



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

January 2, 2019

ADMINISTRATIVE DIRECTIVE NO. 19-01

TO: Department of Budget and Finance, Department of Accounting and General Services and Department of Attorney General

FROM: David Y. Ige
Governor

SUBJECT: Reimbursement of Expert Witness Fees and Other Expenses to Counties

Purpose

Hawai'i Revised Statutes sections 621-7, 621-8, 621-9, 836-2 and 836-3, provide budgetary procedures for the covering of expenses when subpoenaing witnesses to testify for the State in criminal cases. The statutes do not clearly delineate what constitutes allowable expenses and should be clarified by appropriate legislative action. An attempt to seek legislative clarification last session failed. Pending such clarification and in order to promote the efficient administration of criminal prosecutions by the State, I direct appropriate executive branch agencies as follows:

Policy:

This Administrative Directive shall be effective for an interim period from the date of this directive until legislative clarification is obtained.

1. County Prosecutors may submit to the Department of Budget and Finance the following:

Allowable Expenses:

Costs for law enforcement officers, including overtime, to transport a Defendant.

Expert witness fees, including preparation, travel, waiting, and testimony.

Per diem at a rate comparable to that of permanent employees of the State.

Expenses Specifically Excluded:

Costs in excess of the per diem, except as approved by the Department of Budget and Finance. Approval must be obtained prior to the excess expense being incurred.

/S/

David Y. Ige
Governor, State of Hawai'i

DEC 24 2018

Date