

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Special Funds (B)  
 Appropriation Account Number: S-XX-302-R

**Intended Purpose:**

To promote responsive and reliable cable communications services for the people of Hawaii, by issuing cable franchises to qualified and suitable cable operators when it is in the public interest to do so; regulating cable television operators 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 expand and deploy infrastructure to increase access to broadband.

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

- Issues and enforces cable television franchises for cable communications services. Conduct franchise renewal and transfer proceedings to ensure the capability of the cable television operators, and that customers are provided adequate and efficient cable television 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 and facilitate public and private efforts to increase affordable broadband access to unserved and underserved areas, including increasing the availability of publicly accessible WiFi hotspots at community gathering areas and facilities.

**Variations:**

Generally, variations in revenues each year is due to changes in the gross revenues of the cable operators in the State. For FY21 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 was rescinded during Q1 of FY24. Variations in expenditures each year including 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. FY 24 variance due to projection to ceiling.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	2,648,986	2,648,986	2,566,872	2,566,872	2,611,532	2,650,263	2,650,263
Beginning Cash Balance	11,023,754	10,104,568	8,938,086	7,656,516	7,828,870	7,209,582	7,196,025
Revenues 1/	532,572	59,735	36,007	1,564,950	3,100,000	3,700,000	3,700,000
Expenditures	1,079,052	872,445	1,012,405	900,478	2,611,532	2,650,263	2,650,263
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-23-310				(123,030)			
S-23-310				(123,030)			
S-23-310				(123,030)			
S-23-310				(123,028)			
Net Total Transfers	(372,706)	(353,772)	(305,172)	(492,118)	(1,107,756)	(1,063,294)	(1,063,294)
Ending Cash Balance	10,104,568	8,938,086	7,656,516	7,828,870	7,209,582	7,196,025	7,182,468
Encumbrances	916,663	1,277,699	517,375	529,251	0	0	0
Unencumbered Cash Balance	9,187,905	7,660,387	7,139,141	7,299,619	7,209,582	7,196,025	7,182,468

Additional Information:

Amount Req. for Bond Conveyance							
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**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

Amount from Bond Proceeds							
Amount Held in CODs, Escrow							

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Funds held outside of State Treasury  
 Appropriation Account Number T-xx-907

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

**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. Revenues (aside from simple interest) for this account ceased since Spectrum is no longer required to hold funds for INET and broadband related purposes in the account, under Decision and Order No. 372, issued by the Department on March 23, 2018. In FY20, due to a review of Spectrum's calculations of franchise fees and true-up requirements, \$67,463 in revenues in addition to interest was added to the account, the \$13 in expenditures in FY20 are due to bank fees.

**Cash balance lapse to general fund? (Yes / No No.**

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	814,687	883,051	883,316	883,576	883,841	883,841	883,841
Revenues	68,377	265	260	265	0	0	0
Expenditures	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	883,051	883,316	883,576	883,841	883,841	883,841	883,841
Encumbrances							
Unencumbered Cash Balance	883,051	883,316	883,576	883,841	883,841	883,841	883,841

Additional Information:

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow							

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

Department:	<u>Commerce and Consumer Affairs</u>	Contact Name:	<u>Michael Wun</u>
Prog ID(s):	<u>CCA-103</u>	Phone Number:	<u>586-2830</u>
Name of Fund:	<u>CRF-PUC Spcl Fnd Allocation-Consumer Advocacy</u>	Fund type (MOF):	<u>Special Funds (B)</u>
Legal Authority:	<u>Section 269-33, HRS</u>	Appropriation Account Number:	<u>S-XX-303-R</u>

**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 FY 2021-2023 were primarily related to various dockets either not progressing or not requiring extensive consultant assistance. Vacancies also contributed to the lower expenditures. For FY 2024 and beyond, the Division continues to anticipate greater work leveles 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.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	4,494,086	4,494,086	4,604,311	4,604,311	4,657,737	4,786,380	4,786,380
Beginning Cash Balance	10,218,187	11,021,839	11,927,222	11,238,888	12,910,025	10,790,575	8,942,601
Revenues 1/	357,252	70,817	2,346,655	4,829,373	4,514,000	4,514,000	4,514,000
Expenditures	3,415,378	3,001,727	2,487,588	2,275,502	4,657,737	4,786,380	4,786,380
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-23-310				(220,684)			
S-23-310				(220,684)			
S-23-310				(220,684)			
S-23-310				(220,682)			
Net Total Transfers	3,861,778	3,836,293	(547,401)	(882,734)	(1,975,713)	(1,575,594)	(882,734)
Ending Cash Balance	11,021,839	11,927,222	11,238,888	12,910,025	10,790,575	8,942,601	7,787,487
Encumbrances	1,277,408	1,211,558	380,143	1,088,498	1,500,000	3,700,000	3,850,000
Unencumbered Cash Balance	9,744,431	10,715,664	10,858,745	11,821,527	9,290,575	5,242,601	3,937,487

**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 2024 Legislature**

1/ Revenue projections based on Rev Est to B&F August 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Special Funds (B)  
 Appropriation Account Number 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, mortgage servicers and small dollar consumer installment lenders; 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 consumer 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 consumer lending.

**Variances:**

FY 21 revenue variance due to increase in mortgage loan originator activity. FY 22 variance due to sustained mortgage loan activity. The decline in revenue from FY22 through FY24 is primarily due rising interest rates which have resulted in significant dampening of the mortgage industry which affects mortgage loan origination, mortgage servicers, and escrow depositories. The expenditure variance from FY23 to FY 24 is due to projection to ceiling.

Cash balance lapse to general fund? (Yes / No) No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	5,175,488	5,175,488	5,336,797	5,803,367	6,154,437	6,332,828	6,332,828
Beginning Cash Balance	11,498,910	11,198,600	12,742,604	15,133,389	15,740,511	12,014,342	8,911,276
Revenues 1/	5,052,160	6,788,789	7,709,386	6,502,827	5,038,850	5,314,420	5,314,420
Expenditures	4,624,291	4,440,463	4,684,116	4,783,090	6,154,437	6,332,828	6,332,828
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-23-310				(278,154)			
S-23-310				(278,154)			
S-23-310				(278,154)			
S-23-310				(278,153)			
Net Total Transfers	(728,179)	(804,322)	(634,485)	(1,112,615)	(2,610,582)	(2,084,658)	(1,112,615)
Ending Cash Balance	11,198,600	12,742,604	15,133,389	15,740,511	12,014,342	8,911,276	6,780,253
Encumbrances	62,395	166,237	250,699	42,727		0	0
Unencumbered Cash Balance	11,136,205	12,576,367	14,882,690	15,697,784	12,014,342	8,911,276	6,780,253

**Additional Information:**

Amount Req. for Bond Conveyance							
Amount from Bond Proceeds							
Amount Held in CODs, Escrow							

**Report on Non-General Fund Information  
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Accounts, or Other Investments							
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1/ Revenue projections based on Rev Est to B&F August 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Account Number: 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 2022)

**Current Program Activities/Allowable Expenses:**

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

**Variances:**

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. The MLRF has sufficient funds to compensate aggrieved consumers. Currently, there are no court actions pending to provide disbursement of the fund.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	301,000	301,000	301,000	301,000	301,000	301,000	301,000
Beginning Cash Balance	2,155,365	2,207,315	2,099,965	2,099,965	2,099,965	1,798,965	1,497,965
Revenues 1/	51,950	0	0	0	0	0	0
Expenditures	0	107,350	0	0	301,000	301,000	301,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers			0	0	0	0	0
Ending Cash Balance	2,207,315	2,099,965	2,099,965	2,099,965	1,798,965	1,497,965	1,196,965
Encumbrances						0	0
Unencumbered Cash Balance	2,207,315	2,099,965	2,099,965	2,099,965	1,798,965	1,497,965	1,196,965

**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  
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1/ Revenue projections based on Rev Est to B&F, August 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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:**

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

**Variations:**

Settlement funds have been expended.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling				0	0	0	0
Beginning Cash Balance	368,611	242,215	17,104	0	0	0	0
Revenues 1/	0	14,935	12,696	0	0	0	0
Expenditures	126,396	240,046	29,800	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	242,215	17,104	0	0	0	0	0
Encumbrances	0	0				0	0
Unencumbered Cash Balance	242,215	17,104	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 2024 Legislature**

1/ Revenue projections based on Rev Est to B&F August 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Special Funds (B)  
 Appropriation Account Number: 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. Expenditure variance in FY24 due to projection to ceiling.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	7,892,944	7,892,944	8,117,600	8,664,561	9,413,602	9,748,269	9,748,269
Beginning Cash Balance	9,545,440	10,787,462	9,074,932	11,728,622	13,789,060	9,800,408	4,688,177
Revenues 1/	9,138,171	6,592,978	10,622,465	9,744,843	9,418,000	7,845,000	9,554,000
Expenditures	6,785,630	6,991,633	7,378,684	6,023,244	9,413,602	9,748,269	9,748,269
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-23-310				(415,290)			
S-23-310				(415,290)			
S-23-310				(415,290)			
S-23-310				(415,291)			
Net Total Transfers	(1,110,519)	(1,313,875)	(590,091)	(1,661,161)	(3,993,050)	(3,208,962)	(1,661,161)
Ending Cash Balance	10,787,462	9,074,932	11,728,622	13,789,060	9,800,408	4,688,177	2,832,747
Encumbrances	648,733	770,174	179,237	21,219			
Unencumbered Cash Balance	10,138,729	8,304,758	11,549,385	13,767,841	9,800,408	4,688,177	2,832,747

**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  
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1/ Revenue projections based on Rev Est to B&F August 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Federal Funds (V)  
 Appropriation Account Number S-XX-505-R

**Intended Purpose:**

For the setup of a Licensing Call Center

**Source of Revenues:**

Funding is from GOV approved CSFRRF funds

**Current Program Activities/Allowable Expenses:**

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

**Variances:**

Cash balance lapse to general fund? (Yes / No) No.

Statutory language:

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance				348,540	0	0	0
Revenues						0	0
Expenditures			352,524	348,540			
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers			701,064				
Ending Cash Balance			348,540	0	0	0	0
Encumbrances							
Unencumbered Cash Balance			348,540	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 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Federal Funds (V)  
 Appropriation Account Number: S-XX-506-R

**Intended Purpose:**

To hire relief workers

**Source of Revenues:**

Funding is from GOV approved CSFRRF funds

**Current Program Activities/Allowable Expenses:**

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

**Variances:**

Expenditure variance based on activity level and projection to limit.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance				894,328	670,280	0	0
Revenues							
Expenditures			14,672	224,048	670,280		
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers			909,000				
Ending Cash Balance			894,328	670,280	0	0	0
Encumbrances			7,661	670,279			
Unencumbered Cash Balance			886,667	1	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 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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 variances - Renewal fees are on a biennial basis resulting in variances between FYs.

Expense variances - Difference between actual and expenditure ceiling

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	509,869	510,531	512,881	515,674	523,902	526,989	526,989
Beginning Cash Balance	910,535	889,100	923,541	968,737	1,031,669	1,066,669	1,101,669
Revenues	68,087	129,623	123,453	124,810	115,000	115,000	115,000
Expenditures	89,522	95,182	78,257	61,878	80,000	80,000	80,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	889,100	923,541	968,737	1,031,669	1,066,669	1,101,669	1,136,669
Encumbrances		5,083	0	1,062			
Unencumbered Cash Balance	889,100	918,458	968,737	1,030,607	1,066,669	1,101,669	1,136,669

**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 2024 Legislature**

DCCA Non-General Fund Information - Real Estate Recovery Fund

Page 2

**Statement of Objectives:**

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

**Current Program Activities/Allowable Expenses:**

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

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Account Number: 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

Cash balance lapse to general fund? (Yes / No) No.

Statutory language:

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	863,508	871,744	894,839	809,379	836,398	849,976	849,976
Beginning Cash Balance	1,601,167	1,241,776	2,106,807	1,719,979	2,645,895	1,909,497	2,479,521
Revenues	214,074	1,417,811	159,469	1,423,807	100,000	1,420,000	100,000
Expenditures	573,465	552,780	546,297	497,891	836,398	849,976	849,976
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0					
Ending Cash Balance	1,241,776	2,106,807	1,719,979	2,645,895	1,909,497	2,479,521	1,729,545
Encumbrances	17,315	38,581	38,581	17,361			
Unencumbered Cash Balance	1,224,461	2,068,226	1,681,398	2,628,534	1,909,497	2,479,521	1,729,545

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 2024 Legislature**

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

**Intended Purpose:**

As stated in §467-19(b), HRS, the Real Estate Education Trust Fund is intended to "promote the advancement of education and research in the field of real estate for the benefit of the public and those licensed under the provisions of this chapter and the improvement and more efficient administration of the real estate industry."

**Statement of Objectives**

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

**Current Program Activities/Allowable Expenses:**

Funding of Exempt Positions

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

Information, Advice and Referral

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

Educational and Informational Materials

- Research, develop, publish and distribute the quarterly real estate bulletin to all real estate licensees, government officials, State Libraries, and others in related areas.
- Printing and distribution of Chapter 467, HRS, as amended to all principal brokers and brokers-in-charge.
- School Files, a quarterly bulletin to real estate prelicense schools, prelicense and continuing education instructors and continuing education providers which provides current 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 general public.
- Distribute new salesperson and broker start-up kits, consisting of information and educational materials.

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

- Hold monthly meetings for the two standing committees and the Commission with some meetings at neighbor island sites.
- Administration of the committee meetings, including agenda, distribution materials, room and equipment arrangements, oral testifiers, minutes, committee reports, post-meeting 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 courses

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

Research, develop and conduct seminars, workshops and meetings

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

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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. REB is no longer planning on 50% fee reductions, however, associations have been falling behind on registrations, leading to less than expected revenue..

**Cash balance lapse to general fund? (Yes / No) No.**

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	1,013,867	1,066,966	1,028,926	1,036,473	1,061,278	1,083,798	1,083,798
Beginning Cash Balance	2,251,082	1,743,637	1,773,473	1,177,475	1,584,965	1,034,965	1,584,965
Revenues <sup>1/</sup>	220,220	749,932	125,825	1,215,409	200,000	1,300,000	200,000
Expenditures	727,665	720,096	721,823	807,919	750,000	750,000	75,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
			0				
Net Total Transfers		0	0				
Ending Cash Balance	1,743,637	1,773,473	1,177,475	1,584,965	1,034,965	1,584,965	1,709,965
Encumbrances	1,187	17,091	19,704	13,336			
Unencumbered Cash Balance	1,742,450	1,756,382	1,157,771	1,571,629	1,034,965	1,584,965	1,709,965

Additional Information:

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

<sup>1/</sup> Revenue projections based on Rev Est to B&F August 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

**Intended Purpose:**

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

**Statement of Objectives**

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

**Current Program Activities/Allowable Expenses:**

Funding of Exempt Positions

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

Information, Advice and Referral

- Respond to inquiries from the public, consumers, condominium owners, board of directors, condominium managing agents, real estate licensees, attorneys,
- Administer condominium website.
- Administer condominium reference library program through State Libraries, other venues and in-house, providing publications and information to condominium 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 related areas.
- Print and distribute information and educational materials including start-up kits to new condominium associations and new condominium managing agents.
- Research, develop and submit various articles for media publication.
- 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 managing agents.
- 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 workshops with those affected.

## Report on Non-General Fund Information for Submittal to the 2024 Legislature

- 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.

### DCCA Non-General Fund Information- Condominium Education Trust Fund Page 3

#### Mediation of Governance and Management Problems

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

#### Arbitration of Condominium Problems

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

#### Condominium Project Registration and Public Reports

- Administer registration of new condominium projects, review of documents, owner-occupants reservation procedures, and public reports, including records 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 the condominium community.
- Administer seminar subsidy program, including contract administration.

#### Interactive Educational and Research Participation

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

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

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

#### Administration of Budget and Biennial Plans

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

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	200,000	200,000	200,000	200,000	200,000	200,000	200,000
Beginning Cash Balance	984,240	903,577	793,071	775,045	781,457	657,457	542,457
Revenues 1/	58,930	51,353	65,236	66,428	76,000	85,000	76,000
Expenditures	139,593	161,859	83,262	60,016	200,000	200,000	200,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	903,577	793,071	775,045	781,457	657,457	542,457	418,457
Encumbrances	0	0	7,875				
Unencumbered Cash Balance	903,577	793,071	767,170	781,457	657,457	542,457	418,457

**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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	161,600	161,600	161,600	161,600	161,600	161,600	161,600
Beginning Cash Balance	605,613	655,489	666,554	672,650	689,257	534,657	376,057
Revenues 1/	61,279	11,540	6,571	17,082	7,000	3,000	7,000
Expenditures	11,403	475	475	475	161,600	161,600	161,600
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0					
Ending Cash Balance	655,489	666,554	672,650	689,257	534,657	376,057	221,457
Encumbrances	580	0					
Unencumbered Cash Balance	654,909	666,554	672,650	689,257	534,657	376,057	221,457

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 2023.



**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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.

**Variances:**

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

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	55,000	55,000	55,000	55,000	55,000	55,000	55,000
Beginning Cash Balance	3,530	27,930	4,290	2,625	1,865	31,865	26,865
Revenues 1/	36,720	2,200	36,480	3,360	55,000	5,000	25,160
Expenditures	12,320	25,840	38,145	4,120	25,000	10,000	25,160
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0			0	0
Ending Cash Balance	27,930	4,290	2,625	1,865	31,865	26,865	26,865
Encumbrances	400	960				0	
Unencumbered Cash Balance	27,530	3,330	2,625	1,865	31,865	26,865	26,865

**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 2024 Legislature**

1/ Revenue Projections based on Rev Est to B&F August 2023.

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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number T-18-930-R

**Intended Purpose:**

See attached.

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

See attached.

**Variances:**

Regulation of AMC's sunset as of June 30, 2023; Auditor Sunset Analysis 23-01;

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Cash Balance	29,750	32,000	32,000	32,950	32,950	32,950	32,950
Revenues 1/	2,250	0	950	0	0	0	0
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			0	0
Ending Cash Balance	32,000	32,000	32,950	32,950	32,950	32,950	32,950
Encumbrances	0	0				0	0
Unencumbered Cash Balance	32,000	32,000	32,950	32,950	32,950	32,950	32,950

**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**

1/ Revenue projections based on Rev Est to B&F August 2023.

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 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Special Funds (B)  
 Appropriation Account Number: 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.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	3,600,000	3,600,000	3,600,000	3,600,000	3,600,000	3,600,000	3,600,000
Beginning Cash Balance	115,092	3,754	16,761	20,402	731	0	0
Revenues	3,304,866	3,296,357	3,380,688	3,459,167	3,503,500	3,553,500	3,603,000
Expenditures	0	3,283,350	3,377,047	3,478,838	3,504,231	3,553,500	3,600,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	(3,416,204)			0			
Ending Cash Balance	3,754	16,761	20,402	731	0	0	3,000
Encumbrances							
Unencumbered Cash Balance	3,754	16,761	20,402	731	0	0	3,000

**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 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Special Funds (B)  
 Appropriation Account Number: 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:**

FY 21 revenue variance due to increase in licence issued.  
 Expenditure variance in FY 24 based on projection to ceiling.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	12,264,446	12,264,446	12,537,405	13,047,847	13,157,353	13,494,699	13,494,699
Beginning Cash Balance	3,089,949	3,746,358	7,316,801	10,873,718	14,917,346	10,397,223	7,198,604
Revenues 1/	11,682,147	14,271,599	13,421,549	14,336,348	14,218,300	14,738,300	15,603,000
Expenditures	9,300,159	8,848,963	8,824,076	8,139,499	13,157,353	13,494,699	13,494,699
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-23-310				(588,305)			
S-23-310				(488,305)			
S-23-310				(488,305)			
S-23-310				(588,306)			
Net Total Transfers	(1,725,579)	(1,852,193)	(1,040,556)	(2,153,221)	(5,581,070)	(4,442,220)	(2,153,221)
Ending Cash Balance	3,746,358	7,316,801	10,873,718	14,917,346	10,397,223	7,198,604	7,153,684
Encumbrances	709,823	452,642	868,874				
Unencumbered Cash Balance	3,036,535	6,864,159	10,004,844	14,917,346	10,397,223	7,198,604	7,153,684

**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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Special Funds (B)  
 Appropriation Account Number: S-XX-317-R

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

**Variances:**

FY 21 variances due to pandemic slowdown of economic activities. FY 23 variance due to improvement in business activities. FY 24 variance due to projection to ceiling.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	5,497,504	3,497,504	3,570,192	3,570,192	3,470,485	3,533,917	3,533,917
Beginning Cash Balance	8,562,778	9,224,226	9,902,178	10,647,093	11,826,426	12,320,941	12,857,024
Revenues 1/	3,564,868	3,195,559	3,243,143	3,844,791	3,965,000	4,070,000	4,175,000
Expenditures	2,903,420	2,482,328	2,498,228	2,665,458	3,470,485	3,533,917	3,533,917
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	(35,279)	0	0	0	0	0
Ending Cash Balance	9,224,226	9,902,178	10,647,093	11,826,426	12,320,941	12,857,024	13,498,107
Encumbrances	142,870	535,594	363,029	263,939			
Unencumbered Cash Balance	9,081,356	9,366,584	10,284,064	11,562,487	12,320,941	12,857,024	13,498,107

**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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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

Contact Name: Jerry Bump  
 Phone: 587-7581

Legal Authority Non-appropriated; CFDA: 93.881; Section 1003 of the Affordable Care Act

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

**Intended Purpose:**  
 Planning and implementing insurance market reforms.

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

**Current Program Activities/Allowable Expenses:**  
 Hiring market reform personnel and contracting with consultants.

**Variances:**  
 Variance based on program activity.

**Cash balance lapse to general fund? (Yes / No)**

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(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	78,253	36,167	0	0	0	0	0
Expenditures	78,253	36,167	0	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	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 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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.

**Variances:**

**Cash balance lapse to general fund? (Yes / No)** No.  
**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(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				
Expenditures	0	0	0	0	0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
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 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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 variances in FY21 and 22 due to Commissioner temporarily reducing fees charged for rate and form filings. Fees were reduced as the fund has sufficient amount in reserves. FY23 revenue variance based on return of fees to normal levels. FY 24 revenue variance reflects full year of fees collected at normal levels. FY 21 and FY 22 expenditures due to covid related slowdown and ramp-up. FY 23 expenditure variance due to less training events attended as compared to previous year. FY 24 expenditures based on projection to ceiling

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	201,000	200,000	201,000	201,000	201,000	201,000	201,000
Beginning Cash Balance	1,418,268	1,468,637	1,544,981	1,497,282	1,533,493	1,482,493	1,431,493
Revenues	153,148	99,167	39,514	105,299	150,000	150,000	150,000
Expenditures	102,779	22,823	87,213	69,088	201,000	201,000	201,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	1,468,637	1,544,981	1,497,282	1,533,493	1,482,493	1,431,493	1,380,493
Encumbrances	20,318	3,332	17,138	2,311			
Unencumbered Cash Balance	1,448,319	1,541,649	1,480,144	1,531,182	1,482,493	1,431,493	1,380,493

**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 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Trust Funds (T)  
 Appropriation Account Number: 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.

**Variations:**

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

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	50,000	50,000	100,000	75,000	100,000	100,000	100,000
Revenues	0	50,000	0	25,000	0	0	0
Expenditures	0	0	25,000	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	50,000	100,000	75,000	100,000	100,000	100,000	100,000
Encumbrances							
Unencumbered Cash Balance	50,000	100,000	75,000	100,000	100,000	100,000	100,000

**Additional Information:**

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

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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.

**Variances:**

Cash balance lapse to general fund? (Yes / No) No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(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 net transfer in/out/ or projection in/out; list each account number							
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 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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.

**Variances:**

Revenue varies based on interest earned.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	531	552	557	565	579	579	579
Revenues	21	5	8	14	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							
Net Total Transfers	0	0	0	0			
Ending Cash Balance	552	557	565	579	579	579	579
Encumbrances							
Unencumbered Cash Balance	552	557	565	579	579	579	579

**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 2024 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.

**Variances:**  
 Variances related to transfers from State General Fund.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
<i>AI</i>	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Fund Balance	183,840,206	191,355,432	187,189,222	172,968,287	169,027,425	168,856,425	168,685,425
Revenues	11,871,844	(75,254)	(10,414,681)	618,901	3,400,000	3,500,000	3,600,000
Expenditures	183,375	186,218	181,764	170,919	171,000	171,000	171,000
Transfers to State General Fund			0				
Transfers from State General Fund	116,837	0			0	0	0
Accrd Interest paid	(4,290,080)	(3,904,738)	(3,624,490)	(4,388,844)	(3,400,000)	(3,500,000)	(3,600,000)
Net Total Transfers	(4,173,243)	(3,904,738)	(3,624,490)	(4,388,844)	(3,400,000)	(3,500,000)	(3,600,000)
Ending Fund Balance	191,355,432	187,189,222	172,968,287	169,027,425	168,856,425	168,685,425	168,514,425
Encumbrances							
Unencumbered Cash Balance	191,355,432	187,189,222	172,968,287	169,027,425	168,856,425	168,685,425	168,514,425

**Additional Information:**

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

*AI = 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 2024 Legislature**

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

Contact Name: Jayson Horiuchi  
 Phone Number: 586-7327  
 Fund type (MOF) Special Funds (B)  
 Appropriation Account Number 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. Closed school student transcript request fees.

**Current Program Activities/Allowable Expenses:**

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

**Variations:**

Revenue varies due to renewal cycles. FY 21,22 expenditures due to vacancy savings, FY 23 expenditures due to filling of vacancy, FY 24 expenditures due to projection to ceiling

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	297,904	297,904	306,104	308,875	228,750	234,370	234,370
Beginning Cash Balance	257,593	295,012	319,452	458,541	479,599	466,849	383,479
Revenues 1/	268,237	156,662	245,665	171,489	216,000	151,000	216,000
Expenditures	188,904	132,222	106,576	150,431	228,750	234,370	234,370
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	(41,914)	0	0	0	0	0	0
Ending Cash Balance	295,012	319,452	458,541	479,599	466,849	383,479	365,109
Encumbrances	2,070	30	22				
Unencumbered Cash Balance	292,942	319,422	458,519	479,599	466,849	383,479	365,109

**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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Special Funds (B)  
 Appropriation Account Number 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 mortgagees and mortgagors; fines collected from mortgage servicers pursuant to section 454M-10, HRS.

**Current Program Activities/Allowable Expenses:**

For all expenses of the mortgage foreclosure dispute resolution program to carry out the purposes of Act 48, SLH 2011, and Act 182, SLH 2012, and to reimburse the Compliance Resolution Fund for the seed capital.

**Variances:**

Revenue varies based on interest earned from the cash balance and filing activities. FY 21 and 22 expenditure variances based on need for program-related expenditures.

FY 24-26 expenditure variances based on projected revenues and spending to ceiling.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	152,797	152,797	152,797	152,797	152,797	152,797	152,797
Beginning Cash Balance	112,565	119,935	121,178	120,376	122,671	0	0
Revenues 1/	8,459	2,028	1,288	2,411	1,000	1,000	1,000
Expenditures	1,089	785	2,090	116	123,671	1,000	1,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	119,935	121,178	120,376	122,671	0	0	0
Encumbrances							
Unencumbered Cash Balance	119,935	121,178	120,376	122,671	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 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF): Special Funds (B)  
 Appropriation Account Number: S-XX-323-R

**Intended Purpose:**

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

**Source of Revenues:**

Penalties, fines, or reimbursement of costs or attorneys' fees collected from respondents or defendants as a result of investigative and legal actions brought by OCP.

**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.

**Variances:**

Revenues vary based on amounts of penalties and fines collected through actions by OCP. Expenditure variance in FY 24 based on projection to ceiling.

Cash balance lapse to general fund? (Yes / No) No.

Statutory language:

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	2,492,686	2,492,686	2,740,414	2,940,414	3,024,930	3,128,280	3,128,280
Beginning Cash Balance	11,160,174	10,013,192	10,514,893	7,081,064	8,683,324	6,930,698	5,181,638
Revenues 1/	1,517,215	3,480,783	543,384	5,188,953	2,211,000	2,211,000	2,211,000
Expenditures	2,309,482	2,148,175	2,315,906	2,497,949	3,024,930	3,128,280	3,128,280
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-23-310				(553,769)			
S-23-310				(133,744)			
S-23-310				(133,744)			
S-23-310				(133,744)			
S-23-310				(133,743)			
Net Total Transfers	(354,715)	(830,907)	(1,661,307)	(1,088,744)	(938,696)	(831,780)	(831,780)
Ending Cash Balance	10,013,192	10,514,893	7,081,064	8,683,324	6,930,698	5,181,638	3,432,578
Encumbrances	46,969	41,013	55,900	18,144			
Unencumbered Cash Balance	9,966,223	10,473,880	7,025,164	8,665,180	6,930,698	5,181,638	3,432,578

**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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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:**

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

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	100,681	100,681	100,681	100,681	100,681	100,681	100,681
Beginning Cash Balance	3,979	979	10,979	11,330	11,310	0	0
Revenues 1/	50,032	10,000	268,537	0	0	0	0
Expenditures	53,032	0	268,186	20	11,310	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	979	10,979	11,330	11,310	0	0	0
Encumbrances							
Unencumbered Cash Balance	979	10,979	11,330	11,310	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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Special Funds (B)  
 Appropriation Account Number 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 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. Manages an investor education program that conducts statewide outreach.

**Variances:**  
 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 pandemic.  
 The variance for FY21-22 revenues due to fees returning to statutory amounts.  
 The variance for FY22-23 revenue can be attributed to the Securities Enforcement Branch's participation in a number of global settlements that resulted in an increased collection of revenue.  
 The variance for FY23-24 expenditures variance due to projection to ceiling.

**Cash balance lapse to general fund? (Yes / No)** No.  
**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	8,470,957	8,470,957	12,221,068	9,221,068	9,635,378	9,945,097	9,945,097
Beginning Cash Balance	22,964,782	25,941,393	27,338,300	33,376,301	40,493,688	43,644,670	40,554,267
Revenues 1/	11,661,968	8,951,698	14,255,237	16,184,932	15,776,409	9,499,000	9,499,000
Expenditures	7,493,513	6,176,365	6,764,288	6,815,375	9,635,378	9,945,097	9,945,097
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-23-310				(484,316)			
S-23-310				(441,964)			
S-23-310				(441,964)			
S-23-310				(441,964)			
S-23-310				(441,962)			
Net Total Transfers	(1,191,844)	(1,378,426)	(1,452,948)	(2,252,170)	(2,990,049)	(2,644,306)	(2,644,306)
Ending Cash Balance	25,941,393	27,338,300	33,376,301	40,493,688	43,644,670	40,554,267	37,463,864
Encumbrances	75,972	95,891	1,840,503				
Unencumbered Cash Balance	25,865,421	27,242,409	31,535,798	40,493,688	43,644,670	40,554,267	37,463,864

Additional Information:

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Special Funds (B)  
 Appropriation Account Number 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's licensing 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's licensing boards, commissions or programs.

**Variances:**

Revenues vary due to license renewal cycles. Expenditure variances in FY 24 based on projection to ceiling.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	7,800,160	7,500,160	7,741,061	7,831,038	8,427,660	8,723,211	8,723,211
Beginning Cash Balance	11,929,379	12,570,977	12,280,363	15,800,463	19,052,428	16,224,998	13,397,869
Revenues <sup>1/</sup>	8,229,993	7,296,389	10,483,133	11,477,485	8,215,500	8,215,500	8,215,500
Expenditures	6,490,931	6,428,597	6,485,031	6,564,827	8,427,660	8,723,211	8,723,211
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-23-310				(159,334)			
S-23-310				(375,340)			
S-23-310				(375,340)			
S-23-310				(375,340)			
S-23-310				(375,339)			
Net Total Transfers	(1,097,464)	(1,158,406)	(478,002)	(1,660,693)	(2,615,270)	(2,319,418)	(1,445,025)
Ending Cash Balance	12,570,977	12,280,363	15,800,463	19,052,428	16,224,998	13,397,869	11,445,133
Encumbrances	442,006	282,460	61,547	71,756		0	0
Unencumbered Cash Balance	12,128,971	11,997,903	15,738,916	18,980,672	16,224,998	13,397,869	11,445,133

**Additional Information:**

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

<sup>1/</sup> Revenue projections based on Rev Est to B&F August 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number T-XX-915-R

**Intended Purpose:**

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

**Source of Revenues:**

Filing fees paid by vehicle manufacturers and consumers.

**Current Program Activities/Allowable Expenses:**

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

**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.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	124,099	123,618	126,265	128,274	129,022	130,022	131,022
Revenues 1/	3,400	4,800	3,800	2,800	2,000	2,000	2,000
Expenditures	3,881	2,153	1,791	2,052	1,000	1,000	1,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	123,618	126,265	128,274	129,022	130,022	131,022	132,022
Encumbrances	0	100	100				
Unencumbered Cash Balance	123,618	126,165	128,174	129,022	130,022	131,022	132,022

**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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Special Funds (B)  
 Appropriation Account Number 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. FY24 expenditure variance due to projection to ceiling.

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	8,525,388	8,450,388	9,952,858	10,436,778	18,391,850	18,089,868	10,529,868
Beginning Cash Balance	3,634,523	3,456,302	3,119,382	2,406,874	7,298,931	8,695,315	8,163,779
Revenues 1/	1,656,892	802,999	1,236,395	1,323,997	879,000	879,000	879,000
Expenditures	8,320,352	8,427,001	8,658,865	8,774,634	18,391,850	18,089,868	10,529,868
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
S-302,S-303,S305,S306,S312,S313, S320, S323				2,576,511			
S-302,S-303,S305,S306,S312,S313, S320, S323				2,476,511			
S-302,S-303,S305,S306,S312,S313, S320, S323				2,476,511			
S-302,S-303,S305,S306,S312,S313, S320, S323				2,236,657			
S-302,S-303,S305,S306,S312,S313, S320, S323				2,576,504			
Net Total Transfers	7,255,228	7,287,082	6,709,962	12,342,694	18,909,234	16,679,332	12,342,694
Ending Cash Balance	3,456,302	3,119,382	2,406,874	7,298,931	8,695,315	8,163,779	10,855,605
Encumbrances	186,780	225,252	813,097	1,102,796			
Unencumbered Cash Balance	3,269,522	2,894,130	1,593,777	6,196,135	8,695,315	8,163,779	10,855,605

**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 2023.

**Report on Non-General Fund Information  
for Submittal to the 2024 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 2024 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 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Temporary Deposits  
 Appropriation Account Number T-XX-902-R

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

See above information.

**Variances:**

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

**Cash balance lapse to general fund? (Yes / No)** No.

**Statutory language:**

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	1,948,671	2,138,695	1,986,601	2,285,901	4,393,015	4,393,015	4,393,015
Revenues	1,702,797	1,545,285	2,814,890	3,056,337			
Expenditures	1,512,773	1,697,379	2,515,590	949,223			
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	2,138,695	1,986,601	2,285,901	4,393,015	4,393,015	4,393,015	4,393,015
Encumbrances	69,380	456,760	22,114	4,948			
Unencumbered Cash Balance	2,069,315	1,529,841	2,263,787	4,388,067	4,393,015	4,393,015	4,393,015

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 2024 Legislature**

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

Contact Name: Michael Wun  
 Phone Number: 586-2830  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Account Number 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.

**Cash balance lapse to general fund? (Yes / No)**    No.

**Statutory language:**

<b>Financial Data</b>							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(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 2024 Legislature**

Department: Commerce and Consumer Affairs  
 Program ID(s): CCA-901  
 Name of Fund: Public Benefits Fee ("PBF")  
 Legal Authority: Section 269-121, HRS

Contact Name: Ashley Norman  
 Phone Number: 586-2054  
 Fund Type (MOF): Funds held outside of state treasury  
 Appropriation Account Number 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 budget for FY24 has been adjusted to align with Hawaiian Electric Company's revised revenue forecasting, and Hawaii Energy's approved 3-year plan (FY23-25).

Cash balance lapse to general fund? (Yes / No) No  
 Statutory language: n/a

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Cash Balance	16,677,293	12,225,108	10,353,292	13,846,901	19,239,227	31,797,457	39,938,457
Revenues	22,407,327	28,946,151	43,859,330	38,653,824	42,123,985	46,361,000	46,361,000
Expenditures	26,859,512	30,817,967	40,365,721	33,261,498	29,565,755	38,220,000	38,220,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	12,225,108	10,353,292	13,846,901	19,239,227	31,797,457	39,938,457	48,079,457
Encumbrances							
Unencumbered Cash Balance	12,225,108	10,353,292	13,846,901	19,239,227	31,797,457	39,938,457	48,079,457

**Additional Information:**

Amount Requested 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 2024 Legislature**

Department: Commerce and Consumer Affairs  
 Program ID(s): CCA-901  
 Name of Fund: Telecommunications Relay Services ("TRS") Fund  
 Legal Authority: Section 269-16.6, HRS

Contact Name: Carolyn Laborte  
 Phone Number: 586-2035  
 Fund Type (MOF): Funds held outside of state treasury  
 Appropriation Account Number 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.

**Variances:**

Cash balance lapse to general fund? (Yes / No)            n/a

Statutory language:    n/a

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Cash Balance	557,686	619,273	506,195	649,231	679,928	689,928	699,928
Revenues	865,402	702,976	595,428	537,894	480,000	480,000	480,000
Expenditures	803,815	816,054	452,392	507,197	470,000	470,000	470,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	619,273	506,195	649,231	679,928	689,928	699,928	709,928
Encumbrances							
Unencumbered Cash Balance	619,273	506,195	649,231	679,928	689,928	699,928	709,928

**Additional Information:**

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

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

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

Contact Name: Gerald Hew  
 Phone Number: 586-2030  
 Fund Type (MOF): B  
 Appropriation Account Number: 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

Variances: n/a

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.

Cash balance lapse to general fund? (Yes / No) Yes

Statutory language: Act 226, SLH 1994

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	17,687,157	18,658,757	16,918,158	16,918,158	17,886,500	17,886,500	17,886,500
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	18,300,807	19,864,618	16,440,414	18,105,052	18,105,052	18,737,324	18,737,324
Expenditures	14,024,018	13,176,490	11,207,764	14,340,928	14,340,928	17,237,324	17,237,324
<b>Transfers</b>							
List each net transfer in/out/ or projection in/out; list each account number							
S-340-R Transfer In Beg. Cash from Prior FY	1,000,000	871,377	1,000,000	930,763	1,000,000	1,000,000	1,000,000
Net Total Transfers	1,000,000	871,377	1,000,000	930,763	1,000,000	1,000,000	1,000,000
Ending Cash Balance	5,276,789	7,559,505	6,232,650	4,694,887	4,764,124	2,500,000	2,500,000
Encumbrances	2,864,540	4,517,064	1,415,281	2,000,700			
Unencumbered Cash Balance	2,412,249	3,042,441	4,817,369	2,694,187	4,764,124	2,500,000	2,500,000

**Additional Information:**

Amount Requested 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 2024 Legislature**

Department: Commerce and Consumer Affairs  
 Program ID(s): CCA-901  
Electric Vehicle Charging System Subaccount

Contact Name: Lea Reyes  
 Phone Number: 808-586-2055

Name of Fund: \_\_\_\_\_  
 Legal Authority: Act 75 SLH 2021 & Act 202 SLH 2022

Fund Type (MOF): B  
 Appropriation Account Number S-351-R

Intended Purpose:  
 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:

Cash balance lapse to general fund? (Yes / No)      No  
 Statutory langua n/a

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	150,000	250,000	0	0			
Beginning Cash Balance	0	0	0	0			
Revenues	150,000	250,000	0	0			
Expenditures	0	77,500	0	0			
<b>Transfers</b>							
List each net transfer in/out/ or projection in/out; list each account number							
			0	0			
				0			
Net Total Transfers	0	0	0	0	0	0	0
Ending Cash Balance	150,000	172,500	0	0	0	0	0
Encumbrances	150,000	172,500	0	0			
Unencumbered Cash Balance	0	0	0	0	0	0	0

Additional Information:

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

**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

Department: Commerce and Consumer Affairs  
 Program ID(s): CCA-901  
Electric Vehicle Charging System Subaccount

Contact Name: Lea Reyes  
 Phone Number: 808-586-2055

Name of Fund: \_\_\_\_\_  
 Legal Authority: Act 75 SLH 2021 & Act 202 SLH 2022

Fund Type (MOF): B  
 Appropriation Account Number: S-353-R

Intended Purpose:  
 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:

Cash balance lapse to general fund? (Yes / No)      No  
 Statutory langua n/a

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling			500,000	1,000,000			
Beginning Cash Balance		0	0	0			
Revenues			812,172	749,839			
Expenditures			97,696	69			
<b>Transfers</b>							
List each net transfer in/out/ or projection in/out; list each account number							
Cash Transfer to S-23-353			(312,172)	312,172			
Cash Transfer to new EV acct S366				(512,010)			
Net Total Transfers	0	0	(312,172)	(199,838)	0	0	0
Ending Cash Balance	0	0	402,304	549,932	0	0	0
Encumbrances			400,000	549,932			
Unencumbered Cash Balance	0	0	2,304	(0)	0	0	0

Additional Information:

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



**Report on Non-General Fund Information  
for Submittal to the 2024 Legislature**

Department: Commerce and Consumer Affairs  
 Program ID(s): CCA-901  
 Name of Fund: Hydrogen Fueling System Subaccount  
 Legal Authority: Act 241 SLH 2022

Contact Name: Gerald Hew  
 Phone Number: 586-3753  
 Fund Type (MOF): B  
 Appropriation Account Number: S-355-R

Intended Purpose:  
 To create a zero-emission vehicle fueling system rebate program, administered by the public utilities commission, that incentivizes the installation or upgrade of a zero-emission vehicle fueling 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:  
 To provide funding for the electric vehicle charging system rebate program established pursuant to section 269.

Variances:  
 n/a  
 Cash balance lapse to general fund? (Yes / No)  
 Statutory language:

Financial Data							
	FY 2020 (actual)	FY 2021 (actual)	FY 2022 (actual)	FY 2023 (actual)	FY 2024 (estimated)	FY 2025 (estimated)	FY 2026 (estimated)
Appropriation Ceiling							
Beginning Cash Balance		0	0	0	0	0	0
Revenues				749,839			
Expenditures							
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Transfer to Hydrogen Acc S367R				(749,839)			
Net Total Transfers	0	0	0	(749,839)	0	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 Requested 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 2024 Legislature

Department: Commerce and Consumer Affairs  
 Program ID(s): CCA-901  
 Name of Fund: Electric Vehicle Charging System Subaccount  
 Legal Authority: Act 167 SLH 2024

Contact Name: Lea Reyes  
 Phone Number: 808-586-2055  
 Fund Type (MOF): B  
 Appropriation Account Number: S-366-R

Intended Purpose:  
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.

Variations:

Cash balance lapse to general fund? (Yes / No)      No  
 Statutory language:                                      n/a

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling					750,000	750,000	750,000
Beginning Cash Balance		0	0	0	0	512,010	512,010
Revenues					750,000	750,000	750,000
Expenditures					750,000	750,000	750,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Transfer from S-353-R EV					512,010		
Net Total Transfers	0	0	0	0	512,010	0	0
Ending Cash Balance	0	0	0	0	512,010	512,010	512,010
Encumbrances							
Unencumbered Cash Balance	0	0	0	0	512,010	512,010	512,010

Additional Information:

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

**Report on Non-General Fund Information**  
for Submittal to the 2024 Legislature

Department: Commerce and Consumer Affairs  
 Program ID(s): CCA-901  
 Name of Fund: Hydrogen Fueling System Subaccount  
 Legal Authority: Act 167 SLH 2024

Contact Name: Gerald Hew  
 Phone Number: 586-3753  
 Fund Type (MOF): B  
 Appropriation Account Number S-367-R

Intended Purpose:  
 To create a zero-emission vehicle fueling system rebate program, administered by the public utilities commission, that incentivizes the installation or upgrade of a zero-emission vehicle fueling 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:

To provide funding for the electric vehicle charging system rebate program established pursuant to section 269.

Variations:

n/a

Cash balance lapse to general fund? (Yes / No)

Statutory language:

Financial Data							
	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling				0	750,000	750,000	750,000
Beginning Cash Balance		0	0	0	0	750,000	750,000
Revenues				0	750,000	750,000	750,000
Expenditures					750,000	750,000	750,000
<b>Transfers</b>							
List each net transfer in/out/ or projection in/out; list each account number							
Transfer from Appropriation Acct. No. S-23-355					749,839		
Net Total Transfers	0	0	0	0	749,839	0	0
Ending Cash Balance	0	0	0	0	749,839	750,000	750,000
Encumbrances							
Unencumbered Cash Balance	0	0	0	0	749,839	750,000	750,000

Additional Information:

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