
HOUSE CONCURRENT RESOLUTION

REQUESTING THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO
WAIVE SINGLE STATE AGENCY REQUIREMENTS WITH REGARD TO THE
ADMINISTRATION OF FUNDS UNDER THE HOMELAND SECURITY GRANT
PROGRAM.

1 WHEREAS, on March 12, 1987, the President of the United
2 States directed all affected agencies to issue a grants
3 management common rule to adopt government-wide terms and
4 conditions for grants to state and local governments; and
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6 WHEREAS, consistent with their legal obligations, all
7 federal agencies administering programs that involve grants and
8 cooperative agreements with state governments must follow the
9 policies outlined in the federal Office of Management and Budget
10 Circular A-102, as revised and amended; and
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12 WHEREAS, the Office of Management and Budget is authorized
13 to grant deviations from the requirements when permissible under
14 existing law, however deviations are permitted only in
15 exceptional circumstances; and
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17 WHEREAS, according to a guidance document from the
18 Department of Homeland Security, the governor of each state must
19 designate a State Administrative Agency to apply for and
20 administer the funds under the Homeland Security Grant Program;
21 and
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23 WHEREAS, Hawaii State Civil Defense is the State
24 Administrative Agency for these purposes in Hawaii; and
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26 WHEREAS, according to the Office for Domestic Preparedness
27 Information Bulletin No. 112 (May 26, 2004), the State
28 Administrative Agency is obligated to pass through no less than
29 eighty per cent of its total grant award to local units of
30 government within the State; and



1 WHEREAS, according to the Office for Domestic Preparedness
2 Information Bulletin No. 120 (June 16, 2004), the remaining
3 twenty per cent can be retained at the state level; and
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5 WHEREAS, qualifying state and local government agencies in
6 Hawaii can apply to Hawaii State Civil Defense for State
7 Homeland Security Grant Program funds, and Hawaii State Civil
8 Defense allocates funds based on investments and how well the
9 program capabilities of the various state agencies tie together;
10 and
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12 WHEREAS, a single state agency requirement in the
13 application and allocation of funds under the Homeland Security
14 Grant Program is misplaced because it grants considerable
15 discretion to one state agency for the allocation of funds, with
16 no oversight by the state legislature; and
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18 WHEREAS, it is traditionally the role of the state
19 legislature as the policy making branch of the government to
20 determine how financial resources should be allocated; and
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22 WHEREAS, state legislatures should have greater input and
23 oversight regarding the allocation of funds under the Homeland
24 Security Grant Program; now, therefore,
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26 BE IT RESOLVED by the House of Representatives of the
27 Twenty-fourth Legislature of the State of Hawaii, Regular
28 Session of 2008, the Senate concurring, that the United States
29 Congress is requested to enact legislation to waive the single
30 state agency requirement with regard to the administration of
31 funds under the Homeland Security Grant Program and to provide
32 state legislatures with authority to approve the allocation of
33 funds under the Homeland Security Grant Program; and
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35 BE IT FURTHER RESOLVED that certified copies of this
36 Concurrent Resolution be transmitted to the President of the
37 United States, the President of the United States Senate, the
38 Speaker of the United States House of Representatives, the
39 Hawaii congressional delegation, and the state Adjutant General.
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OFFERED BY:

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