government cable access. Additional responsibilities due to Act 199 tasked CATV to implement activities to create ubiquitous access to high speed broadband at affordable prices throughout the State.

**Source of Revenues:**

Franchise Fees (HAR 16-132) paid by cable television operators.

**Current Program Activities/Allowable Expenses:**

- Issues and enforces cable television franchises for cable communications services.
- Promulgates and enforces rules and regulations governing the practices, procedures, quality and quantity of services.
  
- Plans and encourages the development of new, improved and more effective utilization of cable communications services, equipment, and facilities including the State's Institutional Network (INET), and public, educational, and government (PEG) access resources and facilities, which will enhance communications services available to Hawaii's citizens.
- Support public and private efforts to enhance or facilitate deployment; making recommendations to establish affordable, accessible broadband services to un-served and underserved areas; increase usage and demand by facilitating deployment of expanded applications such as telework, telemedicine, e-learning; and assist in implementing recommendations in the Hawaii Broadband Task Force Report of December 2008, and the goals of the Governor's Hawaii Broadband Initiative of August 2011.

**Variations:**

Generally, the variances in revenues each year is due to changes in the gross revenues of the cable operators in the State. For FY19, FY20, FY21, and FY22 the variance in revenues is largely due to DCCA's decision to decrease the annual fee assessed on cable operators from 1% to 0%, effective July 1, 2019, until further order of the DCCA Director (Decision and Order No. 375; May 9, 2019); and revenue in FY20, FY21 & FY22 represent basic interest. Decision to decrease the annual fee is expected to be recinded in FY23. Variations in expenditures each year including FY19, FY20, FY21, FY22 relate to: (1) planned management audits and utilization of consulting services (e.g., franchise renewals, PEG designations, federal FCC proceedings, etc.); and (2) increased broadband activities required of the Department. FY21, FY22 expenditures also include FY20, FY21 encumbrances for consulting/expert services.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	2,559,971	2,609,370	2,609,370	2,648,986	2,648,986	2,566,872	2,566,872
Beginning Cash Balance	6,755,529	8,429,071	9,804,965	11,023,754	10,104,568	8,938,086	6,021,818
Revenues 1/	3,160,317	2,989,888	3,117,085	532,572	59,735	57,500	2,500,000
Expenditures	1,160,764	1,266,628	1,541,021	1,079,052	872,445	2,566,872	2,566,872
Transfers							
List each by JV# and date							
00JS6235 6/30/2021					(85,598)		
00JS0919 9/4/2020					(85,597)		
00JS2799 12/22/2020					(85,597)		
00JS3542 2/4/2021					(85,597)		
00JS3705 2/17/2021					(11,383)		
Net Total Transfers	(326,011)	(347,366)	(357,275)	(372,706)	(353,772)	(406,896)	(438,875)
Ending Cash Balance	8,429,071	9,804,965	11,023,754	10,104,568	8,938,086	6,021,818	5,516,071
Encumbrances	562,473	532,788	914,799	916,663	1,277,699	485,000	455,000
Unencumbered Cash Balance	7,866,598	9,272,177	10,108,955	9,187,905	7,660,387	5,536,818	5,061,071

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-102  
 Name of Fund: Funds held outside the State Treasury by Time Warner  
 Legal Authority Decision & Order No. 346, Section IV.I.4

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Funds held outside of State Treasury  
 Appropriation Acct. No. T-xx-907

**Intended Purpose:**

Franchise fees over the cap amount that is paid by Oceanic Time Warner Cable, LLC ("Oceanic"), now known as Spectrum Oceanic, to Olelo are provided to DCCA for INET/Broadband purposes.

**Source of Revenues:**

Franchise fees (HAR 16-132) paid by cable tv operators.

**Current Program Activities/Allowable Expenses:**

Expenses related to expansion and upgrade of the Institutional Network ("INET"); and any other expenses/activities relating to broadband.

**Variiances:**

Variance in revenues each year occurred due to changes in Oceanic's (now known as Spectrum) gross revenues, which are based on the number of customers and cable packages to which such customers subscribe. The variance in FY19 expenditure reflects the transfer made by the Department to the DOE in compliance with Act 53, Session Laws of Hawaii which authorized and required the transfer. Revenues (aside from simple interest) for this account is expected to cease since Spectrum is no longer required to hold funds for INET and broadband related purposes in the account, under Decision and Order No. 372, issued by the Department on March 23, 2018. In FY20, due to a review of Spectrum's calculations of franchise fees and true-up requirements, \$67,463 in revenues in addition to interest was added to the account, the \$13 in expenditures in FY20 is due to bank fees.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling			7,920,000	0	0	0	0
Beginning Cash Balance	7,569,895	8,231,476	8,729,819	814,687	883,051	883,316	883,581
Revenues	661,581	498,356	4,868	68,377	265	265	265
Expenditures		13	7,920,000	13	0	0	0
Transfers							
List each by JV# and date			0				
Net Total Transfers			0				
Ending Cash Balance	8,231,476	8,729,819	814,687	883,051	883,316	883,581	883,846
Encumbrances					0	0	0
Unencumbered Cash Balance	8,231,476	8,729,819	814,687	883,051	883,316	883,581	883,846

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-103  
 Name of Fund: CRF-PUC Spcl Fnd Allocation-Consumer Advocacy  
 Legal Authority: Section 269-33, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-XX-303-R

**Intended Purpose:**

To fund the operations of the Division of Consumer Advocacy.

**Source of Revenues:**

Public utility fees paid to the public utilities commission pursuant to HRS §269-30, and placed in the public utilities commission special fund. Pursuant to HRS §269-33, on a quarterly basis, an amount is allocated in accordance with legislative appropriations to the DCA and deposited in the compliance resolution fund.

**Current Program Activities/Allowable Expenses:**

To represent, advance and protect the interests of consumers of regulated utility and transportation services. The division is a party to every proceeding before the Hawaii Public Utilities Commission. The division participates in, among other things, reviews of utility and transportation companies' requests to increase rates, service reliability investigations, energy utility integrated resource plans, and capital improvement projects for utilities. In addition, the division strives to promote effective competition and consumer protection through contested cases and rule making proceedings regarding telecommunications and electric power infrastructure development.

**Variations:**

**Revenue variations:** The interest revenues will vary depending on the amount of cash reserve balances.

**Expenditure variations:** Variations in Expenditures will be mostly driven by the following: 1) position vacancies; and 2) anticipated proceedings that do not move forward, which will result in various consultant and other expenses not being incurred as expected. In FY 2019, there was a notable decrease in expenditures due to significant attention to certain proceedings that caused other proceedings to be delayed. The increase in FY 20 (and leveling off in FY 21) reflects some of those delayed proceedings being reinitiated, while other anticipated expenditures were still delayed. For FY 22 and beyond, it is anticipated that more vacancies will be filled and anticipated consultant expenses will be incurred to meet the increasingly complex and challenging workload.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	4,241,213	4,230,174	4,138,705	4,494,086	4,494,086	4,604,311	4,604,311
Beginning Cash Balance	7,476,675	8,464,730	9,007,735	10,218,187	11,021,839	11,927,212	11,087,643
Revenues 1/	57,954	50,357	69,923	357,252	70,817	20,000	20,000
Expenditures	2,876,023	3,292,626	2,637,783	3,415,378	3,001,727	4,604,311	4,604,311
Transfers							
List each by JV# and date							
00JS0919 9/4/2020					(153,587)		
00JS2799 12/22/2020					(153,587)		
00JS3542 2/4/2021					(153,587)		
00JS6235 6/30/2021					(153,587)		
00JS3705 2/17/2021					(43,455)		
00JS1443 10/5/2020					561,761		
00JS2699 12/16/2020					561,761		
00JS4099 3/10/2021					561,761		
00JS4647 4/13/2021					2,808,804		
Net Total Transfers	3,806,124	3,785,274	3,778,312	3,861,778	3,836,283	3,744,742	3,747,108
Ending Cash Balance	8,464,730	9,007,735	10,218,187	11,021,839	11,927,212	11,087,643	10,250,440
Encumbrances	2,057,389	1,684,596	1,794,802	1,277,408	1,211,558	0	0
Unencumbered Cash Balance	6,407,341	7,323,139	8,423,385	9,744,431	10,715,654	11,087,643	10,250,440

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department:	<u>Commerce and Consumer Affairs</u>	Contact Name:	<u>Dean Hazama</u>
Prog ID(s):	<u>CCA 104, CCA-110</u>	Phone:	<u>586-2844</u>
Name of Fund:	<u>Multi-state Enforcement and Education Fund/ Multi-state Mortgage Servicer Agreement Fund</u>	Fund type (MOF):	<u>Trust Funds (T)</u>
Legal Authority:	<u>Multi-state Mortgage Settlement Agreement, Multi-state Mortgage Servicer Settlement Agreements</u>	Appropriation Acct. No.:	<u>T-xx-932-R</u>

**Intended Purpose:**

- Provide support of general consumer protection enforcement efforts, including but not limited to, mortgage rescue fraud, and to educate homeowners about mortgage rescue fraud scams.
- Monitor compliance with the terms of the multi-state mortgage servicer settlement agreements, supervise and regulate the mortgage loan industry, and provide consumer education.

**Source of Revenues:**

- Part of a grant from the Dept. of the Attorney General awarded to the DCCA out of Hawaii's share of the National Mortgage Settlement.
- Funds paid by the five mortgage servicers as required by the terms of the multi-state mortgage servicer settlement agreements.

**Current Program Activities/Allowable Expenses:**

- The fund permits the Office of Consumer Protection to hire additional legal, investigative and support staff to support ongoing enforcement actions, investigations and outreach programs, as well as related operating expenses.
- Licenses, supervises and regulates mortgage loan originators, mortgage loan originator companies and mortgage servicers. Funds will be used to hire staff to conduct investigations, examine for compliance with applicable laws and rules, and to provide consumer education and outreach. Funds will also be used for related expenses including training of staff.

**Variances:**

This fund is shared among DO, OCP, and DFI. As such, it is difficult to account for variances. DFI had a beginning balance of \$129,316. \$116,535 was paid to MicroPact in FY21. In FY22 a Pacific Point invoice of \$785.34 was paid and DCIL payments from participants (\$1,000 from each participant) are flowing through the account. After processing fees are paid, any remaining balance pertaining to DCIL will be transferred to HTDC.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling				0	0	0	0
Beginning Cash Balance	712,427	1,037,538	480,822	368,611	242,215	17,104	17,104
Revenues 1/	501,536	0	0		14,935		
Expenditures	176,425	556,716	112,211	126,396	240,046		
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	1,037,538	480,822	368,611	242,215	17,104	17,104	17,104
Encumbrances	435,360	0					
Unencumbered Cash Balance	602,178	480,822	368,611	242,215	17,104	17,104	17,104

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information**  
for Submittal to the 2022 Legislature

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-104  
 Name of Fund: CRF- Financial Institutions  
 Legal Authority: Sections 412:2-109, 449-14, 489D-12.5, 454F-18, 454F-23, 454M-11, and 26-9(o), HRS, and Small Dollar Installment Loans

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-XX-320-R

**Intended Purpose:**

To allow the Commissioner to appoint examiners to examine the affairs of financial institutions, escrow depositories, trust companies, money transmitters, mortgage loan originators, mortgage loan originator companies, and mortgage servicers; to appoint any necessary administrative support personnel; and to pay for any expenses incurred during examinations or necessary for the education and training of personnel and other expenses related to examinations and administrative costs as well as to support the entire program of the Division of Financial Institutions (DFI).

**Source of Revenues:**

Transfer of \$2 million from taxes paid by banks and other financial corporations (HRS 241-7); and application, examination, licensing, and other fees and fines paid by financial institutions, escrow depositories, trust companies, money transmitters, mortgage loan originators, mortgage loan originator companies, mortgage servicers, and small dollar lenders.

**Current Program Activities/Allowable Expenses:**

Ensures the safety and soundness of state-chartered financial institutions by fairly administering applicable statutes and rules through a program of supervision and regulation through chartering or licensure, examination, application review, off-site monitoring, investigation, and complaint handling and is also responsible for the licensing and supervision of escrow depositories, trust companies, money transmitters, mortgage loan originators, mortgage loan originator companies, and mortgage servicers. Additionally, in the second half of FY 22, the small dollar lending industry will be within the auspices of DFI.

**Variations:**

The pandemic primarily accounts for variations in revenues and expenditures. The mortgage industry has experienced significant activity nationwide as telework has enabled employees to work from remote locations. That flexibility, coupled with a low interest rate environment, have fueled the residential mortgage industry to unprecedented levels. This high level of activity is expected to subside to normal levels. Expenditures declined in large part due to training related travel. If the pandemic recedes, training travel and other training costs are expected to increase to somewhat normal levels. Expenditures will grow in FY 22 and FY23 due to initial costs in standing up the small dollar lending regulatory effort. DFI envisions hiring two licensing examiners for small dollar lending and one licensing examiner for trust companies. In second half of FY 22, the three new hires plus computer equipment will cost approximately \$208,000. Thereafter, the annual cost will be approximately \$350,000. Additional field examiners will be needed, but not in FY 22. Those expenditures will be covered by initial licensing and later renewal fees. Additional expenditures are projected due to an increase in fringe benefit costs.

<b>Financial Data</b>							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	4,972,852	4,836,792	4,979,192	5,175,488	5,175,488	5,336,797	5,336,797
Beginning Cash Balance	9,480,492	10,910,845	11,365,807	11,498,910	11,198,600	12,742,604	12,323,572
Revenues 1/	5,578,295	5,678,122	5,503,582	5,052,160	6,788,789	5,646,100	5,646,100
Expenditures	3,513,574	4,579,275	4,681,776	4,624,291	4,440,463	5,336,797	5,336,797
Transfers							
List each by JV# and date							
00JS0919 9/4/2020					(177,082)		
00JS2799 12/22/2020					(177,082)		
00JS3542 2/4/2021					(177,082)		
00JS6235 6/30/2021					(177,080)		
00JS3705 2/17/2021					(95,996)		
Net Total Transfers	(634,368)	(643,885)	(688,703)	(728,179)	(804,322)	(728,335)	(996,712)
Ending Cash Balance	10,910,845	11,365,807	11,498,910	11,198,600	12,742,604	12,323,572	11,636,163
Encumbrances	505,001	156,457	184,479	62,395	166,237	0	0
Unencumbered Cash Balance	10,405,844	11,209,350	11,314,431	11,136,205	12,576,367	12,323,572	11,636,163

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.  
Form 37-47 (rev. 9/2/21)

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-104  
 Name of Fund: Mortgage Loan Recovery Fund  
 Legal Authority: Section 454F-41, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-926-R

**Intended Purpose:**

To allow consumers harmed by persons that violate Chapter 454F, HRS, to recover damages sustained by the fraud, misrepresentation, or deceit of such persons.

**Source of Revenues:**

Fees paid by mortgage loan originator companies, branch offices of mortgage loan originator companies, and mortgage loan originators upon initial licensure and at annual renewal.

**Current Program Activities/Allowable Expenses:**

Licenses and regulates mortgage loan originator companies and mortgage loan originators. Mortgage Loan Recovery Fund (Recovery Fund) was established to protect consumers by making it easier to recover losses caused by persons that violate Chapter 454F, HRS. Allowable expenses are the payment of claims as ordered by a court and expenses related to the administration of the-Recovery Fund.

**Variations:**

As mentioned in the last two years, the drop off in revenue beginning in FY2020 results from the suspension of collection of all fees until the fund reduces to \$750,000. Expenditures vary based on court approved claims or potential claims projected to be paid.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	220,000	220,000	110,000	301,000	301,000	301,000	301,000
Beginning Cash Balance	1,578,165	1,813,815	1,990,715	2,155,365	2,207,315	2,099,965	1,798,965
Revenues 1/	235,650	176,900	164,650	51,950	0	0	0
Expenditures	0	0	0	0	107,350	301,000	301,000
Transfers							
List each by JV# and date							
Net Total Transfers			0		0	0	0
Ending Cash Balance	1,813,815	1,990,715	2,155,365	2,207,315	2,099,965	1,798,965	1,497,965
Encumbrances					0	0	0
Unencumbered Cash Balance	1,813,815	1,990,715	2,155,365	2,207,315	2,099,965	1,798,965	1,497,965

Additional Information:

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F, August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Compliance Resolution Fund - PVL  
 Legal Authority: Section 26-9, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-XX-305-R

**Intended Purpose:**

To fund the operations of the Professional and Vocational Licensing Division.

**Source of Revenues:**

Application, license, and renewal fees.

**Current Program Activities/Allowable Expenses:**

For 52 regulated areas - process applications for licensure, examine applicants, license, renew, update licensee files, provide information and guidance to the public, applicants and licensees regarding regulatory areas orally and in writing, assist with or adopt or amend rules, propose and respond to legislative measures, liaison between 25 regulatory boards and DCCA, conduct public meetings, public hearings, produce minutes, facilitate decision-making by the boards in ordering disciplinary action against a licensee and granting, denying or otherwise conditioning license applications, network with outside entities for coordinated activities and keeping abreast of current trends, network with other State agencies for compliance (legislative auditor, ethics commission, procurement office).

**Variations:**

Renewal fees are collected on a biennial basis resulting in revenue variances between FYs.  
 FY 20 expenditure variance due to increased staffing.  
 FY 22-23 expenditure variances is based on projection to ceiling.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	6,484,103	7,085,895	7,237,863	7,892,944	7,892,944	8,117,600	8,117,600
Beginning Cash Balance	5,467,749	6,715,727	9,024,902	9,545,440	10,787,462	9,074,932	7,918,543
Revenues 1/	7,811,810	9,426,050	7,672,015	9,138,171	6,592,978	8,248,000	8,988,000
Expenditures	5,705,641	6,178,013	6,144,357	6,785,630	6,991,633	8,117,600	8,117,600
Transfers							
List each by JV# and date							
00JS0919 9/4/2020					(270,293)		
00JS2799 12/22/2020					(270,293)		
00JS3542 2/4/2021					(270,293)		
00JS6235 6/30/2021					(270,291)		
00JS3705 2/17/2021					(232,705)		
Net Total Transfers	(858,191)	(938,862)	(1,007,120)	(1,110,519)	(1,313,875)	(1,286,789)	(1,387,918)
Ending Cash Balance	6,715,727	9,024,902	9,545,440	10,787,462	9,074,932	7,918,543	7,401,025
Encumbrances	148,363	1,043,284	60,541	648,733	770,174		
Unencumbered Cash Balance	6,567,364	7,981,618	9,484,899	10,138,729	8,304,758	7,918,543	7,401,025

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Compliance Resolution Fund  
 Legal Authority: Act 199, SLH 2015

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Special Funds (B)  
 Appropriation Acct. No. S-XX-363-R

Intended Purpose: For the Implementation of the Behavior Analyst Program

Source of Revenues: Collection of a \$50 assessment fee upon registration and renewal of behavior analyst.

Current Program Activities/Allowable Expenses: Process applications for registration, renewal and maintenance of registrants and inquiries to the general public

Purpose of Proposed Ceiling Adjustment (if applicable):

N/A

Variances: Renewals are on a biennial basis resulting in variances between FYs. Fund folded into S305.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	40,000	0	0				
Beginning Cash Balance	1,980	4,425	0	0	0	0	0
Revenues	2,576	570	0			0	0
Expenditures	131	0	0			0	0
<b>Transfers</b>							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	(4,429)	0	0	0	0	0
Ending Cash Balance	4,425	566	0	0	0	0	0
Encumbrances							
Unencumbered Cash Balance	4,425	566	0	0	0	0	0

**Additional Information:**

Amount Req. by Bond Covenants							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							



**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Real Estate Recovery Fund  
 Legal Authority: Sections 467-16-19, 21-24, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-904-R

**Intended Purpose:**

As stated in §467-16(a), HRS, the Real Estate Recovery Trust Fund is intended to provide recovery to persons "aggrieved by an act, representation, transaction, or conduct of a duly licensed real estate broker, or real estate salesperson, upon the grounds of fraud, misrepresentation, or deceit". The statute establishes limits of \$25,000 per transaction and \$50,000 per licensee.

**Source of Revenues:**

Original real estate license fees.

**Current Program Activities/Allowable Expenses:**

See attached.

**Purpose of Proposed Ceiling Increase (if applicable):**

None

**Variations:**

Revenue variances - Renewal fees are on a biennial basis resulting in variances between FYs.

Expense variances - Difference between actual and expenditure ceiling

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	504,592	508,128	508,128	509,869	510,534	512,881	512,881
Beginning Cash Balance	740,077	814,981	876,360	910,535	889,100	923,541	893,541
Revenues	121,460	131,921	127,348	68,087	129,623	70,000	130,000
Expenditures	46,556	70,542	93,173	89,522	95,182	100,000	120,000
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	814,981	876,360	910,535	889,100	923,541	893,541	903,541
Encumbrances		5,695	1,423		5,083		2,500
Unencumbered Cash Balance	814,981	870,665	909,112	889,100	918,458	893,541	901,041

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

## Report on Non-General Fund Information for Submittal to the 2022 Legislature

DCCA Non-General Fund Information - Real Estate Recovery Fund  
Page 2

### **Statement of Objectives:**

To provide compensation for aggrieved consumers of real estate licensees up to a limit of \$50,000 per incident, per licensee as well as information and education to consumers regarding their rights and benefits under the program.

### **Current Program Activities/Allowable Expenses:**

- Defend and administer claims through contracted attorneys who represent the Commission in actions for claims, including administering contracts and payment for services.
- Provide information, advice, and referral on all inquiries concerning the Real Estate Recovery Trust Fund and claims.
- Receive, process, and act on complaint notices, court filed motions, subpoenas, settlement claims, and court ordered claims including record keeping and monitoring the complaints through the courts.
- Arrange and assist in presentation of settlement claims, court ordered claims, and other issues to the Commission at its monthly scheduled meetings or emergency meetings.
- Administer budget, including development and approval of biennium budget, record keeping, any CPA audit, investment of funds, development of statistical and other periodic reports to licensees, Budget and Finance, Governor, and the Legislature.
- Study and develop case summaries for educational purposes.
- Initiate and develop collection program, continue to administer the State Tax Intercept Program with the Department of Taxation and DAGS.
- Research, develop, print, and distribute a simple plain language brochure for claimants.
- Provide funding for clerical position, who services the program.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Real Estate Education Fund  
 Legal Authority: Sections 467-11-19, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-905-R

**Intended Purpose:**

See attached.

**Source of Revenues:**

Original licensing and biennial renewals fees. Registration of schools, providers, courses and instructors. Interest due from the real estate recovery fund.

**Current Program Activities/Allowable Expenses:**

See Attached

**Variations:**

Revenue variances - Renewal fees are on a biennial basis resulting in variances between FYs.

Expense variances - Difference between actual and expenditure ceiling

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	713,214	818,958	844,626	863,508	871,744	894,839	894,839
Beginning Cash Balance	394,194	1,218,073	817,810	1,601,167	1,241,776	2,106,807	1,411,968
Revenues	1,355,680	170,907	1,409,993	214,074	1,417,811	200,000	1,420,000
Expenditures	531,801	571,170	626,636	573,465	552,780	894,839	894,839
Transfers							
List each by JV# and date							
Net Total Transfers	0	0					
Ending Cash Balance	1,218,073	817,810	1,601,167	1,241,776	2,106,807	1,411,968	1,937,129
Encumbrances	1,239	30,929	3,306	17,315	38,581	5,000	5,000
Unencumbered Cash Balance	1,216,834	786,881	1,597,861	1,224,461	2,068,226	1,406,968	1,932,129

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

## Report on Non-General Fund Information for Submittal to the 2022 Legislature

DCCA Non-General Fund Information - Real Estate Education Fund  
Page 2

### Intended Purpose:

As stated in §467-19(b), HRS, the Real Estate Education Trust Fund is intended to "promote the advancement of education and research in the field of real estate for the benefit of the public and

### Statement of Objectives

The objective of the Real Estate Education Trust Fund is to oversee the licensing of real estate professionals, improving the offering and delivery of real estate pre-licensing and continuing education courses, and conduct HAR chapter 99 rulemaking for the benefit of the public and the real estate industry.

### Current Program Activities/Allowable Expenses:

#### Funding of Exempt Positions

- Provide funding for Real Estate Specialists and clerical positions, who administer the programs below.

#### Information, Advice and Referral

- Respond to inquiries from the public, consumers, real estate licensees, government officials, attorneys, educators, and others via telephone, office walk-ins, written inquiries
- Administer real estate website.
- 
- Administer and provide information as required under the Uniform Information Practices Act.
- Administer and maintain a public information self-help area in the office for walk-in traffic, which includes public information documents, educational materials, and reference
- Arrange and conduct Real Estate Specialists of the Day at neighbor island sites.

#### Educational and Informational Materials

- Research, develop, publish and distribute the quarterly real estate bulletin to all real estate licensees, government officials, State Libraries, and others in related areas.
- Printing and distribution of Chapter 467, HRS, as amended to all principal brokers and brokers-in-charge.
- School Files, a quarterly bulletin to real estate prelicense schools, prelicense and continuing education instructors and continuing education providers which provides current
- Various publications and informational sheets for consumers and real estate licensees.
- 
- Research, develop and submit articles for the media.
- Research and report on alternative delivery of educational materials.
- Develop and maintain website on the internet for dissemination of information, publications, forms, agendas, etc. to licensees and the general public.
- Distribute new salesperson and broker start-up kits, consisting of information and educational materials.

#### Administer Education Review Committee, Laws and Rules Review Committee and Real Estate Commission

- Hold monthly meetings for the two standing committees and the Commission with some meetings at neighbor island sites.
- Administration of the committee meetings, including agenda, distribution materials, room and equipment arrangements, oral testifiers, minutes, committee reports, post-meeting
- Conduct and administer periodic symposiums.
- Administration of Education Evaluation Task Force Subcommittee.

#### Research, develop or update curriculum and instructional materials for courses and administer courses

- Continuing education core course.
- Prelicensing real estate broker course.
- Prelicensing real estate salesperson course.

#### Research, develop and conduct seminars, workshops and meetings

- Instructor development workshops, course briefings and other meetings for real estate educators.
- Real estate seminars for real estate licensees.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Condominium Education Trust Fund  
 Legal Authority Sections 514B-71,72,73 HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Acct. No. T-XX-906-R

**Intended Purpose:**

See attached.

**Source of Revenues:**

Developers' final public report fees, association of unit owners registration and biennial re-registration fees.

**Current Program Activities/Allowable Expenses:**

See attached.

**Variations:**

Revenue variances - Renewal fees are on a biennial basis resulting in variances between FYs.

Expense variances - Difference between actual and expenditure ceiling

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	865,274	962,165	995,165	1,013,867	1,004,966	1,028,926	1,028,926
Beginning Cash Balance	1,634,488	2,548,224	2,186,051	2,251,082	1,743,637	1,773,473	969,547
Revenues 1/	1,469,887	244,484	780,985	220,220	749,932	225,000	1,640,000
Expenditures	556,151	606,657	715,954	727,665	720,096	1,028,926	1,028,926
Transfers							
List each by JV# and date							
			0				
Net Total Transfers		0	0				
Ending Cash Balance	2,548,224	2,186,051	2,251,082	1,743,637	1,773,473	969,547	1,580,621
Encumbrances	1,527	1,162	28,944	1,187	17,091	1,500	1,500
Unencumbered Cash Balance	2,546,697	2,184,889	2,222,138	1,742,450	1,756,382	968,047	1,579,121

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

## Report on Non-General Fund Information for Submittal to the 2022 Legislature

DCCA Non-General Fund Information- Condominium Education Trust Fund  
Page 2

### **Intended Purpose:**

514B-71, HRS, the Condominium Education Trust Fund is intended to finance or promote: "(1) Education and research in the field of condominium management, condominium registration, and real estate for the benefit of the public and those required to be registered under this chapter; (2) The improvement and more efficient administration of condominium associations; and (3) Expedient and inexpensive procedures for resolving condominium association disputes."

### **Statement of Objectives**

The one of the objectives of the Condominium Education Trust Fund is to provide increased understanding of condominium living for the benefit of the public through educational outreach for the improvement and more efficient administration of condominium associations' biennial registration and provide for inexpensive dispute resolution. Other objectives are to further enhance online public access to condominium projects and Association of Unit Owners registrations and further develop its communication efforts with unit owners, developers, boards, associations, and the public.

### **Current Program Activities/Allowable Expenses: Funding of Exempt Positions**

- Provide funding for Condominium Specialists and clerical positions, who service the programs below.

### Information, Advice and Referral

- Respond to inquiries from the public, consumers, condominium owners, board of directors, condominium managing agents, real estate licensees, attorneys,  
•  
• Administer condominium website.
- Administer condominium reference library program through State Libraries, other venues and in house, providing publications and information to condominium  
•  
• Administer and provide information, as required under the Uniform Information Practices Act.
- Administer and maintain a public information self-help area in the office for walk-in traffic, which includes public information documents, educational materials
- Arrange and conduct Condominium Specialists of the Day at various neighbor island sites.
- Study the feasibility of finding other means of providing access to condominium public information through computer discs or compact discs, State Libraries, webpage, etc.
- Coordinate educational sessions regarding §§514A and 514B and updates.

### Educational Research and Informational Materials

- Research, develop, publish and distribute quarterly condominium bulletin to registered condominium associations and condominium managing agents,
- Research, develop, publish and distribute stand-alone chapters (brochures) for the Condominium Board of Directors Guide to registered condominium associations, condominium managing agents, government officials, State Libraries and others in related areas.
- Print and distribute information and educational materials including start-up kits to new condominium associations and new condominium managing agents.
- Research, develop and submit various articles for media publication. 0
- Develop and maintain website on the internet for dissemination of information, forms, publications, etc. for developers, associations, CMA's, condominium
- Print and distribute amended Chapters 514A and 514B to all registered condominium associations and condominium managing agents.
- Update, print and distribute updated Condominium Board of Directors series.
- Continue with the recodification of the condominium law educational efforts.

### Rulemaking

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

- Research, develop and initiate Chapter 107, HAR rulemaking for Chapters 514A and 514B, HRS, including public workshops with those affected.
- Research, present, and receive recommendations for amendments to Chapter 107, HAR, and discuss and receive comments at the monthly Condominium
- Research, study, and make recommendations concerning fees for Chapter 53, HAR, and assist the Professional and Vocational Licensing Division in the

**DCCA Non-General Fund Information- Condominium Education Trust Fund**

**Page 3**

Mediation of Governance and Management Problems

- Administer contracts and provide funding for alternative dispute resolution through mediation, through the procured mediation providers for all islands.
- Secure mediation information and develop report to the Legislature and Governor.
- Continue to seek other mediation service vendors.
- Coordinate and administer joint complaint/mediation program with the Regulated Industries Complaints Office including funding of mediations.
- Research, development, publication, and distribution of brochure on dispute resolution alternatives.

Arbitration of Condominium Problems

- Administer program through American Arbitration Association and other arbitration organizations.

Condominium Project Registration and Public Reports

- Administer registration of new condominium projects, review of documents, owner occupants reservation procedures, and public reports, including records
- Administer consultant contracts and the review of project assessments and public reports.
- Administer public review of condominium project documents and public reports, including requests for copies.
- 
- Conduct periodic meetings and workshops with the condominium consultants, developers and attorneys.

Administer Condominium Review Committee

- Administer and conduct monthly meetings of the Condominium Review Committee, standing committee of the Commission, including meetings at various
- Administration includes agenda, distribution of materials, room and equipment arrangements, receipt of testimony, minutes, Committee Reports, post-meeting
- Conduct and administer periodic educational symposiums.

Administer Seminars, Workshops and Meetings

- Research, develop, procure, contract and conduct condominium seminars, workshops and special meetings with those in the condominium community.
- Administer seminar subsidy program, including contract administration.

Interactive Educational and Research Participation

- Provide Educational speakers to organizations, government entities and others.
- Participate, exchange and network with local, state, national and international organizations and other governmental entities.
- Provide briefings to Legislators, testify on legislative bills and participate in other legislative matters.
- 
- Research and report to the Legislature annually on condominium programs, budget and mediation programs.
- Research, coordinate, and implement Recodification Plan for Chapter 514A, HRS.

Administration of Condominium Association, Condominium Managing Agent Registrations, and Condominium Hotel Operators

- Administer registration and biennial re-registration of condominium associations, condominium managing agents and condominium hotel operators, including
- Conduct periodic workshops and meetings with registrants.

Administration of Budget and Biennial Plans

- Development and approval of the Condominium Education Trust Fund budget.
- Administration of budget, investment of funds and any CPA audits.
- Research, development and submission of information and reports required by the Department, Budget and Finance, Governor and the Legislature.
- Research, development, approval and administration of the Biennial Education and Research Plan.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Contractors' Recovery Fund  
 Legal Authority: Section 444-26, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-908-R

**Intended Purpose:**

Section 444-26, HRS provides that a person injured by an act, representation, transaction, or conduct of a duly licensed contractor may recover by an order of the court, an amount of not more than \$12,500 per contract and \$25,000 per contractor from the Contractors Recovery Fund.

**Source of Revenues:**

All new contracting entity licensees (firms/sole proprietors) shall pay \$150 into the fund upon initial licensure and may be required to pay \$10 upon license renewal. At any time the fund balance falls below \$250,000 the Contractors License Board may assess every contractor a fee not to exceed \$500 annually for deposit into the fund.

**Current Program Activities/Allowable Expenses:**

Allowable expenses include payments to eligible consumers who have obtained an arbitrated award or court judgment against a contractor, and payment of attorney - consultant fees.

**Variations:**

Revenue variations - Dependent upon the number of individuals that are licensed. Expenditure variations - Dependent upon the amount of claims paid.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	200,000	200,000	200,000	200,000	200,000	200,000	200,000
Beginning Cash Balance	791,515	890,827	924,583	984,240	903,577	793,071	678,071
Revenues 1/	154,495	73,202	133,303	58,930	51,353	85,000	60,000
Expenditures	55,183	39,446	73,646	139,593	161,859	200,000	200,000
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	890,827	924,583	984,240	903,577	793,071	678,071	538,071
Encumbrances	4,266	1,990	0				
Unencumbered Cash Balance	886,561	922,593	984,240	903,577	793,071	678,071	538,071

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.



**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Contractors' Education Fund  
 Legal Authority: Section 444-29, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-909-R

**Intended Purpose:**

Section 444-29, HRS provides that the Contractors Education fund is to be used for consumers, licensees, Contractors License Board members and staff; to be used for publications, media exposure, participation in national association meetings, classes and other educational purpose the Board deems necessary.

**Source of Revenues:**

The interest from the investments for the contractors' recovery fund shall be deposited to the credit of the contractors' education fund. In addition, all new contracting entity licensees (firms/sole proprietors) shall pay \$10 into the fund upon initial licensure and may be required to pay \$5 upon license renewal.

**Current Program Activities/Allowable Expenses:**

Funded activities include: National Association dues; attendance by Executive Officer and Board members at national association meetings; registration fees for attendance at national meetings, travel expense for neighbor island Board members to attend special Board meetings on Oahu; publication of educational materials; and overtime pay for clerical staff as needed.

**Variiances:**

Revenue variiances - Dependent upon the number if individuals that are licensed. Expenditure variiances - Dependent upon participation at national association meetings, special meetings requiring travel for neighbor island board members and publication of educational materials.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	16,968	16,968	16,968	161,600	161,600	161,600	161,600
Beginning Cash Balance	510,083	551,695	560,524	605,613	655,489	666,554	519,954
Revenues 1/	46,717	13,829	48,064	61,279	11,540	15,000	12,000
Expenditures	5,105	5,000	2,975	11,403	475	161,600	161,600
Transfers							
List each by JV# and date							
Net Total Transfers	0	0					
Ending Cash Balance	551,695	560,524	605,613	655,489	666,554	519,954	370,354
Encumbrances	0	0		580			
Unencumbered Cash Balance	551,695	560,524	605,613	654,909	666,554	519,954	370,354

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue Projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Real Estate Appraisers  
 Legal Authority: Chapter 466K, HRS; Title 16, Chapter 114, HAR

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-919-R

**Intended Purpose:**  
See attached.

**Source of Revenues:**

The Federal Financial Institutions Examination Council ("FFIEC") mandates that each state collect a \$40 annual fee from each licensed and certified real estate appraiser to maintain the federal national registry. Appraisers must be on the national registry to perform appraisals in connection with federally related real estate transactions.

**Current Program Activities/Allowable Expenses:**  
See attached.

**Variations:**

The fees collected for the national registry are collected every other year at renewal thus explaining the large variance every other year.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	55,000	55,000	55,000	55,000	55,000	55,000	55,000
Beginning Cash Balance	5,250	4,970	3,890	3,530	27,930	4,290	4,290
Revenues 1/	2,000	37,720	2,040	36,720	2,200	38,560	2,200
Expenditures	2,280	38,800	2,400	12,320	25,840	38,560	2,200
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	4,970	3,890	3,530	27,930	4,290	4,290	4,290
Encumbrances	0	0		400	960		
Unencumbered Cash Balance	4,970	3,890	3,530	27,530	3,330	4,290	4,290

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

1/ Revenue Projections based on Rev Est to B&F August 2020.

DCCA Non-General Fund Information - Real Estate Appraisers Trust Fund  
Page 2

**Intended Purpose:**

The Legislature finds that the regulation of real estate appraisers is reasonably necessary to protect consumers. The Legislature further finds that 12 United States Code §3301 et seq. requires that real estate appraisals utilized in connection with federally related transactions be performed by individuals who are licensed or certified appraisers. The purposes of this chapter (466K, HRS) are to implement the requirements of 12 United States Code Sec §3301 et seq. and to require that all real estate appraisals be performed by licensed or certified appraisers. The requirements of this chapter do not apply to any real estate appraiser employed by any county for purposes of valuing real property for ad valorem taxation.

**Current Program Activities/Allowable Expenses:**

In addition to any other powers and duties authorized by law, the director shall have the following powers and duties:

1. To grant permission to practice as a certified real estate appraiser in this State pursuant to this chapter and 12 United States Code §3301 et seq. and the rules and regulations adopted pursuant thereto;
2. To adopt, amend, or repeal rules as the director finds necessary to effectuate fully this chapter and 12 United States Code §3301 et seq.;
3. To enforce this chapter and 12 United States Code §3301 et seq. and rules and regulations adopted pursuant thereto;
4. To discipline a certified real estate appraiser for any cause prescribed by this chapter or 12 United States Code §3301 et seq. for any violation of the rules and regulations and refuse to grant a person permission to practice as a certified real estate appraiser for any cause that would be grounds for disciplining a certified real estate appraiser;
5. To act as the designated representative of this State to implement 12 United States Code §3301 et seq.; and
6. To appoint an advisory committee to assist with the implementation of this chapter and 12 United States Code §3301 et seq. and the rules and regulations adopted pursuant thereto.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-105  
 Name of Fund: Appraisal Management Company Registry Fee  
 Legal Authority: Chapter 466L, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-18-930-R

**Intended Purpose:**

See attached.

**Source of Revenues:**

The Federal Financial Institutions Examination Council ("FFIEC") mandates that each state collect \$25 per Appraisal Management Company (AMC) panel member who has done appraisal work in this State to maintain the federal national AMC registry. AMCs must be on the national registry to allow panel members to perform appraisals in connection with federally related real estate transactions.

**Current Program Activities/Allowable Expenses:**

See attached.

**Variances:**

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Cash Balance			23,200	29,750	32,000	32,000	33,250
Revenues 1/		23,200	6,550	2,250	0	2,250	2,250
Expenditures					0	1,000	1,000
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	0	23,200	29,750	32,000	32,000	33,250	34,500
Encumbrances	0	0					
Unencumbered Cash Balance	0	23,200	29,750	32,000	32,000	33,250	34,500

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue Projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

**Intended Purpose:**

The Legislature finds that the regulation of Appraisal Management Company (AMC) is reasonably necessary to protect consumers. The Legislature further finds that 12 United States Code §1222.20 et seq. requires that real estate appraisals utilized in connection with federally related transactions be performed by individuals who are licensed or certified appraisers. The purposes of this chapter (466L, HRS) are to implement the requirements of 12 United States Code Sec §1222.20 et seq. and to require registration of all federally regulated AMCs who engage licensed or certified appraisers in this State.

**Current Program Activities/Allowable Expenses:**

In addition to any other powers and duties authorized by law, the director shall have the following powers and duties:

1. To grant permission to register AMCs in this State pursuant to this chapter and 12 United States Code §1222.20 et seq. and the rules and regulations adopted pursuant thereto;
2. To adopt, amend, or repeal rules as the director finds necessary to effectuate fully this chapter and 12 United States Code §1222.20 et seq.;
3. To enforce this chapter and 12 United States Code §1222.20 et seq. and rules and regulations adopted pursuant thereto;
4. To discipline an AMC for any cause prescribed by this chapter or 12 United States Code §1222.20 et seq. for any violation of the rules and regulations and refuse to grant an AMC permission to conduct business in this State for any cause that would be grounds for disciplining an AMC; and
5. To act as the designated representative of this State to implement 12 United States Code §1222.20 et seq.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Grants to States for Health Insurance Premium Review Cycle II  
 Legal Authority: Non-appropriated; CFDA: 93.511; Section 1003 of the Affordable Care Act

Contact Name: Jerry Bump  
 Phone: 586-0985  
 Fund type (MOF): Federal Funds (P)  
 Appropriation Acct. No.: S-XX-205-R, S-19-503

**Intended Purpose:**

To enhance the current capacity to review and, to extent permitted by state law, approve or deny rate increases in the individual and group markets.

**Source of Revenues:**

\$3.0 million Federal Grant - Department of Health & Human Services; Grant period 10/1/11 to 9/30/18

**Current Program Activities/Allowable Expenses:**

Modification to electronic rate filing system. Hiring of additional rate analysts.

**Variances:**

Grant ended in FY19.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	250,000	250,000	250,000	251,000	251,000	0	0
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	308,857	199,753	218,676		0		
Expenditures	308,857	199,753	218,676				
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	0	0	0	0	0	0	0
Encumbrances	0	0					
Unencumbered Cash Balance	0	0	0	0	0	0	0

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Driver Education Fund  
 Legal Authority: Section 431:10C-115, HRS; Section 431:10G-107, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-XX-309-R

**Intended Purpose:**

Provide drivers training and education.

**Source of Revenues:**

An annual fee paid by insurers and self-insurers for each vehicle, motorcycle and motor scooter insured.

**Current Program Activities/Allowable Expenses:**

All collected revenues disbursed to the Judiciary, Department of Education (DOE), and Department of Transportation (DOT). Judiciary's funds are expended for the operation of the drivers' education program. DOE's funds support drivers' education for high school students. The DOT uses its funds for the operation of a drivers' education program for operators of motorcycles, motor scooters or similar vehicles.

**Variances:**

None.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	3,100,000	3,100,000	3,100,000	3,600,000	3,600,000	3,600,000	3,600,000
Beginning Cash Balance	548,952	736,675	430,332	115,092	3,754	16,761	0
Revenues	3,287,723	3,293,657	3,284,760	3,304,866	3,296,357	3,360,000	3,410,000
Expenditures	0	0	0	0	3,283,350	3,376,761	3,410,000
Transfers							
List each by JV# and date							
JS4689 4/29/2020				(3,416,204)			
Net Total Transfers	(3,100,000)	(3,600,000)	(3,600,000)	(3,416,204)	0		
Ending Cash Balance	736,675	430,332	115,092	3,754	16,761	0	0
Encumbrances							
Unencumbered Cash Balance	736,675	430,332	115,092	3,754	16,761	0	0

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Compliance Resolution Fund - Insurance Regulation Fund  
 Legal Authority: Sections 431:2-215 & 431:2-216, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-XX-313-R

**Intended Purpose:**

The fund permits the Insurance Division to be self-sufficient.

**Source of Revenues:**

Fees, fines, penalties, assessments, and reimbursements collected under Title 24, Hawaii Revised Statutes.

**Current Program Activities/Allowable Expenses:**

Used to defray any administrative cost, including personnel cost, associated with all of the programs of the Insurance Division, and incurred by supporting offices and divisions.

**Variations:**

No assessment of the industry was conducted in FY19, resulting in less revenue. A roughly 18% growth in nonresident producer licenses attributed to the increase in revenues in FY21. In FY22, an assessment of the industry to fund operations of the division will not be needed, thus accounting for the projected decline of revenues in FY22.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	10,818,376	10,818,376	11,675,781	12,264,446	12,264,446	12,537,405	12,537,405
Beginning Cash Balance	5,055,425	4,374,385	4,690,032	3,089,949	3,746,358	7,316,801	4,784,598
Revenues	8,629,084	10,300,449	9,510,730	11,682,147	14,271,599	11,731,150	14,031,400
Expenditures	7,923,193	8,425,016	9,505,993	9,300,159	8,848,963	12,537,405	12,537,405
Transfers							
List each by JV# and date							
00JS0919 9/4/2020					(419,575)		
00JS2799 12/22/2020					(419,575)		
00JS3542 2/4/2021					(419,575)		
00JS6235 6/30/2021					(419,574)		
00JS3705 2/17/2021					(173,894)		
Net Total Transfers	(1,386,931)	(1,559,786)	(1,604,820)	(1,725,579)	(1,852,193)	(1,725,948)	(2,312,388)
Ending Cash Balance	4,374,385	4,690,032	3,089,949	3,746,358	7,316,801	4,784,598	3,966,205
Encumbrances	588,767	725,467	402,928	709,823	452,642		
Unencumbered Cash Balance	3,785,618	3,964,565	2,687,021	3,036,535	6,864,159	4,784,598	3,966,205

Additional Information:

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							



**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Captive Insurance Administrative Fund  
 Legal Authority: Section 431:19-101.8, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-XX-317-R

**Intended Purpose:**

The fund shall be expended by the Insurance Commissioner to carry out his/her duties and obligations under article 19 of chapter 431, HRS.

**Source of Revenues:**

All moneys collected from captive licensees pursuant to article 19, chapter 431, including premium taxes, application and annual licensing fees, examination fees, and other reimbursements.

**Current Program Activities/Allowable Expenses:**

Licensing, monitoring, regulation, development of captive insurance companies, and promotion of Hawaii as a captive insurance domicile pursuant to article 19, chapter 431, including defrayal of any administrative costs, employment or retention of hearings officers, attorneys, investigators, accountants, examiners, and other necessary professional, technical, and support personnel.

**Variations:**

None.

	FY 2017 (actual)	FY 2018 (actual)	FY 2019 (actual)	FY 2020 (actual)	FY 2021 (actual)	FY 2022 (estimated)	FY 2023 (estimated)
Appropriation Ceiling	2,725,806	2,802,357	2,844,081	5,497,504	3,497,504	3,570,192	3,570,192
Beginning Cash Balance	6,011,624	6,746,665	7,641,901	8,562,778	9,224,226	9,902,178	9,776,986
Revenues 1/	2,519,340	2,754,503	2,984,597	3,564,868	3,195,559	3,445,000	3,610,000
Expenditures	1,784,299	1,859,267	2,063,720	2,903,420	2,482,328	3,570,192	3,570,192
Transfers							
List each by JV# and date							
00JS3705 2/17/2021					(35,279)		
Net Total Transfers	0	0	0	0	(35,279)	0	0
Ending Cash Balance	6,746,665	7,641,901	8,562,778	9,224,226	9,902,178	9,776,986	9,816,794
Encumbrances	26,395	9,150	41,165	142,870	535,594	0	0
Unencumbered Cash Balance	6,720,270	7,632,751	8,521,613	9,081,356	9,366,584	9,776,986	9,816,794

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Planning/Implementing the Insurance Market Reforms, Part A, Title XXVII, Public Health Service Act,- Cycle I  
 Legal Authority Non-appropriated; CFDA: 93.881; Section 1003 of the Affordable Care Act

Contact Name: Jerry Bump  
 Phone: 587-7581

Fund type (MOF) Federal Funds (P)  
 Appropriation Acct. No. S-XX-501-R

**Intended Purpose:**

Planning and implementing insurance market reforms.

**Source of Revenues:**

\$1,210,906 Federal Grant - Department of Health & Human Services; Grant period 10/31/16 to 10/30/20.

**Current Program Activities/Allowable Expenses:**

Hiring market reform personnel and contracting with consultants.

**Variances:**

Grant ended in FY21.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	1,210,906	0	0	0	0
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	0	6,127	334,954	78,253	36,167	0	0
Expenditures	0	6,127	334,954	78,253	36,167	0	0
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	0	0	0	0	0	0	0
Encumbrances	0	150,000	20,000	0	0	0	0
Unencumbered Cash Balance	0	(150,000)	(20,000)	0	0	0	0

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Market Stability Grant

Contact Name: Jerry Bump  
 Phone: 587-7581

Legal Authority Non-appropriated; CFDA: 93.881; Section 1003 of the Affordable Care Act Fund type (MOF) Federal Funds (P)  
 Appropriation Acct. No. S-XX-502-R

**Intended Purpose:**

State Flexibility Grants will provide States with the opportunity to ensure their laws, regulations, and procedures are in line with Federal requirements, and enhance the States' ability to effectively regulate their respective health insurance markets through innovative measures that support the pre-selected market reforms and consumer protections under Part A of Title XXVII of the PHS Act.

**Source of Revenues:**

\$278,527.95 Federal Grant - Deaprtment of Health & Human Services; Grant period 8/20/18-8/19/20.

**Current Program Activities/Allowable Expenses:**

Contracting with consultants.

**Variances:**

Grant ended in FY21.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0		0	0	0
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	0	0	0	0	0	0	0
Expenditures	0	0	0	0	0	0	0
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	0	0	0	0	0	0	0
Encumbrances	0	0	0	0	0	0	0
Unencumbered Cash Balance	0	0	0	0	0	0	0

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Premium Taxes Paid Pending Appeal  
 Legal Authority: Sections 431:7-202, 431:7-209, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-916-R

**Intended Purpose:**

Premium taxes paid in protest due to denial of high tech tax credits.

**Source of Revenues:**

Premium taxes.

**Current Program Activities/Allowable Expenses:**

Pending result of appeal.

**Purpose of Proposed Ceiling Increase (if applicable):**

Not Applicable

**Variations:**

None.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	2,815,842	1,905,274	1,905,274	0	0	0	0
Revenues	0	0	0				
Expenditures	910,568	0	0	0	0	0	0
Transfers							
List each by JV# and date							
Net Total Transfers			(1,905,274)				
Ending Cash Balance	1,905,274	1,905,274	0	0	0	0	0
Encumbrances							
Unencumbered Cash Balance	1,905,274	1,905,274	0	0	0	0	0

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Commissioner's Education and Training Fund  
 Legal Authority: Section 431:2-214, HRS; Act 348, SLH 1987

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Acct. No. T-XX-917-R

**Intended Purpose:**

This fund is used for the education and training of Insurance Division staff and personnel, and to pay for the cost of consumer education and information.

**Source of Revenues:**

Fees for rate and form filings.

**Current Program Activities/Allowable Expenses:**

Reimburse staff and personnel for various education and training expenses, including insurance and computer courses, conferences, and seminars. Publish annually, the Report of the Insurance Commissioner for consumer information. Presentations of insurance information to Hawaii consumers. Purchase of books and periodicals for staff education and training.

**Variations:**

Revenues decreased by 50% in FY21 as the Commissioner has temporarily reduced fees charged for rate and form filings. Fees were reduced as the fund has sufficient funds in reserves.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	200,000	200,000	200,000	201,000	201,000	201,000	201,000
Beginning Cash Balance	1,218,602	1,344,641	1,408,896	1,418,268	1,468,637	1,544,981	1,423,981
Revenues	182,762	144,802	155,931	153,148	99,167	80,000	80,000
Expenditures	56,723	80,547	146,559	102,779	22,823	201,000	201,000
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	1,344,641	1,408,896	1,418,268	1,468,637	1,544,981	1,423,981	1,302,981
Encumbrances	13,949	20,612	22,929	20,318	3,332		
Unencumbered Cash Balance	1,330,692	1,388,284	1,395,339	1,448,319	1,541,649	1,423,981	1,302,981

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Service Contract Provider's Fin Sec Dep  
 Legal Authority: Section 481X-4, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-927-R

**Intended Purpose:**

The fund will hold financial security deposits placed in trust with the Commissioner by service contract providers for all service contracts issued and in force in this State.

**Source of Revenues:**

Financial security deposits from service contract providers placed in trust with the Insurance Commissioner.

**Current Program Activities/Allowable Expenses:**

Current activities include the issuance and renewal of service contract providers registration.

**Variances:**

Not applicable

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	50,000	50,000	50,000	50,000	50,000	100,000	100,000
Revenues	0				50,000	0	0
Expenditures	0	0	0	0	0	0	0
Transfers							
List each by JV# and date							
Net Total Transfers							
Ending Cash Balance	50,000	50,000	50,000	50,000	100,000	100,000	100,000
Encumbrances							
Unencumbered Cash Balance	50,000	50,000	50,000	50,000	100,000	100,000	100,000

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Insurance Division Restitution  
 Legal Authority: Section 431:2-203, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-928-R

**Intended Purpose:**

The fund will hold deposits placed in trust with the Commissioner by defendants from an enforcement action brought by the Insurance Division. If the defendant does not comply with the terms of the settlement agreement, the Insurance Division then has the power to use these funds to provide restitution to the complainants involved.

**Source of Revenues:**

Deposits from defendants pursuant to a settlement agreement.

**Current Program Activities/Allowable Expenses:**

No deposits being held.

**Variations:**

Varies year to year depending on an insurers' request for appeal.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance		0	0	0	0	0	0
Revenues							
Expenditures	0	0	0	0	0	0	0
Transfers							
List each by JV# and date							
Net Total Transfers			0	0			
Ending Cash Balance	0	0	0	0	0	0	0
Encumbrances							
Unencumbered Cash Balance	0	0	0	0	0	0	0

Additional Information:

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Captive Insurance Companies LOC Escrow  
 Legal Authority: Section 431:19-104(b), HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-931-R

**Intended Purpose:**

The fund shall be used to maintain cash drawn from Letters of Credit (LOC) issued on behalf of captive insurance licensees and in favor of the Insurance Commissioner.

**Source of Revenues:**

Cash draw from Letter of Credits (LOC) issued on behalf of captive licensees.

**Current Program Activities/Allowable Expenses:**

The Commissioner may draw upon the LOC when the captive licensee is not in compliance with the provisions of article 19 of chapter 431, including but not limited to its minimum capital and surplus requirements, applicable investment provisions, or otherwise in adverse financial condition, or operating in a manner that is detrimental or its condition unsound with respect to the public or to its policyholders. The cash drawn from the LOC is used to cover liabilities and other obligations of the captive licensee, including policy holder claims, operating expenses, taxes, fees, fines, and other expenses.

**Variations:**

Revenue varies based on interest earned.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	519	523	526	531	552	557	562
Revenues	4	3	5	21	5	5	5
Expenditures				0	0	0	0
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	523	526	531	552	557	562	567
Encumbrances							
Unencumbered Cash Balance	523	526	531	552	557	562	567

Additional Information:

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							



**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: DCCA-Insurance Division  
 Prog ID(s): CCA-106  
 Name of Fund: Hawaii Hurricane Relief Fund  
 Legal Authority: Chapter 431P, HRS

Contact Name: Jerry Bump  
 Phone: 808-586-0985  
 Fund type (MOF) Trust Fund (T)  
 Appropriation Acct. No. T-XX-999-R

**Intended Purpose:** Provide hurricane insurance in the event that such coverage is unavailable in the private insurance market.

**Source of Revenues:** Investment income.

**Current Program Activities/Allowable Expenses:**

Program activities - investments. Allowable expenses - financial services and management expenses.

**Variations:**

Variance in revenue primarily attributable to change in unrealized gains & losses of investments.

Financial Data							
<b>A/</b>	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Fund Balance	186,936,494	182,159,415	177,856,546	183,840,206	191,355,432	187,189,222	186,999,222
Revenues	(1,311,874)	(526,195)	10,247,597	11,871,844	(75,254)	3,800,000	4,000,000
Expenditures	183,202	181,071	178,248	183,375	186,218	190,000	195,000
Transfers to State General Fund			0	0			
Transfers from State General Fund	-	0	0	116,837	0	0	0
Accrd Interest paid	(3,282,003)	(3,595,603)	(4,085,689)	(4,290,080)	(3,904,738)	(3,800,000)	(4,000,000)
Net Total Transfers	(3,282,003)	(3,595,603)	(4,085,689)	(4,173,243)	(3,904,738)	(3,800,000)	(4,000,000)
Ending Fund Balance	182,159,415	177,856,546	183,840,206	191,355,432	187,189,222	186,999,222	186,804,222
Encumbrances							
Unencumbered Cash Balance	182,440,064	177,856,546	183,840,206	191,355,432	187,189,222	186,999,222	186,804,222

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

*A/ = Prepared on the accrual basis of accounting as required by the Governmental Accounting Standards Board for Enterprise Funds.*

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-107  
 Name of Fund: Compliance Resolution Fund- HPEAP  
 Legal Authority: HRS §305J-19

Contact Name: Bobbi Lum-Mew  
 Phone: 586-7327  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-xx-307-R

**Intended Purpose:**

Per HRS §305J-19 the moneys in the special subaccount shall be used to fund the operations of the department to carry out its duties under this chapter.

**Source of Revenues:**

Authorization, re-authorization, and complaints administration fees.

**Current Program Activities/Allowable Expenses:**

Review and authorize qualified post-secondary educational institutions and receive and process complaints against authorized institutions.

**Variances:**

Revenue varies due to renewal cycles.

<b>Financial Data</b>							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	282,233	282,233	288,611	297,904	297,904	306,104	306,104
Beginning Cash Balance	367,317	228,267	291,195	257,593	295,012	319,452	266,348
Revenues 1/	98,755	283,974	164,433	268,237	156,662	253,000	168,000
Expenditures	201,077	182,625	198,035	188,904	132,222	306,104	306,104
Transfers							
List each by JV# and date							
Net Total Transfers	(36,728)	(38,421)	0	(41,914)	0	0	0
Ending Cash Balance	228,267	291,195	257,593	295,012	319,452	266,348	128,244
Encumbrances	0	0		2,070	30	0	0
Unencumbered Cash Balance	228,267	291,195	257,593	292,942	319,422	266,348	128,244

**Additional Information:**

Amount Req. by Bond Covenants							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-191, CCA-110 FY18 and forward  
 Name of Fund: MFDR Special Fund  
 Legal Authority: Section 667-86, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Special Funds (B)  
 Appropriation Acct. No. S-XX-316-R

**Intended Purpose:**

To give a mortgagor the power to require a foreclosing mortgagee to engage in dispute resolution with the mortgagor prior to a nonjudicial mortgage foreclosure in an effort to avoid foreclosure or mitigate damages if foreclosure is unavoidable.

**Source of Revenues:**

Fees collected from the mortgagee and the mortgagor.

**Current Program Activities/Allowable Expenses:**

For all expenses of the mortgage foreclosure dispute resolution program to carry out the purposes of Act 48, SLH 2011 and to reimburse the Compliance Resolution Fund for the seed capital.

**Variances:**

Revenue varies based on filings received.

FY 17-20 expenditure variances based on revenues collected. FY 21-23 variances based on projection to ceiling

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	306,461	242,282	242,282	152,797	152,797	152,797	152,797
Beginning Cash Balance	153,230	59,868	102,272	112,565	119,935	100,323	102,701
Revenues 1/	60,288	45,367	11,548	8,459	2,028	36,000	36,000
Expenditures	3,650	2,963	1,255	1,089	785	5,000	5,000
Transfers							
List each by JV# and date							
Net Total Transfers	(150,000)	0	0	0	(20,855)	(28,622)	(21,926)
Ending Cash Balance	59,868	102,272	112,565	119,935	100,323	102,701	111,775
Encumbrances	137	46	50				
Unencumbered Cash Balance	59,731	102,226	112,515	119,935	100,323	102,701	111,775

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-110  
 Name of Fund: CRF-Office Of Consumer Protection  
 Legal Authority: Section 487-2, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-XX-323-R

**Intended Purpose:**

To protect Hawaii consumers utilizing investigative resources, civil enforcement actions and consumer education.

**Source of Revenues:**

Penalties or fines assessed as a result of actions brought by OCP, and penalties, fines, or reimbursement of costs or attorneys' fees assessed as a result of actions brought for violations of chapters 480 and 487 HRS.

**Current Program Activities/Allowable Expenses:**

OCP receives and investigates consumer complaints, provides consumer education to the public through oral presentations and the dissemination of consumer literature, and enforces consumer protection laws through legal process coordinated by its attorneys.

**Variations:**

Revenue varies based on litigation actions.  
 Expenditure variance in FY 19 based on staffing. FY 21-23 variances based on projection to ceiling.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	2,109,294	2,301,177	2,363,212	2,492,686	2,542,686	2,740,414	2,740,414
Beginning Cash Balance	6,264,470	7,398,673	9,276,077	11,160,174	10,013,192	10,514,893	7,770,402
Revenues 1/	3,262,847	4,046,701	4,431,926	1,517,215	3,480,783	2,211,000	2,211,000
Expenditures	1,857,842	1,862,959	2,219,150	2,309,482	2,148,175	2,740,414	2,740,414
Transfers							
List each by JV# and date							
00JS6235 6/30/2021					(200,131)		
00JS0919 9/4/2020					(200,130)		
00JS2799 12/22/2020					(200,130)		
00JS3542 2/4/2021					(200,130)		
00JS3705 2/17/2021					(30,386)		
Net Total Transfers	(270,802)	(306,338)	(328,679)	(354,715)	(830,907)	(2,215,077)	(1,477,095)
Ending Cash Balance	7,398,673	9,276,077	11,160,174	10,013,192	10,514,893	7,770,402	5,763,893
Encumbrances	64,630	50,774	72,568	46,969	41,013		
Unencumbered Cash Balance	7,334,043	9,225,303	11,087,606	9,966,223	10,473,880	7,770,402	5,763,893

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-110  
 Name of Fund: OCP Restitution Fund  
 Legal Authority: Section 487:14( c), HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Acct. No. T-XX-920-R

**Intended Purpose:**

To hold and disburse moneys received or recovered by the Office of Consumer Protection payable to consumers as restitution pursuant to settlement or appropriate court orders and judgments.

**Source of Revenues:**

Consumer restitution paid by respondents and disbursed by OCP pursuant to settlement or court order.

**Current Program Activities/Allowable Expenses:**

We are continuing to collect and distribute restitution payments from this account pursuant to appropriate court orders and judgments.

**Variances:**

Revenues: Restitution recoveries awarded by a court or through voluntary compliance agreements vary greatly from year to year and the circumstances of each OCP case.

Expenditures: Resitution payments distributed in any given year varies widely based upon the resolution of enforcement actions through settlement or court action as well as the manner in which the restitution payments to consumers is structured.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	100,681	100,681	100,681	100,681	100,681	100,681	100,681
Beginning Cash Balance	91,184	16,272	979	3,979	979	10,979	10,979
Revenues 1/	23,403	22,881	4,069	50,032	10,000	0	0
Expenditures	98,315	38,174	1,069	53,032	0	0	0
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	16,272	979	3,979	979	10,979	10,979	10,979
Encumbrances							
Unencumbered Cash Balance	16,272	979	3,979	979	10,979	10,979	10,979

Additional Information:

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue Projections based on B&F Rev Est Aug 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-111  
 Name of Fund: Compliance Resolution Fund - Business Registration  
 Legal Authority: Section 26-9, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No.: S-XX-306-R

**Intended Purpose:**

To fund the operations of the Business Registration Division.

**Source of Revenues:**

HRS Chapters 414, 414D, 415A, 419, 420D, 421, 421C, 421H, 421I, 425, 425E, 425R, 428, 482, and 482P - Business registration fees for: corporations, general and limited partnerships, limited liability partnerships, limited liability limited partnerships, limited liability companies, cooperatives, trademarks, trade names, service marks, and publicity rights.

HRS Chapter 482E - Franchise filing fees and penalties for franchise law violations.

HRS Chapter 485A - Securities fees and penalties: Securities, broker-dealer, sales agents, investment adviser and investment adviser representative filing fees and penalty fees for securities law violations.

**Current Program Activities/Allowable Expenses:**

Register and maintain the registry for public access for corporations, general and limited partnerships, limited liability partnerships, limited liability limited partnerships, limited liability companies, cooperatives, trademarks, trade names, service marks and publicity rights. Provide point-of-service assistance to the public to help businesses apply for state business and employer registrations and taxpayer IDs. Substantive regulatory oversight over the securities industry and franchises in the State in the following areas: registration of broker-dealers, securities agents, investment advisers, investment adviser representatives, investment companies, and securities and franchise offerings for sale in the State; field examinations of broker-dealers and investment advisers in the State; review of securities and franchise offerings for sale in the State; review of securities and franchise offerings for sale in the State; and enforcement of the Hawaii Uniform Securities Act and state franchise laws. Conduct investor education programs and outreach statewide.

**Variations:**

The variance for FY20-21 revenue can be primarily attributed to the implementation of a temporary 50% fee reduction in securities, franchise, trade name, trademark and service mark filing fees.

The variance for FY20-21 expenditures can be attributed to travel restrictions and other cutbacks in spending due to the pandemic.

The variance for FY21-22 expenditures can be attributed to projections to the comparison of an actual number to projections to ceiling and the inclusion of a supplemental budget request for an application replacement project for the business registration branches.

The variance for FY22-23 expenditures can be attributed to a projection that includes an approved supplemental budget request compared with a projection to ceiling (without the supplemental budget request).

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	7,414,132	8,400,118	8,067,420	8,470,957	8,470,957	12,221,068	9,221,068
Beginning Cash Balance	11,583,995	15,041,283	18,886,669	22,964,782	25,941,393	27,338,300	22,888,052
Revenues 1/	10,397,463	11,377,835	12,227,444	11,661,968	8,951,698	9,711,789	9,290,400
Expenditures	5,969,240	6,414,205	7,029,209	7,493,513	6,176,365	12,221,068	9,221,068
Transfers							
List each by JV# and date							
00JS0919 9/4/2020					(289,917)		
00JS2799 12/22/2020					(289,917)		
00JS3542 2/4/2021					(289,917)		
00JS6235 6/30/2021					(289,917)		
00JS3705 2/17/2021					(218,758)		
Net Total Transfers	(970,935)	(1,118,244)	(1,120,122)	(1,191,844)	(1,378,426)	(1,940,969)	(1,579,760)
Ending Cash Balance 2/	15,041,283	18,886,669	22,964,782	25,941,393	27,338,300	22,888,052	21,377,624
Encumbrances	78,292	452,921	226,873	75,972	95,891		
Unencumbered Cash Balance	14,962,991	18,433,748	22,737,909	25,865,421	27,242,409	22,888,052	21,377,624

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-112  
 Name of Fund: Compliance Resolution Fund - RICO  
 Legal Authority: Section 26-9(o), HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Special Funds (B)  
 Appropriation Acct. No. S-XX-312-R

**Intended Purpose:**

Complaints receipt, mediation, arbitration, investigation, and prosecution of matters in areas for which a license, registration or certificate is required from the Department or its boards, commissions or regulatory programs.

**Source of Revenues:**

Compliance Resolution Fund fee; penalties and fines collected; interest earned on fund balances.

**Current Program Activities/Allowable Expenses:**

Complaints receipt, mediation, investigation, complaint resolution and prosecution related to licenses, registrations or certificates required from the Department or its boards, commissions or programs, and consumer education.

**Variances:**

Revenues vary due to license renewal cycles. Expenditure variances in FY 22-23 based on projection to ceiling.

<b>Financial Data</b>							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	6,442,820	7,167,144	7,167,144	7,800,160	7,500,160	7,741,061	7,741,061
Beginning Cash Balance	7,542,530	9,767,016	10,668,791	11,929,379	12,570,977	12,280,363	11,281,633
Revenues 1/	9,249,334	8,296,443	8,736,384	8,229,993	7,296,389	7,840,000	7,840,000
Expenditures	6,114,946	6,440,561	6,475,644	6,490,931	6,428,597	7,741,061	7,741,061
Transfers							
List each by JV# and date							
00JS0919 9/4/2020					(256,744)		
00JS2799 12/22/2020					(256,744)		
00JS3542 2/4/2021					(256,744)		
00JS6235 6/30/2021					(256,743)		
00JS3705 2/17/2021					(131,431)		
Net Total Transfers	(909,902)	(954,107)	(1,000,152)	(1,097,464)	(1,158,406)	(1,097,669)	(1,445,025)
Ending Cash Balance	9,767,016	10,668,791	11,929,379	12,570,977	12,280,363	11,281,633	9,935,547
Encumbrances	555,492	100,927	53,510	442,006	282,460	0	0
Unencumbered Cash Balance	9,211,524	10,567,864	11,875,869	12,128,971	11,997,903	11,281,633	9,935,547

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-112  
 Name of Fund: State Certified Motor Vehicle Arbitration Fund  
 Legal Authority: Chapter 481I, HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Acct. No.: T-XX-915-R

**Intended Purpose:**

Administration of the State Certified Motor Vehicle Arbitration Program (Lemon Law) created pursuant to Chapter 481I, HRS.

**Source of Revenues:**

Filing fees paid by vehicle manufacturers and consumers.

**Current Program Activities/Allowable Expenses:**

Implementation and administration of the State Certified Arbitration Program (Lemon Law) created pursuant to Chapter 481I, HRS.

**Variances:**

The Program continues to see increases in Demands for Arbitration statewide. Revenues & expenditures vary based on arbitration fees received and costs paid out including filing-fee refunds to prevailing consumers and costs related to administrator education, arbitrator recruitment & education, and necessary travel.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	123,897	124,127	123,208	124,099	123,618	126,265	128,265
Revenues 1/	4,525	2,925	3,550	3,400	4,800	2,000	2,000
Expenditures	4,295	3,844	2,659	3,881	2,153	0	0
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	124,127	123,208	124,099	123,618	126,265	128,265	130,265
Encumbrances	0	0	0		100		
Unencumbered Cash Balance	124,127	123,208	124,099	123,618	126,165	128,265	130,265

Additional Information:

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue projections based on Rev Est to B&F August 2021.



**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-191  
 Name of Fund: Compliance Resolution Fund  
 Legal Authority: Section 26-9(o), HRS

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF): Special Funds (B)  
 Appropriation Acct. No. S-XX-310-R, S-XX-398-R, S-14-360

**Intended Purpose:**

To enhance program effectiveness and efficiency by providing direction and general support services.

**Source of Revenues:**

Administrative fee from MCCP claim fees pursuant to HRS §671-11(d), publication/copy fees.

**Current Program Activities/Allowable Expenses:**

See attached.

**Variations**

Revenue varies based on assessments needed. FY 19 expenditure variance due to contract encumbrance. FY 22-23 variances due to projection to ceiling.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	7,761,845	8,110,870	8,195,600	8,525,388	8,450,388	9,952,858	10,128,858
Beginning Cash Balance	3,222,005	3,634,523	3,729,011	2,864,534	3,456,302	3,119,382	3,558,083
Revenues 1/	1,209,223	870,272	973,403	1,656,892	802,999	879,000	879,000
Expenditures	6,882,854	7,250,353	8,515,409	8,320,352	8,427,001	9,952,858	10,128,858
Transfers							
List each by JV# and date							
00JS6235 6/30/2021					1,852,921		
00JS0919 9/4/2020					1,852,925		
00JS2799 12/22/2020					1,852,925		
00JS3542 2/4/2021					1,852,925		
00JS3705 2/17/2021					(124,614)		
Net Total Transfers	6,086,149	6,474,569	6,677,529	7,255,228	7,287,082	9,512,559	9,747,227
Ending Cash Balance	3,634,523	3,729,011	2,864,534	3,456,302	3,119,382	3,558,083	4,055,452
Encumbrances	172,417	194,184	43,070	186,780	225,252		
Unencumbered Cash Balance	3,462,106	3,534,827	2,821,464	3,269,522	2,894,130	3,558,083	4,055,452

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

1/ Revenue based on B&F Rev Est August 2021.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

DCCA Non-General Fund Information - Compliance Resolution Fund (S-310-R, S-398-R)  
Page 2

**Current Program Activities/Allowable Expenses:**

Provide general policy and administrative leadership, supervision and coordination of the various programs of the department. Provide individual programs with financial resources, budgetary direction and control necessary for their operation. Assist individual programs with the supply, development and maintenance of the human resources necessary for staffing their operations. Provide Director with staff assistance in the direction and supervision of the operating division; and provide centralized clerical services and relief necessary to support and supplement the operating division. Plans, directs and coordinates the department's internal and external communications through the sharing and transfer of the information via various mediums. Directs the development, implementation and maintenance of computerized information systems capable of communicating and sharing data and information internally and externally. Administers a program for informed consumerism through the sharing and transfer of information departmentally and statewide.

Provide specialized staff support to all divisions and boards by conducting hearings, as required, to ensure impartial and informed treatment in resolving consumer complaints; and provide a means for prompt and fair disposition or settlement of medical tort claims or claims of professional negligence against an engineer, architect or surveyor licensed under Chapter 464, HRS.

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): Various  
 Name of Fund: Temporary Deposits  
 Legal Authority: \_\_\_\_\_

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Temporary Deposits  
 Appropriation Acct. No. T-XX-902-R

**Intended Purpose:**

The fund was established by DCCA to account for temporary deposits. Moneys deposited in this fund may be later transferred to the appropriate fund.

**Source of Revenues:**

Various revenue sources (e.g., Moneys for the Medical Claims Conciliation Panel, Design Claims Conciliation Panel, & Hawaii Joint Underwriting Plan are deposited into this account, and when an invoice is received it is paid out from this account).

**Current Program Activities/Allowable Expenses:**

See above information.

**Variances:**

Revenue and expenditure variances are based on divisions' timing and execution of contracts and projects.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	1,149,621	1,896,566	1,429,482	1,948,671	2,138,695	1,986,601	1,986,601
Revenues	2,117,028	1,947,327	1,859,744	1,702,797	1,545,285		
Expenditures	1,370,083	2,414,411	1,340,555	1,512,773	1,697,379		
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	1,896,566	1,429,482	1,948,671	2,138,695	1,986,601	1,986,601	1,986,601
Encumbrances	22,100	44,109	0	69,380	0		
Unencumbered Cash Balance	1,874,466	1,385,373	1,948,671	2,069,315	1,986,601	1,986,601	1,986,601

Additional Information:

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-901  
 Name of Fund: Public Benefits Fee ("PBF")

Contact Name: Ashley Norman  
 Phone: 586-2054

Legal Authority Section 269-121, HRS

Fund type (MOF) Funds held outside of state treasury  
 Appropriation Acct. No. N/A

**Intended Purpose:**

The public benefits fee shall be used to support clean energy technology, demand response technology, and energy use reduction, and demand-side management infrastructure, programs, and services, subject to the review and approval of the public utilities commission. (HRS 269-121)

**Source of Revenues:**

Moneys collected by Hawaiian Electric Companies (HECO/MECO/HELCO) from its ratepayers through a demand-side management surcharge.

**Current Program Activities/Allowable Expenses:**

The public benefits fee supports the programming efforts of the PBF administrator Hawaii Energy, and the work of the Energy Efficiency Contract Manager, the Evaluation, Measurement, and Verification Contractor, the PBF Fiscal Agent, the PBF Fiscal Auditor. The programs and services offered by Hawaii Energy are the subject of Docket No. 2007-0323.

**Purpose of Proposed Ceiling Increase (if applicable):**

N/A

**Variances:**

Variances in revenues each year are largely due to differences in electric utility sales from amounts forecasted by Hawaiian Electric Company, due to changes in customer electricity consumption patterns and the cost of electricity in Hawaii, as the PBF is collected as on a per-kilowatt-hour basis from electric utility customers. The variances in expenditures from FY17 to FY19 reflect a decrease in the Hawaii Energy budget during that period compared to historical budgets. The Hawaii Energy budget decrease was driven by (1) a re-bid of the PBF administrator contract, which reduced cost compared to prior contracts, and (2) the desire to reduce the overall PBF surcharge given the newly established Green Infrastructure Fee to support the Hawaii Green Infrastructure Authority (GEMS Program). Going forward into FY20-FY22, the Hawaii Energy budget has increased to enhance the programs and services offered to customers, including increased activity to support accessibility and affordability programs, and expansion of programs supporting grid services. Variances in revenues for FY20-FY21 are due to the PUC's Oct. 25, 2019 order to increase the PBF surcharge from 1.5% of utility sales to 2.0% (net of revenues collected by the Green Infrastructure Fee), beginning January 1, 2020. The budget for FY22 has been adjusted to align with Hawaiian Electric Company's revised revenue forecasting. FY23 is estimated holding revenues and expenses constant (no contract is in place as of yet for FY23).

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	32,336,215	25,220,672	16,677,293	12,225,108	10,353,292	13,846,901	10,246,901
Revenues	27,177,493	21,939,512	22,407,327	28,946,151	43,859,330	33,800,000	33,800,000
Expenditures	34,293,036	30,482,891	26,859,512	30,817,967	40,365,721	37,400,000	37,400,000
Net Total Transfers	-	-	-	-	-	-	-
Ending Cash Balance	25,220,672	16,677,293	12,225,108	10,353,292	13,846,901	10,246,901	6,646,901
Encumbrances	-	-	-	-	-	-	-
Unencumbered Cash Balance	25,220,672	16,677,293	12,225,108	10,353,292	13,846,901	10,246,901	6,646,901
<b>Additional Information:</b>							
Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-901  
 Name of Fund: Telecommunications Relay Services ("TRS") Fund

Contact Name: Carolyn Laborte  
 Phone: 586-2035

Legal Authority: Section 269-16.6, HRS

Fund type (MOF): Funds held outside of state treasury  
 Appropriation Acct. No.: N/A

**Intended Purpose:**

The Public Utilities Commission shall implement intrastate telecommunications relay services for the deaf, persons with hearing disabilities, and persons with speech disabilities.

**Source of Revenues:**

Contributions to the fund are made by all telecommunications carriers operating or providing telecommunications service within the State. (PUC Docket 2003-0058, Order No. 20193). The decrease in revenues is due to an increase in filer delinquencies.

**Current Program Activities/Allowable Expenses:**

The fund covers the costs of administering and providing telecommunications relay service. In FY 2021, COVID-19 caused an increase in RCC minutes over the last fiscal year. For estimated FY 2022 and 2023, the requirement for a local call center location was removed which results in a decrease in monthly expenses.

**Purpose of Proposed Ceiling Increase (if applicable):**

N/A

**Variations:**

Revenue varies by consumer tastes and preferences. Expenditures vary based on service usage.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	244,653	135,546	461,543	557,686	619,273	506,195	656,195
Revenues	618,376	1,028,450	951,680	865,402	702,976	630,000	630,000
Expenditures	727,483	702,453	855,537	803,815	816,054	480,000	480,000
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	135,546	461,543	557,686	619,273	506,195	656,195	806,195
Encumbrances	0	0	0	0	0	0	0
Unencumbered Cash Balance	135,546	461,543	557,686	619,273	506,195	656,195	806,195

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Department of Commerce and Consumer Affairs  
 Prog ID(s): CCA 901  
 Name of Fund: Public Utilities Commission Special Fund  
 Legal Authority: Section 269-33, HRS

Contact Name: Jan Mulvey  
 Phone: 586-2030  
 Fund type (MOF): B  
 Appropriation Acct. No.: S-340-R

**Intended Purpose:**

The fund shall be used by the Public Utilities Commission ("PUC") and the Division of Consumer Advocacy ("DCA") of the Department Of Commerce and Consumer Affairs ("DCCA") for all expenses incurred in the administration of chapters, 269, 271, 271G, 269E, and 486J.

**Source of Revenues:**

The Special Fund's sources of income include public utility, motor carrier, application and intervention filing, Hawaii One Call, and duplicating fees; and penalties and interest.

**Current Program Activities/Allowable Expenses:**

Provide oversight of all regulated entities to ensure that they operate at an acceptable level of performance so as to serve the public fairly, efficiently, safely, and reliably, while addressing the goals and future needs of the State, and affording the regulated entities the opportunity to earn a reasonable rate of return on their investment. All monies in excess of \$1M remaining on balance in the Special Fund on June 30 of each year shall lapse to the credit of the State General Fund.

**Purpose of Proposed Ceiling Adjustment (if applicable):**

None

**Variances:**

None

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	16,045,272	15,753,197	15,249,248	17,687,157	18,658,757	16,918,158	16,918,158
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	19,176,119	16,905,331	17,563,946	18,300,807	19,864,618	17,200,000	17,200,000
Expenditures	12,285,892	12,705,374	13,010,896	14,024,018	13,176,489	16,918,158	16,918,158
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
JS0017 S-21-340-R 7/6/20					1,000,000	1,000,000	1,000,000
JS3705 S-21-340-R 2/17/21					(128,623)		
Net Total Transfers	188,383	919,100	1,000,000	1,000,000	871,377	1,000,000	1,000,000
Ending Cash Balance	7,078,609	5,119,057	5,553,050	5,276,789	7,559,506	1,281,842	1,281,842
Encumbrances	1,358,965	963,392	1,511,691	2,864,540	4,517,064	0	0
Unencumbered Cash Balance	5,719,645	4,155,665	4,041,359	2,412,249	3,042,442	1,281,842	1,281,842

FY19	FY20	FY21
1,286,239	2,557,440	3,955,557
225,452	307,100	561,508
1,511,691	2,864,540	4,517,064

**Additional Information:**

Amount Req. by Bond Covenants							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							

**Report on Non-General Fund Information  
for Submittal to the 2022 Legislature**

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-901  
 Name of Fund: Electric Vehicle Charging Sys Rebate Program

Contact Name: Jan Mulvey  
 Phone: 586-2030

Legal Authority Act 142 SLH 2019

Fund type (MOF) B  
 Appropriation Acct. No. S-351-R

**Intended Purpose:**

To create a program to be administered by the public utilities commission that offers rebates for the installation of new electric vehicle charging systems or the upgrade of existing electric vehicle charging systems.

**Source of Revenues:**

Transfers from the Energy Security Special Fund (DBEDT) - \$150,000 for FY 20 & \$250,000 for FY 21

**Current Program Activities/Allowable Expenses:**

To provide rebates to applicants with valid rebate claims beginning January 1, 2020 for eligible installation and upgrades to EV charging stations.

**Purpose of Proposed Ceiling Increase (if applicable):**

n/a

**Variations:**

Variations are based on projected program activity.

Financial Data							
	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	150,000	250,000	0	0
Beginning Cash Balance	0	0	0	0	150,000	172,500	0
Revenues	0	0	0	0	0	0	0
Expenditures	0	0	0	0	227,500	172,500	0
Transfers							
List each by JV# and date							
JS1991 10/31/19				150,000	0	0	
JS2164 11/13/20					250,000		
Net Total Transfers	0	0	0	150,000	250,000	0	0
Ending Cash Balance	0	0	0	150,000	172,500	0	0
Encumbrances	0	0	0	150,000	172,500	0	0
Unencumbered Cash Balance	0	0	0	0	0	0	0

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow Accounts, or Other Investments							