

**Report on Administratively Established Accounts or Funds**  
for Submittal to the 2023 Legislature

Department: HTH  
 Prog ID(s): HTH 840 FG  
 Name of Fund: KUALOA SEP (SUPPLEMENTAL ENVIRON PROJ)  
 Legal Authority: §37-52.5, HRS

Contact Name: Nancy Bartter  
 Phone: 586-7567  
 Fund type (MOF) T  
 Appropriation Acct. No. T 905 H

Intended Purpose: \$150,000 for a Kualoa Supplemental Environmental Project (SEP), for increased water quality monitoring. Additional testing of the ocean water off Kualoa Regional Park could help determine both when the ocean is safe for swimming and from where any pollutants are entering the ocean water off Kualoa Regional Park. The Parties agree that the SEP is intended to secure significant environmental benefits. The SEP may be replaced by an alternative SEP with the written agreement of both Parties.

Source of Revenues: The revenue for this fund was from payments pursuant to the Agreement for Resolution of Order between the State of Hawaii, Department of Health, and the City and County of Honolulu. Docket Nos. 06-CW-EO-05N & 06-WW-EO-06.

Current Program Activities/Allowable Expenses: The funds in this account were provided to the Department of Health by the City and County of Honolulu to complete the Environmentally Beneficial Project detailed in the legal settlement of the Kualoa Regional Park enforcement action. All funds have been expended and the account was closed.

<b>Financial Data</b>	
	FY 2022
	(actual)
Beginning Cash Balance	38
Revenues	0
Expenditures	38
Ending Cash Balance	0
Encumbrances	0
Unencumbered Cash Balance	0

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Department: HTH  
 Prog ID(s): HTH 840 FG  
 Name of Fund: MAI'ILI'I LI WATERSHED SEP  
 Legal Authority: §37-52.5, HRS

Contact Name: Nancy Bartter  
 Phone: 586-7567  
 Fund type (MOF) T  
 Appropriation Acct. No. T 927 H

Intended Purpose: To fund an environmentally beneficial project (EBP) pursuant to a legal settlement: \$200,000 for an environmental information sharing resource project. The Department of Health (DOH) shall use this \$200,000 to contract with a consultant to create a web-based tool to increase transparency by making certain DOH databases (e.g., National Pollutant Discharge Elimination System (NPDES) permits) accessible to the public.

\$1,000,000 for development of a Lualualei Watershed Management Plan (LWMP) and execution of water quality improvement projects identified in the LWMP. The LWMP shall meet all nine of the U.S. Environmental Protection Agency's required funding elements under Section 319 of the Clean Water Act and shall clearly identify and list water quality projects that may qualify for funding from the Mailiili SEP (Supplemental Environmental Project) account. DOH shall use this \$1,000,000 to develop the LWMP and implement identified projects.

Source of Revenues: The revenue for this fund is from payments pursuant to the First Amended Settlement Agreement between the State of Hawaii, Department of Health, and the City and County of Honolulu, Department of Facility Maintenance. Docket No. 2009-CW-EO-05N.

Current Program Activities/Allowable Expenses: The funds in this account were provided to the DOH by the City and County of Honolulu to complete the EBP detailed in the legal settlement of the Mailiili Stream enforcement action.

<b>Financial Data</b>	
	FY 2022
	(actual)
Beginning Cash Balance	688,540
Revenues	0
Expenditures	16,754
Ending Cash Balance	671,786
Encumbrances	0
Unencumbered Cash Balance	671,786

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Department: HTH  
 Prog ID(s): HTH 840 FG  
 Name of Fund: CLEAN WATER BR KAHALUU DEBRIS BASIN EBP  
 Legal Authority: §37-52.5, HRS

Contact Name: Nancy Bartter  
 Phone: 586-7567  
 Fund type (MOF) T  
 Appropriation Acct. No. T 928 H

Intended Purpose: \$149,000 to support an enforcement enhancement Environmentally Beneficial Project (EBP). The trust funds shall be used to develop and improve enforcement information and technology systems, staff training, compliance activities, and other data systems, including related equipment, for the benefit of the public.

Source of Revenues: The revenue for this fund was from payments pursuant to the Settlement Agreement for the State of Hawaii, Department of Health, vs. the City and County of Honolulu and Koga Engineering, for Kahaluu Debris Basin. Docket Number 2015-CW-EO-08.

Current Program Activities/Allowable Expenses: The funds in this account were provided to the Department of Health by Koga Construction Co. to complete the EBP detailed in the legal settlement of the Kahaluu Debris Basin enforcement action.

<b>Financial Data</b>	
	FY 2022
	(actual)
Beginning Cash Balance	40,250
Revenues	0
Expenditures	0
Ending Cash Balance	40,250
Encumbrances	0
Unencumbered Cash Balance	40,250

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Department: HTH  
 Prog ID(s): HTH 840 FG  
 Name of Fund: CLEAN WATER BRANCH-MOLASSES SPILL EBP  
 Legal Authority: §37-52.5, HRS

Contact Name: Nancy Bartter  
 Phone: 586-7567  
 Fund type (MOF) T  
 Appropriation Acct. No. T 929 H

Intended Purpose: The Settlement Agreement with Matson stemming from the Honolulu Harbor Molasses Spill includes payment of \$450,000 to be used specifically by the Department's Clean Water Branch to support an Environmentally Beneficial Project (EBP) for the prevention of water pollution in Hawaii.

Source of Revenues: The revenue for this fund is from payments pursuant to the Settlement Agreement with Matson stemming from the Honolulu Harbor Molasses Spill.

Current Program Activities/Allowable Expenses: The funds in this account were provided to the Department of Health by Matson Shipping Co. via the Department of the Attorney General to complete the EBPs as deemed appropriate following the Honolulu Harbor Matson Molasses Spill.

<b>Financial Data</b>	
	FY 2022
	(actual)
Beginning Cash Balance	353,750
Revenues	0
Expenditures	0
Ending Cash Balance	353,750
Encumbrances	0
Unencumbered Cash Balance	353,750

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Department: HTH  
 Prog ID(s): HTH 840 FG  
 Name of Fund: WATER QUALITY INFO & TECHNOLOGY EBP  
 Legal Authority: §37-52.5, HRS

Contact Name: Nancy Bartter  
 Phone: 586-7567  
 Fund type (MOF): T  
 Appropriation Acct. No.: T 930 H

Intended Purpose: To fund information and technology (IT) and enforcement-related Environmentally Beneficial Projects (EBPs) conducted by the Department of Health-Clean Water Branch, pursuant to the Administrative Order on Consent (AOC). The use of the payment for an EBP is appropriate given that the parties agree that earlier detection, notification, and regulatory intervention of the effluent limit exceedances may have limited the amount of the permit violations. Further, the parties agree that a modernized discharge monitoring report system with automated features could facilitate easier compliance and timely regulatory intervention where needed.

Source of Revenues: The revenue for this fund is from payments pursuant to the AOC between the State of Hawaii, Department of Health vs. the City and County of Honolulu and Southland Mole JV. Docket Number 2015-CW-EO-57.

Current Program Activities/Allowable Expenses: The funds in this account were provided to the Department of Health by the City and County of Honolulu to complete the EBP detailed in the legal settlement of the Kaneohe/Kailua Tunnel enforcement action.

<b>Financial Data</b>	
	FY 2022
	(actual)
Beginning Cash Balance	560,000
Revenues	0
Expenditures	0
Ending Cash Balance	560,000
Encumbrances	0
Unencumbered Cash Balance	560,000