

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-102  
 Name of Fund: State Broadband Data and Development Grant Program  
 Legal Authority: non-appropriated 1/, CFDA: 11.558 American Recovery and Reinvestment Act-SBDD-Hawaii Department of Commerce Affairs (Award no. 15-50-M09057)

Contact Name: Cathy Takase  
 Phone: 586-5481  
 Fund type (MOF): Federal Stimulus Funds (V)  
 Appropriation Acct. No.: S-XX-201-R

**Intended Purpose:**

The grant is to develop an on-line database that can be used by consumers to identify the availability, speed, and location of broadband services throughout Hawaii.

**Source of Revenues:**

Federal grant from the U.S. Department of Commerce

**Current Program Activities/Allowable Expenses:**

The initial grant includes \$1,449,940 for broadband data collection and mapping activities over a two-year period and \$500,000 for broadband planning activities. The overall award period is January 1, 2010 - December 31, 2011 for broadband mapping activities and January 1, 2010 - December 31, 2014 for broadband planning activities, if any. The project end-date has been subsequently extended to January 31, 2015.

Subsequently, additional federal funding in the amount of \$2,400,000 was awarded on September 28, 2010 to complete the project to map broadband availability and engage in broadband planning activities for five years.

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

Not applicable.

**Variances:**

Variances in the revenues and expenditures each year reflect different projects completed by the Department to map broadband availability and promote and foster broadband use. The grant was terminated on January 31, 2015 and was fully closed out. Thus, there are no future revenues or expenditures.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Cash Balance	175	42,716	0	0	0	0	0
Revenues 2/	698,869	0	0	0	0	0	0
Expenditures	699,044	42,716	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	42,716	0	0	0	0	0	0
Encumbrances	42,716	42,716	0				
Unencumbered Cash Balance	0	(42,716)	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							

1/ Governor's approval to apply and expend federal grant (federal stimulus funds) were secured on September 17, 2010 and October 18, 2010.

2/ Revenue Projections based on Rev Est to B&F August 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

None.

**Variances:**

Variances in revenues each year is largely due to changes in the gross revenues of the cable operators in the State and various projects supported by the division. The variances in expenditures each year including FY18 and FY19 relate to: (1) anticipated management audits and other cable related matters using expert consulting services for work related to the Legislature and to assist in anticipated large proceedings (e.g., franchise renewals and PEG designations); and (2) increased broadband activities required of the Department. Moreover, FY19 expenditures also include FY18 encumbrances for consulting/expert services.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	2,391,537	2,534,951	2,559,971	2,609,370	2,609,370	2,647,986	2,647,986
Beginning Cash Balance	4,076,170	5,289,972	6,755,529	8,429,071	9,804,965	9,779,320	9,333,463
Revenues 1/	2,772,685	2,873,488	3,160,317	2,989,888	2,941,000	2,541,000	2,541,000
Expenditures	1,168,374	1,048,549	1,160,764	1,266,628	2,609,370	2,647,986	2,647,986
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S310-R				(347,366)			
Net Total Transfers	(390,509)	(359,382)	(326,011)	(347,366)	(357,275)	(338,871)	(346,388)
Ending Cash Balance	5,289,972	6,755,529	8,429,071	9,804,965	9,779,320	9,333,463	8,880,089
Encumbrances	513,198	814,413	562,473	532,788			
Unencumbered Cash Balance	4,776,774	5,941,116	7,866,598	9,272,177	9,779,320	9,333,463	8,880,089

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

Franchise fees over the cap amount that is paid by Oceanic Time Warner Cable, LLC ("Oceanic") 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.

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

None

**Variances:**

Variance in revenues each year occurred due to changes in Oceanic's (now known as Spectrum) gross revenues, which are based on the number of customers and cable packages to which such customers subscribe. The variance in FY15 expenditure reflects the transfer made by the Department to DLIR for the CIP grant to the Hawaii Public Television, authorized by the 2014 Legislature. The variance in FY19 expenditure reflects the transfer made by the Department to the DOE in compliance with Act 53, Session Laws of Hawaii which authorized and required the transfer. Revenues (aside from simple interest) for this account is expected to cease since Spectrum is no longer required to hold funds for INET and broadband related purposes in the account, under Decision and Order No. 372, issued by the Department on March 23, 2018.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	2,000,000				7,920,000		
Beginning Cash Balance	7,742,119	6,763,426	7,569,895	8,231,476	8,731,154	815,007	816,477
Revenues	1,021,307	806,469	661,581	499,678	3,853	1,470	1,470
Expenditures	2,000,000			0	7,920,000	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers			0				
Ending Cash Balance	6,763,426	7,569,895	8,231,476	8,731,154	815,007	816,477	817,947
Encumbrances							
Unencumbered Cash Balance	6,763,426	7,569,895	8,231,476	8,731,154	815,007	816,477	817,947

**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 2019 Legislature

Department:	<u>Commerce and Consumer Affairs</u>	Contact Name:	<u>Dean Hazama</u>
Prog ID(s):	<u>CCA-103</u>	Phone:	<u>586-2844</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 Acct. No.:	<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.

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

1. Request ceiling increase for one (1) additional in-house attorney; one (1) administrative specialist; three (3) program specialists

**Variations:**

**Revenue Variance:** In FY2016, new procedures were adopted that resulted in the transfer of monies from the PUC on a quarterly basis, as opposed to prior years where the monies were recorded as aggregated revenues. If the aggregated revenues and transfers are compared between years, there is no variance that exceeds 10%, except in 2020 when, if the reorganization is approved, additional revenues will be required to cover personnel costs.

**Expenditure Variance:** Expenditures in FY 2016 and FY 2017 increased due to an increased workload related to certain generic proceedings and the HECO/NextEra proceeding. The increases in expenditures were slightly offset by vacancies within the Division. Even though the HECO/NextEra proceeding was closed in FY 2017, the caseload actually increased in FY 2018 due to a number of large rate case proceedings and other generic proceedings that required significant reliance on consulting services, especially since the Division continues to experience vacancies. The anticipated increases in expenditures in FY 2019 and FY 2020 are related to the requested reorganization, which includes a request for additional staff positions.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	3,830,936	4,159,141	4,241,213	4,230,174	4,138,705	4,520,537	4,812,537
Beginning Cash Balance	5,399,924	6,423,685	7,476,675	8,464,730	9,007,735	8,457,643	7,899,135
Revenues 1/	3,943,435	42,101	57,954	50,357	20,000	20,000	20,000
Expenditures	2,290,353	2,574,933	2,876,023	3,292,626	4,138,705	4,520,537	4,812,537
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S310-R				(563,131)			
From S340-R				4,348,405			
Net Total Transfers	(629,321)	3,585,822	3,806,124	3,785,274	3,568,613	3,942,029	4,182,999
Ending Cash Balance	6,423,685	7,476,675	8,464,730	9,007,735	8,457,643	7,899,135	7,289,597
Encumbrances	1,882,450	1,735,797	2,057,389	1,684,596	1,800,000	1,800,000	1,800,000
Unencumbered Cash Balance	4,541,235	5,740,878	6,407,341	7,323,139	6,657,643	6,099,135	5,489,597

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 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: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Acct. No. T-xx-932-R

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

- 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.
- DFI 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.

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

Not Applicable.

**Variances:**

Purpose of Proposed Ceiling Increase (if applicable): Because this fund is shared among the Director's Office, Office of Consumer Protection, and the Division of Financial Institutions (DFI), it is difficult to know the primary reasons for variances in expenditures. DFI's settlement fund was for a specific amount, and there were no other sources of revenue. DFI expenditures were used for settlement review activity: (1) FY2017, \$400,000 was spent on a new database system, and \$86,373.78 was spent on the office reconfiguration to accommodate the new staff hired to oversee settlement activities; (2) FY2018, \$17,597.47 was spent on travel for staff member training; \$60,061.76 was spent to complete the office reconfiguration; and \$30,092.48 on equipment; and (3) there is a balance of \$1,346.24 and that will be spent on equipment in FY2019.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling				0	0	0	0
Beginning Cash Balance	1,380,418	1,013,136	712,427	1,037,538	480,822	329,476	179,476
Revenues 1/	250,505	184,666	501,536				
Expenditures	617,787	485,375	176,425	556,716	151,346	150,000	150,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	1,013,136	712,427	1,037,538	480,822	329,476	179,476	29,476
Encumbrances	157,416	3,522	435,350				
Unencumbered Cash Balance	855,720	708,905	602,188	480,822	329,476	179,476	29,476

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**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, money transmitters, mortgage loan originators, mortgage loan originator companies, and mortgage servicers.

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

1. FIMS fee

An increase in ceiling is needed due to the annual maintenance cost for Micropact (the FIMS replacement). The annual maintenance cost is \$140,000; not \$100,000.

2. Fringe benefits: Pursuant to Finance Memorandum No. 18-16, the State's fringe benefit assessment rate for non-general fund programs is 60% for FY 20 and FY 21 due primarily to the projected costs for the prefunding of other post-employment benefits. The Department requires the requested budget increase to effectively fund all authorized positions.

**Variances:**

Regarding the expenditure variances: FY2016 - the 21% increase is primarily due to an encumbrance of \$500,000 for the FIMS replacement and an increase in training and travel expenses for examiners. FY2017 - the 30% increase is due to the \$500,000 cost of the FIMS replacement, an increase in examiner training and travel expenses and completion of the office reconfiguration.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	3,384,920	4,090,957	4,972,852	4,836,792	4,979,192	5,174,488	5,174,488
Beginning Cash Balance	6,416,485	7,860,332	9,480,492	10,910,845	11,365,807	10,485,617	9,162,368
Revenues 1/	4,945,552	5,115,594	5,578,295	5,678,122	4,787,705	4,513,435	4,469,335
Expenditures	2,931,624	2,915,456	3,513,574	4,579,275	4,979,192	5,174,488	5,174,488
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S310-R				(643,885)			
Net Total Transfers	(570,081)	(579,978)	(634,368)	(643,885)	(688,703)	(662,196)	(676,885)
Ending Cash Balance	7,860,332	9,480,492	10,910,845	11,365,807	10,485,617	9,162,368	7,780,330
Encumbrances	17,278	30,264	505,001	156,457	128,000		
Unencumbered Cash Balance	7,843,054	9,450,228	10,405,844	11,209,350	10,357,617	9,162,368	7,780,330

**Additional Information:**

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

1/ Revenue projections based on Rev Est to B&F August 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

N/A

**Variations:**

Regarding revenue variations: 2015/2016- the 51% decrease was due to the Commissioner's determination that funds would be collected at initial licensure only because the fund was sufficient to cover possible court approved claims within the ceiling. 2016/2017- the 59% increase was due to an unanticipated increase in initial licenses for MLOCs and MLOs. 2017/2018- the 25% decrease was due to the Commissioner's determination that funds would be collected at initial licensure only because the fund was sufficient to cover possible court approved claims within the ceiling. 2018/2019- the reasons for the 49% decrease were the same as for 2017/2018 and due to the declining number of applications by MLOCs and MLOs.  
 Regarding expenditure variations: 2018/2019 - the increase from \$0 to \$110,000 is due to the projection that court approved claims will have become final, having made their way through the litigation process.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	220,000	220,000	220,000	110,000	110,000	110,000	110,000
Beginning Cash Balance	1,124,965	1,429,665	1,578,165	1,813,815	1,990,715	1,970,715	1,950,715
Revenues 1/	304,700	148,500	235,650	176,900	90,000	90,000	90,000
Expenditures	0	0	0	0	110,000	110,000	110,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers			0				
Ending Cash Balance	1,429,665	1,578,165	1,813,815	1,990,715	1,970,715	1,950,715	1,930,715
Encumbrances							
Unencumbered Cash Balance	1,429,665	1,578,165	1,813,815	1,990,715	1,970,715	1,950,715	1,930,715

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 2018.



**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

Application, license, and renewal fees.

**Current Program Activities/Allowable Expenses:**

For 51 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).

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

1. Salesforce The PVL's current database (ALIAS) is being replaced by a system on Salesforce. We are requesting the appropriation be added to CCA-105, S305 to support the recurring license and maintenance costs of this new system.
2. Add 2 positions and funds. Act 44, SLH 2018 authorized the appropriation of funds for FY19, \$104,000 and the employment of personnel to implement the Act. The \$104,000 was requested to fund the salary and fringe for an office assistant IV in the records section and an office assistant V position in the applications section of the Licensing Branch to timely process physician applications by endorsement. We are requesting that the appropriation be added to CCA-105, S305 which will enable us to implement and continue to maintain the timely processing and operational efficiency of this new licensing requirement.

**Variances:**

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

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	6,040,488	6,341,895	6,484,103	7,085,895	7,237,363	7,891,944	7,891,944
Beginning Cash Balance	5,581,187	4,639,114	5,467,749	6,715,727	9,024,902	8,512,853	8,898,952
Revenues 1/	6,033,092	7,713,382	7,811,810	9,426,050	7,733,000	9,288,000	7,991,000
Expenditures	5,963,322	5,985,651	5,705,641	6,178,013	7,237,363	7,891,944	7,891,944
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
From S363-R				4,429			
To S310-R				(943,291)			
Net Total Transfers	(1,011,843)	(899,096)	(858,191)	(938,862)	(1,007,686)	(1,009,957)	(1,032,362)
Ending Cash Balance	4,639,114	5,467,749	6,715,727	9,024,902	8,512,853	8,898,952	7,965,646
Encumbrances	141,186	42,622	148,363	1,043,284			
Unencumbered Cash Balance	4,497,928	5,425,127	6,567,364	7,981,618	8,512,853	8,898,952	7,965,646

**Additional Information:**

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

1/ Revenue projections based Rev Est to B&F August 2018.



**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

For the Implementation of the Behavior Analyst Program

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

Process applications for registration, renewal and maintenance of registrants and inquiries to the general public

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

N/A

**Variances:**

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

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling		40,000	40,000				
Beginning Cash Balance	0	0	1,980	4,425	0	0	0
Revenues		6,912	2,576	570	0	0	0
Expenditures		4,932	131		0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S305-R				(4,429)			
Net Total Transfers	0	0	0	(4,429)	0	0	0
Ending Cash Balance	0	1,980	4,425	566	0	0	0
Encumbrances							
Unencumbered Cash Balance	0	1,980	4,425	566	0	0	0

**Additional Information:**

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

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

Original real estate license fees.

**Current Program Activities/Allowable Expenses:**

See attached.

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

None

**Variations:**

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

Expense variations - Difference between actual and expenditure ceiling

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	502,310	502,310	504,592	508,128	508,128	509,869	509,869
Beginning Cash Balance	700,568	710,776	740,077	814,981	876,360	480,232	83,363
Revenues	73,590	79,402	121,460	131,921	112,000	113,000	113,000
Expenditures	63,382	50,101	46,556	70,542	508,128	509,869	509,869
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	710,776	740,077	814,981	876,360	480,232	83,363	(313,506)
Encumbrances				5,695			
Unencumbered Cash Balance	710,776	740,077	814,981	870,665	480,232	83,363	(313,506)

**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 2019 Legislature

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

**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 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 2019 Legislature

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

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

**Intended Purpose:**  
See attached.

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**  
See Attached

**Purpose of Proposed Ceiling Increase (if applicable):**  
None

**Variations:**

Revenue variances - Renewal fees are on a biennial basis resulting in variances between FYs.  
 Expense variances - Difference between actual and expenditure ceiling

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	689,052	689,052	713,214	818,958	844,626	863,508	863,508
Beginning Cash Balance	487,689	754,352	394,194	1,218,073	817,810	1,432,184	658,676
Revenues	772,181	90,264	1,355,680	170,907	1,459,000	90,000	1,523,000
Expenditures	505,518	450,422	531,801	571,170	844,626	863,508	863,508
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0					
Ending Cash Balance	754,352	394,194	1,218,073	817,810	1,432,184	658,676	1,318,168
Encumbrances	0	48,797	1,239	30,929			
Unencumbered Cash Balance	754,352	345,397	1,216,834	786,881	1,432,184	658,676	1,318,168

**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 2019 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 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."

**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 applications, and website, providing information, advice and referral.
- 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 materials for public review.
- 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 2019 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: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Acct. No. T-XX-906-R

**Intended Purpose:**  
See attached.

**Source of Revenues:**  
Developers' final public report fees, association of unit owners registration, mediation fee, and biennial re-registration fees.

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

**Purpose of Proposed Ceiling Increase (if applicable):**  
Not applicable.

**Variances:**  
Revenue variances - Renewal fees are on a biennial basis resulting in variances between FYs.  
Expense variances - Difference between actual and expenditure ceiling

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	640,981	657,587	865,274	962,165	995,165	1,013,867	1,013,867
Beginning Cash Balance	785,062	1,889,658	1,634,488	2,548,224	2,186,051	1,790,886	892,019
Revenues 1/	1,515,396	182,933	1,469,887	244,484	600,000	115,000	1,850,000
Expenditures	410,800	438,103	556,151	606,657	995,165	1,013,867	1,013,867
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
			0				
Net Total Transfers		0	0				
Ending Cash Balance	1,889,658	1,634,488	2,548,224	2,186,051	1,790,886	892,019	1,728,152
Encumbrances	0	220	1,527	1,162			
Unencumbered Cash Balance	1,889,658	1,634,268	2,546,697	2,184,889	1,790,886	892,019	1,728,152

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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 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,

**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.
- Research, present, and receive recommendations for amendments to Chapter 107, HAR, and discuss and receive comments at the monthly Condominium Review Committee meetings with the condominium community.
- Research, study, and make recommendations concerning fees for Chapter 53, HAR, and assist the Professional and Vocational Licensing Division in the rulemaking process.



**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

Mediation of Governance and Management Problems

- Administer contracts and provide funding for alternative dispute resolution through mediation, through the 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 2019 Legislature

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

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

**Intended Purpose:**

Provide fund from which 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.

**Source of Revenues:**

All new contracting entity licensees (firms/sole proprietors) shall pay \$150 into the fund upon initial licensure and \$10 upon each 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.

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

Not applicable.

**Variations:**

Revenue variations - Renewal fees are on a biennial basis resulting in variations between FYs. Expenditure variations - Dependent upon the amount of claims paid.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(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	746,358	838,038	791,515	890,827	924,583	924,583	824,583
Revenues 1/	138,821	76,470	154,495	73,202	200,000	100,000	200,000
Expenditures	47,141	122,993	55,183	39,446	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	838,038	791,515	890,827	924,583	924,583	824,583	824,583
Encumbrances			4,266	1,990			
Unencumbered Cash Balance	838,038	791,515	886,561	922,593	924,583	824,583	824,583

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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 \$5 upon each 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.

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

Not Applicable

**Variations:**

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

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	16,968	16,968	16,968	16,968	16,968	16,968	16,968
Beginning Cash Balance	462,158	501,185	510,083	551,695	560,524	628,556	664,588
Revenues 1/	41,252	13,238	46,717	13,829	85,000	53,000	85,000
Expenditures	2,225	4,340	5,105	5,000	16,968	16,968	16,968
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0					
Ending Cash Balance	501,185	510,083	551,695	560,524	628,556	664,588	732,620
Encumbrances	0	0					
Unencumbered Cash Balance	501,185	510,083	551,695	560,524	628,556	664,588	732,620

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

See attached.

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

See attached.

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

Not Applicable

**Variations:**

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

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	55,000	55,000	55,000	55,000	55,000	55,000	55,000
Beginning Cash Balance	6,030	5,330	5,250	4,970	3,890	3,890	3,890
Revenues 1/	2,300	37,720	2,000	37,720	5,000	55,000	5,000
Expenditures	3,000	37,800	2,280	38,800	5,000	55,000	5,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	5,330	5,250	4,970	3,890	3,890	3,890	3,890
Encumbrances	0	0					
Unencumbered Cash Balance	5,330	5,250	4,970	3,890	3,890	3,890	3,890

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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

**Intended Purpose:**

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

**Current Program Activities/Allowable Expenses:**

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

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

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

See attached.

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

See attached.

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

Not Applicable

**Variances:**

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Cash Balance					23,200	23,200	23,200
Revenues 1/				23,200	20,000	20,000	20,000
Expenditures					20,000	20,000	20,000
Transfers							
List each by JV# and date							
Net Total Transfers	0	0	0				
Ending Cash Balance	0	0	0	23,200	23,200	23,200	23,200
Encumbrances	0	0					
Unencumbered Cash Balance	0	0	0	23,200	23,200	23,200	23,200

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

**Intended Purpose:**

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

**Current Program Activities/Allowable Expenses:**

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

1. To grant permission to register AMCs in this State pursuant to this chapter and 12 United States Code §1222.20 et seq. and the rules and regulations adopted pursuant thereto;
2. To adopt, amend, or repeal rules as the director finds necessary to effectuate fully this chapter and 12 United States Code §1222.20 et seq.;
3. To enforce this chapter and 12 United States Code §1222.20 et seq. and rules and regulations adopted pursuant thereto;
4. To discipline an AMC for any cause prescribed by this chapter or 12 United States Code §1222.20 et seq. for any violation of the rules and regulations and refuse to grant an AMC permission to conduct business in this State for any cause that would be grounds for disciplining an AMC;
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 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

Not Applicable

**Variances:**

Decrease in Revenue/Expenditures is a result of vacancies and the difficulty of filling positions that have ended as of 9/30/18.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	1,000,000	1,000,000	250,000	250,000	250,000	250,000	250,000
Beginning Cash Balance	15,998	7,042	0	0	0	0	0
Revenues	530,596	630,528	308,857	199,753	250,000		
Expenditures	539,552	637,570	308,857	199,753	250,000		
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	7,042	0	0	0	0	0	0
Encumbrances	0	0					
Unencumbered Cash Balance	7,042	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							

1/ Governor approved expenditure ceiling increase of \$1,747,698.03 on 9-19-14.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Cooperative Agreements to Support Establishment of State-Operated Health Insurance Exchanges  
 Legal Authority: Non-appropriated; CFDA: 93.525; Section 1311 of the Affordable Care Act

Contact Name: Jerry Bump  
 Phone: 586-0985  
 Fund type (MOF): Federal Funds (N)  
 Appropriation Acct. No. S-XX-207-R

**Intended Purpose:**  
Establishment of the Hawaii Health Connector under Act 205 (SLH 2011).

**Source of Revenues:**  
Sub-awardee from Hawaii Health Connector Federal Grant.

**Current Program Activities/Allowable Expenses:**  
Working to establish a centralized website to allow individuals and small businesses to shop for health insurance.

**Purpose of Proposed Ceiling Increase (if applicable):**  
Not applicable

**Variations:**  
FY16 variance due to grant funds expiring.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	51,583	0	0	0	0	0	0
Revenues	78,761	0	0			0	0
Expenditures	130,344	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							
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 2019 Legislature

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

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

**Intended Purpose:**

Provide drivers training and education.

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

Not Applicable

**Variances:**

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	2,900,000	3,100,000	3,100,000	3,600,000	3,600,000	3,600,000	3,600,000
Beginning Cash Balance	227,292	433,919	548,952	736,675	430,332	335,332	340,332
Revenues	3,106,627	3,215,033	3,287,723	3,293,657	3,505,000	3,605,000	3,705,000
Expenditures	0	0	0	0	3,600,000	3,600,000	3,600,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S350-E				(2,362,865)			
To S320-J				(1,181,433)			
To S329-D				(55,702)			
Net Total Transfers	(2,900,000)	(3,100,000)	(3,100,000)	(3,600,000)			
Ending Cash Balance	433,919	548,952	736,675	430,332	335,332	340,332	445,332
Encumbrances							
Unencumbered Cash Balance	433,919	548,952	736,675	430,332	335,332	340,332	445,332

**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 2019 Legislature

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

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

**Intended Purpose:**

The fund permits the Insurance Division to become self-sufficient and eliminates reliance on general funds and revolving funds administered by the Division.

**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.

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

1. Fringe benefits. Pursuant to Finance Memorandum No. 18-16, the State's fringe benefit assessment rate for non-general fund programs is 60% for FY 20 and FY 21 due primarily to the projected costs for the prefunding of other post-employment benefits. The Department requires the requested budget increase to effectively fund all authorized positions.

**Variations:**

Revenue growth from FY17 to FY18 was a result of a 10% increase in number of licensees during FY18. Expenditures expected to grow as vacancies are expected to be filled.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	9,496,660	10,584,735	10,818,376	11,647,396	11,675,781	12,263,446	12,263,446
Beginning Cash Balance	3,910,165	3,536,140	5,055,425	4,374,385	4,690,032	3,360,437	1,816,270
Revenues 1/	8,575,611	9,692,453	8,629,084	10,300,449	10,775,225	11,025,225	11,375,000
Expenditures	7,370,927	6,668,473	7,923,193	8,425,016	10,500,000	11,000,000	11,000,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S310-R				(1,559,786)			
Net Total Transfers	(1,578,709)	(1,504,695)	(1,386,931)	(1,559,786)	(1,604,820)	(1,569,392)	(1,604,207)
Ending Cash Balance	3,536,140	5,055,425	4,374,385	4,690,032	3,360,437	1,816,270	587,063
Encumbrances	955,610	1,158,100	588,767	725,467			
Unencumbered Cash Balance	2,580,530	3,897,325	3,785,618	3,964,565	3,360,437	1,816,270	587,063

**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 Revenue Estimates to B&F August 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

1. IT System (HIDS) Replacement Project. Add funding for other current expenses for HIDS IT replacement project.
2. Fringe benefits. Pursuant to Finance Memorandum No. 18-16, the State's fringe benefit assessment rate for non-general fund programs is 60% for FY 20 and FY 21 due primarily to the projected costs for the prefunding of other post-employment benefits. The Department requires the requested budget increase to effectively fund all authorized positions.

**Variances:**

Increase in anticipated expenditures related to planned replacement of the Insurance Division's IT system

	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	2,434,480	2,672,985	2,725,806	2,802,357	2,844,081	5,497,504	3,497,504
Beginning Cash Balance	4,746,720	5,348,686	6,011,624	6,746,665	7,641,901	7,427,820	4,460,316
Revenues 1/	2,516,940	2,421,983	2,519,340	2,754,503	2,630,000	2,530,000	2,530,000
Expenditures	1,914,974	1,759,045	1,784,299	1,859,267	2,844,081	5,497,504	3,497,504
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	5,348,686	6,011,624	6,746,665	7,641,901	7,427,820	4,460,316	3,492,812
Encumbrances	26,612	19,530	26,395	9,150			
Unencumbered Cash Balance	5,322,074	5,992,094	6,720,270	7,632,751	7,427,820	4,460,316	3,492,812

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

Contact Name: Jerry Bump  
 Phone: 587-7581

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

**Intended Purpose:**

Planning and implementing insurance market reforms.

**Source of Revenues:**

\$1,210,906 Federal Grant - Department of Health & Human Services; Grant period 10/31/16 to 10/30/19

**Current Program Activities/Allowable Expenses:**

Hiring market reform personnel and contracting with consultants.

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

To establish funding and position ceiling for federal grant.

**Variances:**

None.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	1,210,906	1,210,906	1,210,906
Beginning Cash Balance	0	0	0	0	0	0	0
Revenues	0	0	0	6,127	1,204,779	0	0
Expenditures	0	0	0	6,127	1,204,779	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	150,000	0	0	0
Unencumbered Cash Balance	0	0	0	(150,000)	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 2019 Legislature

Department: Commerce and Consumer Affairs  
 Prog ID(s): CCA-106  
 Name of Fund: Patient's Compensation Fund  
 Legal Authority Act 232, SLH 1984; Act 219, SLH 1976

Contact Name: Dean Hazama  
 Phone: 586-2844  
 Fund type (MOF) Trust Funds (T)  
 Appropriation Acct. No. T-XX-912-R

**Intended Purpose:**

In 1976 this fund was established to provide doctors medical malpractice insurance for coverage in excess of their underlying policy from a commercial insurer.

**Source of Revenues:**

None.

**Current Program Activities/Allowable Expenses:**

Final payments were made in FY14 & FY15, Fund was closed in FY16.

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

Not Applicable

**Variations:**

N/A

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	9,287	0	0	0	0	0	0
Revenues	49		0				
Expenditures	9,336		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				
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 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

Premium taxes.

**Current Program Activities/Allowable Expenses:**

Pending result of appeal.

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

Not Applicable

**Variances:**

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

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	2,265,346	2,265,346	2,815,842	1,905,274	1,905,274	1,905,274	1,905,274
Revenues	0	550,496	0				
Expenditures	0	0	910,568	0	0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers			0				
Ending Cash Balance	2,265,346	2,815,842	1,905,274	1,905,274	1,905,274	1,905,274	1,905,274
Encumbrances							
Unencumbered Cash Balance	2,265,346	2,815,842	1,905,274	1,905,274	1,905,274	1,905,274	1,905,274

**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 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

Fees for rate and form filings.

**Current Program Activities/Allowable Expenses:**

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

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

Not Applicable

**Variations:**

Revenues vary depending on the number of rate and form filings. Expected increase in Expenditures for FY19 due to planned educational outreach.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(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	1,079,596	1,146,016	1,218,602	1,344,641	1,408,896	1,390,896	1,372,896
Revenues	148,392	159,013	182,762	144,802	182,000	182,000	182,000
Expenditures	81,972	86,427	56,723	80,547	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	1,146,016	1,218,602	1,344,641	1,408,896	1,390,896	1,372,896	1,354,896
Encumbrances	45,923	10,105	13,949	20,612			
Unencumbered Cash Balance	1,100,093	1,208,497	1,330,692	1,388,284	1,390,896	1,372,896	1,354,896

**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 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

Not Applicable

**Variances:**

Not Applicable

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	41,560	66,560	50,000	50,000	50,000	50,000	50,000
Revenues	25,000						
Expenditures		16,560	0	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	66,560	50,000	50,000	50,000	50,000	50,000	50,000
Encumbrances							
Unencumbered Cash Balance	66,560	50,000	50,000	50,000	50,000	50,000	50,000

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 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

Deposits from defendants pursuant to a settlement agreement.

**Current Program Activities/Allowable Expenses:**

No deposits being held.

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

Not Applicable

**Variances:**

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

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(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
Revenues							
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 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

Not Applicable.

**Variations:**

Not Applicable.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	514	516	519	523	526	530	534
Revenues	2	3	4	3	4	4	4
Expenditures				0	0	0	0
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	516	519	523	526	530	534	538
Encumbrances							
Unencumbered Cash Balance	516	519	523	526	530	534	538

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 2019 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.

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

Not Applicable.

**Variations:**

Variations related to transfers from State General Fund.

Financial Data							
<i>AI</i>	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling							
Beginning Fund Balance	126,645,536	182,440,064	186,936,494	182,159,415	177,856,546	180,775,475	183,694,404
Revenues	2,910,894	7,769,259	(1,311,874)	(526,195)	3,100,000	3,100,000	3,100,000
Expenditures	175,995	223,441	183,202	181,071	181,071	181,071	181,071
Transfers to State General Fund			0				
Transfers from State General Fund	55,500,000	0	0		0	0	0
Accrued Interest paid	(2,440,371)	(3,049,388)	(3,282,003)	(3,595,603)			
Net Total Transfers	53,059,629	(3,049,388)	(3,282,003)	(3,595,603)	0	0	0
Ending Fund Balance	182,440,064	186,936,494	182,159,415	177,856,546	180,775,475	183,694,404	186,613,333
Encumbrances							
Unencumbered Cash Balance	182,440,064	186,936,494	182,159,415	177,856,546	180,775,475	183,694,404	186,613,333

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 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

Authorization, re-authorization, and complaints administration fees.

**Current Program Activities/Allowable Expenses:**

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

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

1. Fringe increase Pursuant to Finance Memorandum No. 18-16, the State's fringe benefit assessment rate for non-general fund programs is 60% for FY 20 and FY 21 due primarily to the projected costs for the prefunding of other post-employment benefits. The Department requires the requested budget increase to effectively fund all authorized positions.

**Variances:**

Institutions apply for re-authorization biennially resulting in variances between fiscal years.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	263,796	282,233	282,233	288,611	288,611	297,904	297,904
Beginning Cash Balance		336,583	367,317	228,267	291,195	214,289	281,166
Revenues 1/	57,726	241,827	98,755	283,974	163,000	305,000	163,000
Expenditures	109,284	171,080	201,077	182,625	200,000	200,000	200,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S310-R				(38,421)			
Net Total Transfers	388,141	(40,013)	(36,728)	(38,421)	(39,906)	(38,123)	(38,969)
Ending Cash Balance	336,583	367,317	228,267	291,195	214,289	281,166	205,197
Encumbrances	3,104	0			0	0	0
Unencumbered Cash Balance	333,479	367,317	228,267	291,195	214,289	281,166	205,197

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

Fees collected from the mortgagee and the mortgagor.

**Current Program Activities/Allowable Expenses:**

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

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

Not Applicable

**Variations:**

Revenue variations: FY 16- expectation of leveling of fee collections. FY 17, FY 18, FY 19 Further trending of decrease.

Expenditure variations: Varies based on collections.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	306,461	306,461	306,461	242,282	242,282	242,282	242,282
Beginning Cash Balance	238,185	337,232	153,230	59,868	102,272	96,519	89,004
Revenues 1/	105,160	70,247	60,288	45,367	36,500	35,500	36,000
Expenditures	6,113	4,249	3,650	2,963	10,000	10,000	10,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	(250,000)	(150,000)	0	(32,253)	(33,015)	(33,015)
Ending Cash Balance	337,232	153,230	59,868	102,272	96,519	89,004	81,989
Encumbrances	149	140	137	46			
Unencumbered Cash Balance	337,083	153,090	59,731	102,226	96,519	89,004	81,989

**Additional Information:**

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

1/ Revenue based on B&F Rev Est August 2018.



**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

1. CSA increase

Central services assessment is based on a percentage of collected revenue, which continues to increase. As such, an increase in the ceiling is needed for the increased assessment.

**Variances:**

Revenue variances fluctuate based on court cases. Expenditure variance for Fy 19 based on projection to ceiling.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	1,784,652	2,025,447	2,109,294	2,301,177	2,363,212	2,492,686	2,492,686
Beginning Cash Balance	4,640,406	5,695,453	6,264,470	7,398,673	9,276,077	10,084,186	10,272,503
Revenues 1/	2,331,058	2,300,911	3,262,847	4,046,701	3,500,000	3,000,000	3,000,000
Expenditures	1,744,937	1,731,894	1,857,842	1,862,959	2,363,212	2,492,686	2,492,686
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S310-R				(306,338)			
Net Total Transfers	468,926	0	(270,802)	(306,338)	(328,679)	(318,997)	(326,073)
Ending Cash Balance	5,695,453	6,264,470	7,398,673	9,276,077	10,084,186	10,272,503	10,453,744
Encumbrances	14,724	20,282	64,630	50,774	55,000		
Unencumbered Cash Balance	5,680,729	6,244,188	7,334,043	9,225,303	10,029,186	10,272,503	10,453,744

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

Not Applicable

**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.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(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	108,056	84,172	91,184	16,272	979	979	979
Revenues 1/	5,940	15,772	23,403	22,881	20,000	20,000	20,000
Expenditures	29,824	8,760	98,315	38,174	20,000	20,000	20,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0		0	0	0
Ending Cash Balance	84,172	91,184	16,272	979	979	979	979
Encumbrances							
Unencumbered Cash Balance	84,172	91,184	16,272	979	979	979	979

**Additional Information:**

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

1/ Revenue Projections based on B&F Rev Est Aug 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

To fund the operations of the Business Registration Division.

**Source of Revenues:**

Chapters 414, 414D, 415A, 419, 420D, 421, 421C, 421H, 421I, 425, 425E, 425R, 428, 482, and 482P HRS. - 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.

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

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

**Current Program Activities/Allowable Expenses:**

Register and maintain the registry for public access for corporations, general and limited partnerships, limited liability partnerships, limited liability limited partnerships, limited liability companies, cooperatives, trademarks, trade names, service marks and publicity rights. One-stop 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; review of securities and franchise offerings for sale in the State; and enforcement of the Hawaii Uniform Securities Act and state franchise laws. Conduct investor education programs and outreach statewide.

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

Convert Office Assistant III Position to CRF Staff Attorney Position

Budget ceiling increase requested to accommodate the conversion of an Office Assistant III position to CRF Staff Attorney Position. The staff attorney position is needed to staff the Legal Section of the Securities Enforcement Branch (Branch) in order to quickly and efficiently resolve cases involving state securities law violations. The main role of the staff attorneys is to prosecute state securities law violations. The Branch has experienced an increase in cases and continues to see new and complicated financial fraud schemes. This position works with the Investigation Section of the Branch and its legal expertise is needed to effectively protect the residents of Hawaii from these frauds.

Fringe Increase

Pursuant to Finance Memorandum No. 18-16, the State's fringe benefit assessment rate for non-general fund programs is 60% for FY 20 and FY 21 due primarily to the projected costs for the prefunding of other post-employment benefits. The Department requires the requested budget increase to effectively fund all authorized positions.

**Variations:**

The variance for FY17 actual revenue can be primarily attributed to the restoration of securities registration fees to statutory levels in order to fund the Division's IT project. The variance for FY18 actual expenditures can be attributed to the IT project. The variance for FY19 estimated revenues can be primarily attributed to the comparison of an actual number to an estimated number. The variance for FY19 estimated expenditures can be attributed to the requested ceiling increases for the Division's Deputy Commissioner position and IT project.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	6,649,240	6,649,240	7,414,132	8,400,118	8,584,570	8,669,599	8,669,599
Beginning Cash Balance	11,870,606	11,483,982	11,583,995	15,041,283	18,886,669	18,472,077	18,009,423
Revenues 1/	6,314,503	6,752,319	10,397,463	11,377,835	9,290,100	9,291,000	9,291,000
Expenditures	5,592,877	5,614,881	5,969,240	6,414,205	8,584,570	8,669,599	8,669,599
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S310-R				(1,118,244)			
Net Total Transfers	(1,108,250)	(1,037,425)	(970,935)	(1,118,244)	(1,120,122)	(1,084,055)	(1,108,104)
Ending Cash Balance 2/	11,483,982	11,583,995	15,041,283	18,886,669	18,472,077	18,009,423	17,522,720
Encumbrances	148,786	97,088	78,292	452,921			
Unencumbered Cash Balance	11,335,196	11,486,907	14,962,991	18,433,748	18,472,077	18,009,423	17,522,720

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

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

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

Voyager project- Increase program's operating budget ceiling for system replacement (Complaints Management System).

Fringe benefits- Pursuant to Finance Memorandum No. 18-16, the State's fringe benefit assessment rate for non-general fund programs is 60% for FY 20 and FY 21 due primarily to the projected costs for the prefunding of other post-employment benefits. The Department requires the requested budget increase to effectively fund all authorized positions.

**Variations:**

Division saw an increase in revenue following a fee increase approved in FY 16. Revenues vary due to renewal cycle. Expenditure variance for FY 19 due to anticipated expenses related to computer projects in outgoing years.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	5,631,030	5,631,030	6,442,820	7,167,144	7,167,144	7,800,160	7,500,160
Beginning Cash Balance	5,496,577	6,755,209	7,542,530	9,767,016	10,668,791	9,760,162	8,853,474
Revenues 1/	7,235,025	7,052,051	9,249,334	8,296,443	8,215,000	8,215,000	8,215,000
Expenditures	5,024,655	5,351,326	6,114,946	6,440,561	8,123,477	8,123,477	8,123,477
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
To S310-R				(954,107)			
Net Total Transfers	(951,738)	(913,404)	(909,902)	(954,107)	(1,000,152)	(998,211)	(981,111)
Ending Cash Balance	6,755,209	7,542,530	9,767,016	10,668,791	9,760,162	8,853,474	7,963,886
Encumbrances	37,334	498,379	555,492	100,927	73,647	73,647	73,647
Unencumbered Cash Balance	6,717,875	7,044,151	9,211,524	10,567,864	9,686,515	8,779,827	7,890,239

**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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

Filing fees paid by vehicle manufacturers and consumers.

**Current Program Activities/Allowable Expenses:**

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

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

Not Applicable

**Variations:**

The Program continues to see increases in Demands for Arbitration in FY19, especially on neighbor islands. Revenues and expenditures vary depending on arbitration fees received and costs paid for arbitration hearings. The Program continues to see expenses for travel and related costs increase.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	124,356	124,177	123,897	124,127	123,208	126,208	129,208
Revenues 1/	4,275	3,100	4,525	2,925	3,000	3,000	3,000
Expenditures	4,454	3,380	4,295	3,844	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	124,177	123,897	124,127	123,208	126,208	129,208	132,208
Encumbrances	100	0	0				
Unencumbered Cash Balance	124,077	123,897	124,127	123,208	126,208	129,208	132,208

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 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 Legislature

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

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

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

See attached.

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

1. ISCO Source Data Repository- Add funding for other current expenses to support database license and maintenance recurring annual costs.
2. Fringe increases- Pursuant to Finance Memorandum No. 18-16, the State's fringe benefit assessment rate for non-general fund programs is 60% for FY 20 and FY 21 due primarily to the projected costs for the prefunding of other post-employment benefits. The Department requires the requested budget increase to effectively fund all authorized positions.

**Variations**

Revenue variance dues to one time increase in overhead transfer. Expendiiture variance is based on projection to ceiling.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	6,880,350	7,595,620	7,761,845	8,110,870	8,195,600	8,525,388	8,450,388
Beginning Cash Balance	3,521,497	2,874,897	3,222,005	3,634,523	3,729,011	3,553,837	3,235,304
Revenues 1/	513,607	951,322	1,209,223	870,272	874,378	874,006	874,006
Expenditures	6,543,591	6,777,852	6,882,854	7,250,353	8,195,600	8,525,388	8,450,388
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
From S302-R				347,366			
From S303-R				563,131			
From S305-R				943,291			
From S306-R				1,118,244			
From S307-R				38,421			
From S312-R				954,107			
From S313-R				1,559,786			
From S320-R				643,885			
From S323-R				306,338			
Net Total Transfers	5,383,384	6,173,638	6,086,149	6,474,569	7,146,048	7,332,849	7,232,849
Ending Cash Balance	2,874,897	3,222,005	3,634,523	3,729,011	3,553,837	3,235,304	2,891,771
Encumbrances	381,236	210,390	172,417	194,184			
Unencumbered Cash Balance	2,493,661	3,011,615	3,462,106	3,534,827	3,553,837	3,235,304	2,891,771

**Additional Information:**

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

1/ Revenue based on B&F Rev Est August 2018.

**Report on Non-General Fund Information**  
for Submittal to the 2019 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 2019 Legislature

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

Contact Name: Kay Okimoto  
 Phone: 586-2831  
 Fund type (MOF) Temporary Deposits  
 Appropriation Acct. No. T-XX-902-R

**Intended Purpose:**

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

**Source of Revenues:**

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

**Current Program Activities/Allowable Expenses:**

See above information.

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

Not Applicable

**Variances:**

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

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling	0	0	0	0	0	0	0
Beginning Cash Balance	1,511,786	1,810,621	1,149,621	1,896,566	1,429,482	1,762,482	1,540,482
Revenues	2,108,604	2,108,673	2,117,028	1,947,327	1,984,000	1,779,000	1,994,000
Expenditures	1,809,769	2,769,673	1,370,083	2,414,411	1,651,000	2,001,000	1,641,000
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
Net Total Transfers	0	0	0				
Ending Cash Balance	1,810,621	1,149,621	1,896,566	1,429,482	1,762,482	1,540,482	1,893,482
Encumbrances	0	9,575	22,100	44,109			
Unencumbered Cash Balance	1,810,621	1,140,046	1,874,466	1,385,373	1,762,482	1,540,482	1,893,482

**Additional Information:**

Amount Req. for 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 2019 Legislature

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

Contact Name: Renee Nakagawa  
 Phone: 586-3753  
 Fund type (MOF) B  
 Appropriation Acct. No. S-340-R

**Intended Purpose:**

To pay for expenses incurred 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 786J and for costs incurred by DCCA to fulfill the department's limited oversight and administrative support functions provided that the expenditures are in accordance with the legislative appropriations.

**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:**

Provides effective, proactive, and informed oversight of all regulated entities to ensure that they operate at a high level of performance so as to serve the public fairly, efficiently, safely, and reliably, while addressing the goals and future needs of the State in the most economically, operationally, and environmentally sound manner, and affording the opportunity for regulated entities to achieve and maintain commercial viability. All monies in excess of \$1M remaining on balance in the Special Fund on June 30 of each year shall lapse to the credit of the State General Fund.

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

- 1 DMS project. Cost to either enhancement or replacement the Commission's Document Management System per results of Feasibility Study that is expected
2. Add 2 positions and funds. Add 2 permanent positions, personal services funding and fringe at 60%.
3. Recurring IT. Increase special fund ceiling to cover recurring costs to refresh equipment and maintenance per ETS guidance.
4. DCA reorganization. Increase special fund ceiling to cover proposed DCA reorganization
5. Fringe Benefits. Pursuant to Finance Memorandum No. 18-16, the State's fringe benefit assessment rate for non-general fund programs is 60% for FY 20

**Variations:**

Variance in revenue is due to decreased utility revenue.

Financial Data							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
	(actual)	(actual)	(actual)	(actual)	(estimated)	(estimated)	(estimated)
Appropriation Ceiling		17,828,567	16,045,272	15,753,197	15,249,248	17,436,157	19,283,757
Beginning Cash Balance	0	0	0	0	5,118,957	7,869,709	14,433,552
Revenues		22,497,217	19,032,684	16,905,331	17,000,000	23,000,000	23,000,000
Expenditures		13,145,207	13,566,973	12,705,374	15,249,248	17,436,157	19,283,757
Transfers							
List each net transfer in/out/ or projection in/out; list each account number							
JS0030 S18340R 7/7/17				1,000,000	1,000,000	1,000,000	1,000,000
JS0521 S18340R 8/11/17				(81,000)			
Net Total Transfers	0	(1,474,888)	188,383	919,000	1,000,000	1,000,000	1,000,000
Ending Cash Balance	0	7,877,122	5,654,094	5,118,957	7,869,709	14,433,552	19,149,795
Encumbrances							
		2,009,502	1,012,167	963,391	1,000,000	1,000,000	1,000,000
Unencumbered Cash Balance	0	5,867,620	4,641,927	4,155,566	6,869,709	13,433,552	18,149,795

**Additional Information:**

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