

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): CCA-102
 Name of Fund: Compliance Resolution Fund - Cable Televisor
 Legal Authority: Chapter 440G-15, HRS, Act 199, SLH 2010

Contact Name: Keith Regan
 Phone: 586-2830
 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 and other fees (e.g., new applications) paid by cable television operators pursuant to HAR Chapter 16-132.

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, variances in revenues each year is due to changes in the gross revenues of the cable operators in the State. For FY19 through FY23, the variance in revenues is 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 through FY23 represent basic interest. Decision to decrease the annual fee is expected to be rescinded during Q1 of FY24. Variances in expenditures each year including FY19, FY20, FY21, FY22 and FY23 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 related activities.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	2,609,370	2,609,370	2,648,986	2,648,986	2,566,872	2,566,872	2,566,872
Beginning Cash Balance	8,429,071	9,804,965	11,023,754	10,104,568	8,938,086	7,656,516	4,627,526
Revenues 1/	2,989,888	3,117,085	532,572	59,735	36,007	30,000	2,500,000
Expenditures	1,266,628	1,541,021	1,079,052	872,445	1,012,405	2,566,872	2,566,872
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
S-22-310					(101,724)		
S-22-310					(101,724)		
S-22-310					(101,724)		
Net Total Transfers	(347,366)	(357,275)	(372,706)	(353,772)	(305,172)	(492,118)	(492,118)
Ending Cash Balance	9,804,965	11,023,754	10,104,568	8,938,086	7,656,516	4,627,526	4,068,536
Encumbrances	532,788	914,799	916,663	1,277,699	517,375	600,000	600,000
Unencumbered Cash Balance	9,272,177	10,108,955	9,187,905	7,660,387	7,139,141	4,027,526	3,468,536

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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, now known as Spectrum Oceanic, LLC ("Spectrum") to Olelo are held for DCCA for INET/Broadband purposes.

Source of Revenues:

Franchise fees paid by Spectrum pursuant to HRS Chapter 440G.

Current Program Activities/Allowable Expenses:

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

Variances:

Variance in revenues each year occurred due to changes in Spectrum's 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, SLH 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 FY18 and FY20 are due to bank fees.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling		7,980,000	0	0	0	0	0
Beginning Cash Balance	8,231,476	8,729,819	814,687	883,051	883,316	883,576	883,836
Revenues	498,356	4,868	68,377	265	260	260	260
Expenditures	13	7,920,000	13	0	0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers							
Ending Cash Balance	8,729,819	814,687	883,051	883,316	883,576	883,836	884,096
Encumbrances							
Unencumbered Cash Balance	8,729,819	814,687	883,051	883,316	883,576	883,836	884,096

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 2023 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: Keith Regan
 Phone: 586-2830
 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.

Variances:

Revenue variance(s): Historically, revenue variances related to interest revenues varying due to variances in cash balances. In 2022, transfers from the PUC Special Fund were recorded as revenues

Expenditure variance(s): Actual expenditures have varied from estimates for various reasons, including, but not limited to: 1) vacancies that caused actual payroll expenditures to be lower than budgeted; and 2) the activity in various dockets not progressing as expected, which caused anticipated consulting (outside services) charges to vary. For instance, the decreases in FY2019, FY 2021, and FY2022 were primarily related to various dockets either not progressing or not requiring extensive consultant assistance. Vacancies also contributed to the lower expenditures. The increase in FY 2020 reflects the net effect of vacancies offset by increased consultant expenses related to various matters including the emergency rate increase for Young Brothers and significant work in the Performance Based Regulation (PBR) proceeding. For FY 2023 and beyond, the Division continues to anticipate greater work levels related to the renewable energy transition, PBR proceedings, and rate cases, which should reflect higher consulting needs. In addition, the Division anticipates having less vacancies.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	4,230,174	4,138,705	4,494,086	4,494,086	4,604,311	4,604,311	4,604,311
Beginning Cash Balance	8,464,730	9,007,735	10,218,187	11,021,839	11,927,222	11,238,888	10,401,685
Revenues 1/	50,357	69,923	357,252	70,817	2,346,655	20,000	20,000
Expenditures	3,292,626	2,637,783	3,415,378	3,001,727	2,487,588	4,604,311	4,604,311
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-22-310					(182,467)		
S-22-310					(182,467)		
S-22-310					(182,467)		
Net Total Transfers	3,785,274	3,778,312	3,861,778	3,836,293	(547,401)	3,747,108	3,747,108
Ending Cash Balance	9,007,735	10,218,187	11,021,839	11,927,222	11,238,888	10,401,685	9,564,482
Encumbrances	1,684,596	1,794,802	1,277,408	1,211,558	380,143	1,200,000	1,200,000
Unencumbered Cash Balance	7,323,139	8,423,385	9,744,431	10,715,664	10,858,745	9,201,685	8,364,482

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): CCA 104, CCA-110
Multi-state Enforcement and Education Fund
 Name of Fund: Multi-state Mortgage Servicer Agreement Fund
Multi-state Mortgage Settlement Agreement,
 Legal Authority Multi-state Mortgage Servicer Settlement Agreements

Contact Name: Keith Regan
 Phone: 586-2830
 Fund type (MOF) Trust Funds (T)
 Appropriation Acct. No. T-xx-932-R

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:

N/A

Variances:

Settlement funds have been expended.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling				0	0	0	0
Beginning Cash Balance	1,037,538	480,822	368,611	242,215	17,104	0	0
Revenues 1/	0	0	0	14,935	12,696	0	0
Expenditures	556,716	112,211	126,396	240,046	29,800	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0				
Ending Cash Balance	480,822	368,611	242,215	17,104	0	0	0
Encumbrances	0	0				0	0
Unencumbered Cash Balance	480,822	368,611	242,215	17,104	0	0	0

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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, mortgage servicers, and small dollar lending.

Variances:

FY 21 revenue variance due to increase in mortgage loan originator activity.FY 22 variance due to sustained mortgage loan activity. FY23 variance due to economic trend.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	4,836,792	4,979,192	5,175,488	5,175,488	5,336,797	5,803,367	5,791,967
Beginning Cash Balance	1,091,045	11,365,807	11,498,910	11,198,600	12,742,604	15,133,389	14,340,927
Revenues 1/	5,678,122	5,503,582	5,052,160	6,788,789	7,709,386	6,123,520	6,123,520
Expenditures	4,579,275	4,681,776	4,624,291	4,440,463	4,684,116	5,803,367	5,791,967
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
S-22-310					(211,495)		
S-22-310					(211,495)		
S-22-310					(211,495)		
Net Total Transfers	(643,885)	(688,703)	(728,179)	(804,322)	(634,485)	(1,112,615)	(1,112,615)
Ending Cash Balance	11,365,807	11,498,910	11,198,600	12,742,604	15,133,389	14,340,927	13,559,865
Encumbrances	156,457	184,479	62,395	166,237	250,699		
Unencumbered Cash Balance	11,209,350	11,314,431	11,136,205	12,576,367	14,882,690	14,340,927	13,559,865

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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 originators upon initial licensure and at annual renewal. (Act 64, SLH2022).

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. (Act64, SLH2022) Allowable expenses are the payment of claims as found by a court and expenses related to the administration of the Recovery Fund.

Variations:

As mentioned in the last three years, the drop off in revenue beginning in FY 20 results from suspension of collection of fees until the fund reduces to \$750,000. Expenditures vary based on court approved claims or potential claims projected to be paid. Only applicants for an initial MLO license pay into this fund.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	220,000	220,000	301,000	301,000	301,000	301,000	301,000
Beginning Cash Balance	1,813,815	1,990,715	2,155,365	2,207,315	2,099,965	2,099,965	1,848,965
Revenues 1/	176,900	164,650	51,950	0	0	50,000	50,000
Expenditures	0	0	0	107,350	0	301,000	301,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers			0				
Ending Cash Balance	1,990,715	2,155,365	2,207,315	2,099,965	2,099,965	1,848,965	1,597,965
Encumbrances							
Unencumbered Cash Balance	1,990,715	2,155,365	2,207,315	2,099,965	2,099,965	1,848,965	1,597,965

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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).

Variances:

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

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	7,085,895	7,237,863	7,892,944	7,892,944	8,117,600	8,664,561	8,664,561
Beginning Cash Balance	6,715,727	9,024,902	9,545,440	10,787,462	9,074,932	11,728,622	9,517,900
Revenues 1/	9,426,050	7,672,015	9,138,171	6,592,978	10,622,465	8,115,000	9,238,000
Expenditures	6,178,013	6,144,357	6,785,630	6,991,633	7,378,684	8,664,561	8,664,561
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-22-310					(196,697)		
S-22-310					(196,697)		
S-22-310					(196,697)		
Net Total Transfers	(938,862)	(1,007,120)	(1,110,519)	(1,313,875)	(590,091)	(1,661,161)	(1,661,161)
Ending Cash Balance	9,024,902	9,545,440	10,787,462	9,074,932	11,728,622	9,517,900	8,430,178
Encumbrances	1,043,284	60,541	648,733	770,174	179,237		
Unencumbered Cash Balance	7,981,618	9,484,899	10,138,729	8,304,758	11,549,385	9,517,900	8,430,178

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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 analys

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

Variances: Fund folded into S305

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0				
Beginning Cash Balance	4,425	0	0	0		0	0
Revenues	570	0	0			0	0
Expenditures	0	0	0			0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	(4,429)	0	0	0	0	0	0
Ending Cash Balance	566	0	0	0	0	0	0
Encumbrances							
Unencumbered Cash Balance	566	0	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 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): CCA-105
 Name of Fund: Licensing Call Center
 Legal Authority: CSFRF Memo dated 4-21-22

Contact Name: Keith Regan
 Phone: 586-2830
 Fund type (MOF) Federal Funds (V)
 Appropriation Acct. No. S-XX-505-R

Intended Purpose:

For the setup of a Licensing Call Center

Source of Revenues:

Funding is from GOV approved CSFRF funds

Current Program Activities/Allowable Expenses:

Contract vendor support to improve customer support and response time for applicants, licensees and the general public

Variations:

N/A

Financial Data							
	FY 2018 (actual)	FY 2019 (actual)	FY 2020 (actual)	FY 2021 (actual)	FY 2022 (actual)	FY 2023 (estimated)	FY 2024 (estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance						348,540	
Revenues							
Expenditures					352,524	348,540	
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers							
S-21-248-O					701,064		
Ending Cash Balance					348,540		
Encumbrances							
Unencumbered Cash Balance					348,540		

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 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): CCA-105
 Name of Fund: Licensing Relief Workers
 Legal Authority: CSFRF Memo dated 4-21-22

Contact Name: Keith Regan
 Phone: 586-2830
 Fund type (MOF) Federal Funds (V)
 Appropriation Acct. No. S-XX-505-R

Intended Purpose:

To hire relief workers

Source of Revenues:

Funding is from GOV approved CSFRF funds

Current Program Activities/Allowable Expenses:

Contract relief workers and necessary equipment/PCs to process application backlog

Variations:

N/A

Financial Data							
	FY 2018 (actual)	FY 2019 (actual)	FY 2020 (actual)	FY 2021 (actual)	FY 2022 (actual)	FY 2023 (estimated)	FY 2024 (estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance						894,328	
Revenues							
Expenditures					14,672	894,328	
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe					909,000		
Net Total Transfers							
S-21-248-O					909,000		
Ending Cash Balance					894,328		
Encumbrances					7,661		
Unencumbered Cash Balance							

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 2023 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: Keith Regan
 Phone: 586-2830
 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.

Variations:

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

Expense variances - Difference between actual and expenditure ceiling

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	508,128	508,128	509,869	510,534	512,881	515,674	515,674
Beginning Cash Balance	814,981	876,360	910,535	889,100	923,541	968,737	578,063
Revenues	131,921	127,348	68,087	129,623	123,453	125,000	70,000
Expenditures	70,542	93,173	89,522	95,182	78,257	515,674	515,674
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0				
Ending Cash Balance	876,360	910,535	889,100	923,541	968,737	578,063	132,389
Encumbrances	5,695	1,423	0	5,083		2,500	2,500
Unencumbered Cash Balance	870,665	909,112	889,100	918,458	968,737	575,563	129,889

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 2023 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
- 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 2023 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: Keith Regan
 Phone: 586-2830
 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 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	818,958	844,626	863,508	871,744	894,839	809,379	809,379
Beginning Cash Balance	1,218,073	817,810	1,601,167	1,241,776	2,106,807	1,719,979	2,310,600
Revenues	170,907	1,409,993	214,074	1,417,811	159,469	1,400,000	200,000
Expenditures	571,170	626,636	573,465	552,780	546,297	809,379	809,379
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0					
Ending Cash Balance	817,810	1,601,167	1,241,776	2,106,807	1,719,979	2,310,600	1,701,221
Encumbrances	30,929	3,306	17,315	38,581	81,190	5,000	5,000
Unencumbered Cash Balance	786,881	1,597,861	1,224,461	2,068,226	1,638,789	2,305,600	1,696,221

Additional Information:

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

DCCA Non-General Fund Information - Real Estate Education Fund

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

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 those licensed under the provisions of this chapter and the improvement and more efficient administration of the real

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 industr

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
- 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
- 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
- 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 information on instruction, education, curriculum, testing, application fees and procedures.
- 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
- 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 responsibilities, etc.
- Conduct and administer periodic symposiums
- Administration of Education Evaluation Task Force Subcommittee

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

- 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 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): CCA-105
 Name of Fund: Condominium Education Trust Fund
 Legal Authority: Sections 514A-40(c), 514-A-95.1, 514B-71,72,73 HRS

Contact Name: Keith Regan
 Phone: 586-2830
 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.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	962,165	995,165	1,013,867	1,066,966	1,028,926	1,036,473	1,036,473
Beginning Cash Balance	2,548,224	2,186,051	2,251,082	1,743,637	1,773,473	1,177,475	991,002
Revenues 1/	244,484	780,985	220,220	749,932	125,825	850,000	130,000
Expenditures	606,657	715,954	727,665	720,096	721,823	1,036,473	1,036,473
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
			0				
Net Total Transfers		0	0				
Ending Cash Balance	2,186,051	2,251,082	1,743,637	1,773,473	1,177,475	991,002	84,529
Encumbrances	1,162	28,944	1,187	17,091	19,704	1,500	1,500
Unencumbered Cash Balance	2,184,889	2,222,138	1,742,450	1,756,382	1,157,771	989,502	83,029

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 2022

DCCA Non-General Fund Information- Condominium Education Trust Fund

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

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,

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
- Administer condominium website.
- Administer condominium reference library program through State Libraries, other venues and i-house, providing publications and information to condominium owners and the public
- 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 materials for public review
- 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, government officials, State Libraries and others in related areas
- 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
- Print and distribute information and educational materials including start-up kits to new condominium associations and new
- Research, develop and submit various articles for media publication
- Develop and maintain website on the internet for dissemination of information, forms, publications, etc. for developers, associations, CMA's, condominium owners, and other interested parties.
- Print and distribute amended Chapters 514A and 514B to all registered condominium associations and condominium
- Update, print and distribute updated Condominium Board of Directors series
- Continue with the recodification of the condominium law educational efforts

Rulemaking

- Research, develop and initiate Chapter 107, HAR rulemaking for Chapters 514A and 514B, HRS, including public workshop;
- Research, present, and receive recommendations for amendments to Chapter 107, HAR, and discuss and receive comments at the monthly Condominium Review Committee meetings with the condominium community
- Research, study, and make recommendations concerning fees for Chapter 53, HAR, and assist the Professional and Vocational Licensing Division in the rulemaking process

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

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 procuree
- 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
- 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 management
- Administer consultant contracts and the review of project documents 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 neighbor island sites
- Administration includes agenda, distribution of materials, room and equipment arrangements, receipt of testimony, minutes, Committee Reports, post-meeting responsibilities.
- 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
- 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 Operator

- Administer registration and biennial re-registration of condominium associations, condominium managing agents and condominium hotel operators, including applications, review/approval process and records management
- Conduct periodic workshops and meetings with registrants

Administration of Budget and Biennial Plan

- 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
- Research, development, approval and administration of the Biennial Education and Research Plan

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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 variances - Renewal fees are on a biennial basis resulting in variances between FYs. Expenditure variances - Dependent upon the amount of claims paid.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(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	890,827	924,583	984,240	903,577	793,071	775,045	635,045
Revenues 1/	73,202	133,303	58,930	51,353	65,236	60,000	70,000
Expenditures	39,446	73,646	139,593	161,859	83,262	200,000	200,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0				
Ending Cash Balance	924,583	984,240	903,577	793,071	775,045	635,045	505,045
Encumbrances	1,990	0	0		7,875		
Unencumbered Cash Balance	922,593	984,240	903,577	793,071	767,170	635,045	505,045

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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.

Variations:

Revenue variances - Renewal fees are on a biennial basis resulting in variances between FYs. Expenditure variances - Dependent upon participation at national association meetings, special meetings requiring travel for neighbor island board members and publication of educational materials.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	16,968	16,968	161,600	161,600	161,600	161,600	161,600
Beginning Cash Balance	551,695	560,524	605,613	655,489	666,554	672,650	526,050
Revenues 1/	13,829	48,064	61,279	11,540	6,571	15,000	10,000
Expenditures	5,000	2,975	11,403	475	475	161,600	161,600
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0					
Ending Cash Balance	560,524	605,613	655,489	666,554	672,650	526,050	374,450
Encumbrances	0	0	580				
Unencumbered Cash Balance	560,524	605,613	654,909	666,554	672,650	526,050	374,450

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(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	4,970	3,890	3,530	27,930	4,290	2,625	2,425
Revenues 1/	37,720	2,040	36,720	2,200	36,480	2,200	38,560
Expenditures	38,800	2,400	12,320	25,840	38,145	2,400	38,500
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	3,890	3,530	27,930	4,290	2,625	2,425	2,485
Encumbrances	0	0	400	960			
Unencumbered Cash Balance	3,890	3,530	27,530	3,330	2,625	2,425	2,485

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 2022.

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

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 2023 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: Keith Regan
 Phone: 586-2830
 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.

Variations:

Revenue varies based on payment cycles

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Cash Balance		23,200	29,750	32,000	32,000	32,950	35,200
Revenues 1/	23,200	6,550	2,250	0	950	2,250	2,250
Expenditures					0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	23,200	29,750	32,000	32,000	32,950	35,200	37,450
Encumbrances	0	0					
Unencumbered Cash Balance	23,200	29,750	32,000	32,000	32,950	35,200	37,450

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

DCCA Non-General Fund Information - Real Estate Appraisal Management Companies Trust Fund
Page 2

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 2023 Legislature**

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

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.

Variations:

Grant ended in FY19.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	250,000	250,000	251,000	251,000	0	0	0
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	199,753	218,676	0		0		
Expenditures	199,753	218,676	0				
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
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 2023 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: Keith Regan
 Phone: 586-2830
 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.

Variations:
 Expenditure variance in FY 21 is due to an accounting change

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	3,100,000	3,100,000	3,600,000	3,600,000	3,600,000	3,600,000	3,600,000
Beginning Cash Balance	736,675	430,332	115,092	3,754	16,761	20,402	0
Revenues	3,293,657	3,284,760	3,304,866	3,296,357	3,380,688	3,410,000	3,410,000
Expenditures	0	0	0	3,283,350	3,377,047	3,430,402	3,410,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	(3,600,000)	(3,600,000)	(3,416,204)	0			
Ending Cash Balance	430,332	115,092	3,754	16,761	20,402	0	0
Encumbrances							
Unencumbered Cash Balance	430,332	115,092	3,754	16,761	20,402	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 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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.

Variances:

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	10,818,376	11,675,781	12,264,446	12,264,446	12,537,405	13,047,847	12,697,847
Beginning Cash Balance	4,374,385	4,690,032	3,089,949	3,746,358	7,316,801	10,873,718	7,722,750
Revenues 1/	10,300,449	9,510,730	11,682,147	14,271,599	13,421,549	12,398,400	14,448,400
Expenditures	8,425,016	9,505,993	9,300,159	8,848,963	8,824,076	13,047,847	12,697,847
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
S-22-310					(346,852)		
S-22-310					(346,852)		
S-22-310					(346,852)		
Net Total Transfers	(1,559,786)	(1,604,820)	(1,725,579)	(1,852,193)	(1,040,556)	(2,501,521)	(2,501,521)
Ending Cash Balance	4,690,032	3,089,949	3,746,358	7,316,801	10,873,718	7,722,750	6,971,782
Encumbrances	725,467	402,928	709,823	452,642	868,874		
Unencumbered Cash Balance	3,964,565	2,687,021	3,036,535	6,864,159	10,004,844	7,722,750	6,971,782

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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, HR

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.

Variances:

Revenue increase in FY20 due to growth in licensee's and a greater than expected interest income credited to the fund. Expenditures increased in FY20 as vacancies were filled and the Captive branch began incurring costs related to IT system development.

FY 21 variances due to pandemic slowdown of economic activities

FY 23 variance due to expected improvement in business activities and projection to ceiling

	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	2,802,357	2,844,081	5,497,504	3,497,504	3,570,192	3,570,192	3,570,192
Beginning Cash Balance	6,746,665	7,641,901	8,562,778	9,224,226	9,902,178	10,647,093	10,696,901
Revenues 1/	2,754,503	2,984,597	3,564,868	3,195,559	3,243,143	3,620,000	3,715,000
Expenditures	1,859,267	2,063,720	2,903,420	2,482,328	2,498,228	3,570,192	3,570,192
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0	(35,279)	0	0	0
Ending Cash Balance	7,641,901	8,562,778	9,224,226	9,902,178	10,647,093	10,696,901	10,841,709
Encumbrances	9,150	41,165	142,870	535,594	363,029		
Unencumbered Cash Balance	7,632,751	8,521,613	9,081,356	9,366,584	10,284,064	10,696,901	10,841,709

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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 Ac

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.

Variations:
 None.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	1,210,906	0	0	0	0	0
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	6,127	334,954	78,253	36,167	0	0	0
Expenditures	6,127	334,954	78,253	36,167	0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	0	0	0	0	0	0	0
Encumbrances	150,000	20,000	0	0	0	0	0
Unencumbered Cash Balance	(150,000)	(20,000)	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 2023 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 Ac

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 - Department of Health & Human Services; Grant period 8/20/18-8/19/20.

Current Program Activities/Allowable Expenses:

Variances:

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(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	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 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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.

Variations:
 No premium taxes paid in protest during FY22.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	1,905,274	1,905,274	0	0	0	0	0
Revenues	0	0	0				
Expenditures	0	0	0	0	0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	(1,905,274)					
Ending Cash Balance	1,905,274	0	0	0	0	0	0
Encumbrances							
Unencumbered Cash Balance	1,905,274	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 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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:

Revenue expected to decrease as Commissioner has temporarily reduced fees charged for rate and form filings. Fees were reduced as the fund has sufficient amount in reserves. FY 23 expenditures based on projection to ceiling

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	200,000	200,000	201,000	201,000	201,000	201,000	201,000
Beginning Cash Balance	1,344,641	1,408,896	1,418,268	1,468,637	1,544,981	1,497,282	1,304,282
Revenues	144,802	155,931	153,148	99,167	39,514	8,000	8,000
Expenditures	80,547	146,559	102,779	22,823	87,213	201,000	201,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0				
Ending Cash Balance	1,408,896	1,418,268	1,468,637	1,544,981	1,497,282	1,304,282	1,111,282
Encumbrances	20,612	22,929	20,318	3,332	17,138		
Unencumbered Cash Balance	1,388,284	1,395,339	1,448,319	1,541,649	1,480,144	1,304,282	1,111,282

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 2023 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: Keith Regan
 Phone: 586-2830
 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:

Expenditure in FY22 was related to return of security deposit. FY21 & FY23 Revenue variances related to deposits required of new service contract providers.

Financial Data							
	FY 2018 (actual)	FY 2019 (actual)	FY 2020 (actual)	FY 2021 (actual)	FY 2022 (actual)	FY 2023 (estimated)	FY 2024 (estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	50,000	50,000	50,000	50,000	100,000	75,000	100,000
Revenues	0			50,000		25,000	
Expenditures	0	0	0	0	25,000	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers							
Ending Cash Balance	50,000	50,000	50,000	100,000	75,000	100,000	100,000
Encumbrances							
Unencumbered Cash Balance	50,000	50,000	50,000	100,000	75,000	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 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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 2018 (actual)	FY 2019 (actual)	FY 2020 (actual)	FY 2021 (actual)	FY 2022 (actual)	FY 2023 (estimated)	FY 2024 (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 net transfer in/out/ or projection in/out; list each account numbe							
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 2023 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: Keith Regan
 Phone: 586-2830
 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 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	523	526	531	552	557	565	570
Revenues	3	5	21	5	8	5	5
Expenditures				0	0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	526	531	552	557	565	570	575
Encumbrances							
Unencumbered Cash Balance	526	531	552	557	565	570	575

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 2023 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:
 Variations related to transfers from State General Fund

A/	Financial Data						
	FY 2018 (actual)	FY 2019 (actual)	FY 2020 (actual)	FY 2021 (actual)	FY 2022 (actual)	FY 2023 (estimated)	FY 2024 (estimated)
Appropriation Ceiling							
Beginning Fund Balance	182,159,415	177,856,546	183,840,206	191,355,432	187,189,222	172,968,287	172,786,523
Revenues	(526,195)	10,247,597	11,871,844	(75,254)	(10,414,681)	4,000,000	4,000,000
Expenditures	181,071	178,248	183,375	186,218	181,764	181,764	181,764
Transfers to State General Fund			0				
Transfers from State General Fund	-	0	116,837		0	0	0
Accrd Interest paid	(3,595,603)	(4,085,689)	(4,290,080)	(3,904,738)	(3,624,490)	(4,000,000)	(4,000,000)
Net Total Transfers	(3,595,603)	(4,085,689)	(4,173,243)	(3,904,738)	(3,624,490)	(4,000,000)	(4,000,000)
Ending Fund Balance	177,856,546	183,840,206	191,355,432	187,189,222	172,968,287	172,786,523	172,604,759
Encumbrances							
Unencumbered Cash Balance	177,856,546	183,840,206	191,355,432	187,189,222	172,968,287	172,786,523	172,604,759

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 2023 Legislature**

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

Contact Name: Jayson Horiuchi
 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 institution

Variances:

Revenue varies due to renewal cycles.FY 21,22 expenditures due to vacancy savings, FY 23 expenditures due to projection to ceiling

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	282,233	282,233	297,904	297,904	306,104	308,875	308,875
Beginning Cash Balance	228,267	291,195	257,593	295,012	319,452	458,541	308,666
Revenues 1/	283,974	164,433	268,237	156,662	245,665	159,000	242,000
Expenditures	182,625	198,035	188,904	132,222	106,576	308,875	308,875
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	(38,421)	0	(41,914)				
Ending Cash Balance	291,195	257,593	295,012	319,452	458,541	308,666	241,791
Encumbrances	0	0	2,070	30	22		
Unencumbered Cash Balance	291,195	257,593	292,942	319,422	458,519	308,666	241,791

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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 HRS 667-86 and 667-27(d)(2) and to reimburse the Compliance Resolution Fund for the seed capital.

Variances:

Revenue varies based on filings received.
 Expenditure varies based on revenues collected.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	242,282	242,282	152,797	152,797	152,797	152,797	152,797
Beginning Cash Balance	59,868	102,272	112,565	119,935	100,323	99,521	98,921
Revenues 1/	45,367	11,548	8,459	2,028	1,288	1,500	1,500
Expenditures	2,963	1,255	1,089	785	2,090	2,100	2,100
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0	(20,855)		0	0
Ending Cash Balance	102,272	112,565	119,935	100,323	99,521	98,921	98,321
Encumbrances	46	50				0	0
Unencumbered Cash Balance	102,226	112,515	119,935	100,323	99,521	98,921	98,321

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 2023 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: Keith Regan
 Phone: 586-2830
 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. FY23 expenditure variance based on projection to ceiling

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	2,301,177	2,363,212	2,492,686	2,492,686	2,740,414	2,790,414	2,790,414
Beginning Cash Balance	7,398,673	9,276,077	11,160,174	10,013,192	10,514,893	7,081,064	5,966,675
Revenues 1/	4,046,701	4,431,926	1,517,215	3,480,783	543,384	2,211,000	2,211,000
Expenditures	1,862,959	2,219,150	2,309,482	2,148,175	2,315,906	2,790,414	2,790,414
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
S-22-310					(553,769)		
S-22-310					(553,769)		
S-22-310					(553,769)		
Net Total Transfers	(306,338)	(328,679)	(354,715)	(830,907)	(1,661,307)	(534,975)	(534,975)
Ending Cash Balance	9,276,077	11,160,174	10,013,192	10,514,893	7,081,064	5,966,675	4,852,286
Encumbrances	50,774	72,568	46,969	41,013	55,900	55,000	55,000
Unencumbered Cash Balance	9,225,303	11,087,606	9,966,223	10,473,880	7,025,164	5,911,675	4,797,286

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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.

Variations:

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: Restitution 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 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(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	16,272	979	3,979	979	10,979	11,330	11,330
Revenues 1/	22,881	4,069	50,032	10,000	268,537	10,000	10,000
Expenditures	38,174	1,069	53,032		268,186	10,000	10,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0			0	0
Ending Cash Balance	979	3,979	979	10,979	11,330	11,330	11,330
Encumbrances						0	0
Unencumbered Cash Balance	979	3,979	979	10,979	11,330	11,330	11,330

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 2022.

**Report on Non-General Fund Information
for Submittal to the 2023 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: Keith Regan
 Phone: 586-2830
 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 offering 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 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 the imposition of travel and other restrictions due to the pandemic.

The variance for FY21-22 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 compared with fees collected at statutory amounts.

The variance for FY22-23 revenue can be attributed to factors such as: the reduction in percentage retained by the vendor for the business registration portal management services; and the increase in Securities Enforcement Branch actions including fines and penalties collected, and participation in multi-state settlements.

The variance for FY22-23 expenditures can be attributed to the comparison of an actual number to a number projected to ceiling

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	8,400,118	8,067,420	8,470,957	8,470,957	12,221,068	9,221,068	9,221,068
Beginning Cash Balance	15,041,283	18,886,669	22,964,782	25,941,393	27,338,300	33,376,301	31,885,779
Revenues 1/	11,377,835	12,227,444	11,661,968	8,951,698	14,255,237	9,498,400	9,498,400
Expenditures	6,414,205	7,029,209	7,493,513	6,176,365	6,764,288	9,221,068	9,221,068
Transfers							
List each net transfer in/out/ or projection in/out; list each account number:							
S-22-310					(484,316)		
S-22-310					(484,316)		
S-22-310					(484,316)		
Net Total Transfers	(1,118,244)	(1,120,122)	(1,191,844)	(1,378,426)	(1,452,948)	(1,767,854)	(1,767,854)
Ending Cash Balance	18,886,669	22,964,782	25,941,393	27,338,300	33,376,301	31,885,779	30,395,257
Encumbrances	452,921	226,873	75,972	95,891	1,840,503		
Unencumbered Cash Balance	18,433,748	22,737,909	25,865,421	27,242,409	31,535,798	31,885,779	30,395,257

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 2022.

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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.

Variations:

Revenues vary due to license renewal cycles. Expenditure variance in FY23 based on projection to ceiling.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	7,167,144	7,167,144	7,800,160	7,500,160	7,741,061	7,831,037	7,831,037
Beginning Cash Balance	9,767,016	10,668,791	11,929,379	12,570,977	12,280,363	15,862,010	14,745,114
Revenues 1/	8,296,443	8,736,384	8,229,993	7,296,389	10,483,133	8,215,500	8,215,500
Expenditures	6,440,561	6,475,644	6,490,931	6,428,597	6,423,484	7,831,037	7,831,037
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
S-22-310					(159,334)		
S-22-310					(159,334)		
S-22-310					(159,334)		
Net Total Transfers	(954,107)	(1,000,152)	(1,097,464)	(1,158,406)	(478,002)	(1,501,359)	(1,501,359)
Ending Cash Balance	10,668,791	11,929,379	12,570,977	12,280,363	15,862,010	14,745,114	13,628,218
Encumbrances	100,927	53,510	442,006	282,460	61,547	0	0
Unencumbered Cash Balance	10,567,864	11,875,869	12,128,971	11,997,903	15,800,463	14,745,114	13,628,218

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): CCA-112
 Name of Fund: State Certified Motor Vehicle Arbitration Func
 Legal Authority: Chapter 4811, HRS

Contact Name: Keith Regan
 Phone: 586-2830
 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 4811, 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 4811, HRS.

Variations:

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 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	124,127	123,208	124,099	123,618	126,265	128,274	130,274
Revenues 1/	2,925	3,550	3,400	4,800	3,800	2,000	2,000
Expenditures	3,844	2,659	3,881	2,153	1,791	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0				
Ending Cash Balance	123,208	124,099	123,618	126,265	128,274	130,274	132,274
Encumbrances	0	0	0	100	100		
Unencumbered Cash Balance	123,208	124,099	123,618	126,165	128,174	130,274	132,274

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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. FY23 variance due to projection to ceiling.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	8,110,870	8,195,600	8,525,388	8,450,388	9,952,858	10,436,778	9,326,778
Beginning Cash Balance	3,634,523	3,729,011	2,864,534	3,456,302	3,119,382	2,406,874	2,596,323
Revenues 1/	870,272	973,403	1,656,892	802,999	1,236,395	879,000	879,000
Expenditures	7,250,353	8,515,409	8,320,352	8,427,001	8,658,865	10,436,778	9,326,778
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
S-302,S-303,S305,S306,S312,S313, S320, S323					2,236,654		
S-302,S-303,S305,S306,S312,S313, S320, S323					2,236,654		
S-302,S-303,S305,S306,S312,S313, S320, S323					2,236,654		
Net Total Transfers	6,474,569	6,677,529	7,255,228	7,287,082	6,709,962	9,747,227	9,747,227
Ending Cash Balance	3,729,011	2,864,534	3,456,302	3,119,382	2,406,874	2,596,323	3,895,772
Encumbrances	194,184	43,070	186,780	225,252	813,097		
Unencumbered Cash Balance	3,534,827	2,821,464	3,269,522	2,894,130	1,593,777	2,596,323	3,895,772

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 2022

**Report on Non-General Fund Information
for Submittal to the 2023 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 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): Various
 Name of Fund: Collective Bargaining
 Legal Authority: Act 48, SLH 2020

Contact Name: Keith Regan
 Phone: 586-2844
 Fund type (MOF) Special Funds (B)
 Appropriation Acct. No. S-XX-365-R

Intended Purpose:

The fund was established by DAGS to account for collective bargaining.

Source of Revenues:

None.

Current Program Activities/Allowable Expenses:

See above information.

Variances:

New account.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance							
Revenues							
Expenditures				1,230,744			
Transfers							
List each by JV# and date							
Net Total Transfers				1,230,744			
Ending Cash Balance							
Encumbrances							
Unencumbered Cash Balance							

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 2023 Legislature**

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

Contact Name: Keith Regan
 Phone: 586-2830
 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.

Variations:

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

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	1,896,566	1,429,482	1,948,671	2,138,695	1,986,601	2,285,901	2,285,901
Revenues	1,947,327	1,859,744	1,702,797	1,545,285	2,814,890		
Expenditures	2,414,411	1,340,555	1,512,773	1,697,379	2,515,590		
Transfers							
List each net transfer in/out/ or projection in/out; list each account numbe							
Net Total Transfers	0	0	0				
Ending Cash Balance	1,429,482	1,948,671	2,138,695	1,986,601	2,285,901	2,285,901	2,285,901
Encumbrances	44,109	0	69,380		22,114		
Unencumbered Cash Balance	1,385,373	1,948,671	2,069,315	1,986,601	2,263,787	2,285,901	2,285,901

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 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): Various
 Name of Fund: Collective Bargaining
 Legal Authority: Act 48, SLH 2020

Contact Name: Keith Regan
 Phone: 586-2844
 Fund type (MOF) Trust Funds (T)
 Appropriation Acct. No. T-XX-957-R

Intended Purpose:

The fund was established by DAGS to account for collective bargaining.

Source of Revenues:

None.

Current Program Activities/Allowable Expenses:

See above information.

Variances:

New account.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance							
Revenues							
Expenditures				36,768			
Transfers							
List each by JV# and date							
Net Total Transfers				36,768			
Ending Cash Balance							
Encumbrances							
Unencumbered Cash Balance							

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 2023 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.

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 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-FY22 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. FY21-22 budgets and actual expenditures were adjusted due to economic impacts from the pandemic. The budget for FY23 has been adjusted to align with Hawaiian Electric Company's revised revenue forecasting, and Hawaii Energy's recently approved 3-year plan (FY23-25).

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	25,220,672	16,677,293	12,225,108	10,353,292	13,846,901	19,239,227	19,889,227
Revenues	21,939,512	22,407,327	28,946,151	43,859,330	38,653,824	40,270,000	38,270,000
Expenditures	30,482,891	26,859,512	30,817,967	40,365,721	33,261,498	39,620,000	38,220,000
Net Total Transfers	-	-	-	-	-	-	-
Ending Cash Balance	16,677,293	12,225,108	10,353,292	13,846,901	19,239,227	19,889,227	19,939,227
Encumbrances	-	-	-	-	-	-	-
Unencumbered Cash Balance	16,677,293	12,225,108	10,353,292	13,846,901	19,239,227	19,889,227	19,939,227
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 2023 Legislature**

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

Contact Name: Carolyn Laborde
 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)

Decrease in revenues due to decrease in reported revenues by Telecom carriers.

Current Program Activities/Allowable Expenses:

The fund covers the costs of administering and providing telecommunications relay service. Requirement for local location removed resulted in a decrease in monthly expenses

Variations:

Revenue varies by consumer tastes and preferences.
 Expenditures vary based on service usage.
 Significant decrease in equipment distribution to consumers.
 Changes to RCC use caused decrease in expenditures.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	135,546	461,543	557,686	619,273	506,195	649,231	709,231
Revenues	1,028,450	951,680	865,402	702,976	595,428	570,000	570,000
Expenditures	702,453	855,537	803,815	816,054	452,392	510,000	510,000
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	461,543	557,686	619,273	506,195	649,231	709,231	769,231
Encumbrances	0	0	0	0	0	0	0
Unencumbered Cash Balance	461,543	557,686	619,273	506,195	649,231	709,231	769,231

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 2023 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.

Variances:

Fluctuations in PUC revenue year-to-year is attributable to actual revenue collections since public utility fee and motor carrier fees are assessed based on each regulated entities prior calendar year revenues. Variances in expenditures is attributable to actual expenditures made to support the program's needs.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	15,753,197	15,249,248	17,687,157	18,658,757	16,918,158	16,918,158	16,918,158
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	16,905,331	17,563,946	18,300,807	19,864,618	16,440,414	17,400,000	17,400,000
Expenditures	12,705,374	13,010,896	14,024,018	13,176,489	11,201,764	16,900,000	16,900,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-340-R Transfer In Beg. Cash					1,000,000	1,000,000	1,000,000
Net Total Transfers	919,100	1,000,000	1,000,000	871,377	1,000,000	1,000,000	1,000,000
Ending Cash Balance	5,119,057	5,553,050	5,276,789	7,559,506	6,238,650	1,500,000	1,500,000
Encumbrances	963,392	1,511,691	2,864,540	4,517,064	1,415,281	0	0
Unencumbered Cash Balance	4,155,665	4,041,359	2,412,249	3,042,442	4,823,369	1,500,000	1,500,000

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 2023 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.

Variations:

Variations are based on projected program activity.

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	n/a	n/a	(actual)	(actual)	(actual)	n/a	n/a
Appropriation Ceiling	0	0	150,000	250,000	0	0	0
Beginning Cash Balance	0	0	0	150,000	172,500	0	0
Revenues	0	0	0	0	0	0	0
Expenditures	0	0	0	227,500	172,500	0	0
Transfers							
List each by JV# and date							
S-350-B DBEDT/HSEO	0	0	150,000	250,000	0	0	0
Net Total Transfers	0	0	150,000	250,000	0	0	0
Ending Cash Balance	0	0	150,000	172,500	0	0	0
Encumbrances	0	0	150,000	172,500	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 2023 Legislature**

Department: Commerce and Consumer Affairs
 Prog ID(s): CCA-901
 Name of Fund: Hydrogen Fueling System Subaccount

Contact Name: Jan Mulvey
 Phone: 586-2030
 Fund type (MOF) B

Legal Authority Act 241 SLH 2022

Appropriation Acct. No. S-355-R

Intended Purpose:
 of a zero-emission vehicle fuelng system.

Source of Revenues:
 Transfers are from the state environmental response, energy, and food security tax that is imposed on each barrel of petroleum product sold.

Current Program Activities/Allowable Expenses:
 This program has no authority to expend funds.

Variances:
 n/a

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	n/a	n/a	n/a	n/a	n/a	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	0	0	0	0	0	0	700,000
Revenues	0	0	0	0	0	0	0
Expenditures	0	0	0	0	0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
State environmental response, energy, and food security tax						700,000	700,000
Net Total Transfers	0	0	0	0	0	700,000	700,000
Ending Cash Balance	0	0	0	0	0	700,000	1,400,000
Encumbrances	0	0	0	0	0	0	0
Unencumbered Cash Balance	0	0	0	0	0	700,000	1,400,000

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 2023 Legislature**

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

Contact Name: Jan Mulvey
 Phone: 586-2030

Legal Authority Act 75 SLH 2021 & Act 202 SLH 2022

Fund type (MOF) B
 Appropriation Acct. No. S-353-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 are from the state environmental response, energy, and food security tax that is imposed on each barrel of petroleum product sold.

Current Program Activities/Allowable Expenses:

To provide funding for the electric vehicle charging system rebate program established pursuant to sections 269-72 an 269-73.

Variances:

n/a

Financial Data							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
	n/a	n/a	n/a	n/a	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	500,000	1,000,000	0
Beginning Cash Balance	0	0	0	0	0	714,476	14,476
Revenues	0	0	0	0	0	0	0
Expenditures	0	0	0	0	97,696	1,400,000	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-392-B DBEDT					100,000	0	0
State environmental response, energy, and food security tax					712,172	700,000	700,000
Net Total Transfers	0	0	0	0	812,172	700,000	700,000
Ending Cash Balance	0	0	0	0	714,476	14,476	714,476
Encumbrances	0	0	0	0	2,304	0	0
Unencumbered Cash Balance	0	0	0	0	712,172	14,476	714,476

Additional Information:

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