



ORIGINAL

EXECUTIVE CHAMBERS  
HONOLULU

LINDA LINGLE  
GOVERNOR

GOV. MSG. NO. 609

May 8, 2006

The Honorable Robert Bunda, President  
and Members of the Senate  
Twenty-Third State Legislature  
State Capitol, Room 003  
Honolulu, Hawaii 96813

Dear Mr. President and Members of the Senate:

This is to inform you that on May 8, 2006, the following bill was signed into law:

HB 2278 HD1 SD2

A BILL FOR AN ACT MAKING EMERGENCY  
APPROPRIATIONS FOR THE DEPARTMENT OF THE  
ATTORNEY GENERAL.  
(ACT 79)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

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# A BILL FOR AN ACT

MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF THE  
ATTORNEY GENERAL.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. This Act is recommended by the governor for  
2 immediate passage in accordance with section 9 of article VII of  
3 the Constitution of the State of Hawaii.

4 SECTION 2. The purposes of this Act are to make an  
5 appropriation out of the general revenues of the State of Hawaii  
6 to be deposited into the DNA registry special fund, to make an  
7 appropriation out of the DNA registry special fund to pay for  
8 costs associated with the implementation of Act 112, Session  
9 Laws of Hawaii 2005, and to make an appropriation out of the  
10 general revenues of the State of Hawaii to pay for costs  
11 associated with the implementation of Act 133, Session Laws of  
12 Hawaii 2005.

13 Act 112 requires that any person, except for any juvenile,  
14 who is convicted of, or pleads guilty or no contest to, any  
15 felony offense, even if the plea is deferred, or is found not  
16 guilty by reason of physical or mental disease, disorder, or  
17 defect of any felony offense shall provide buccal swab samples.

1 The Act also provides for the analysis of the samples collected.  
2 Act 112 requires that testing begin immediately for all persons  
3 who have been convicted of murder in any degree or any felony  
4 offense defined in chapter 846E, Hawaii Revised Statutes, and  
5 for other persons thirty days after statewide publication of  
6 notice, which may be provided in stages, by the attorney  
7 general. Act 112 provides no funding for these purposes.

8 Act 133 provides that the department of the attorney  
9 general may administer programs for the prevention of sexual  
10 violence and the protection and treatment of victims of sexual  
11 violence. Act 133 provides no funding for this purpose.

12 These emergency appropriations are necessary to implement  
13 Act 112 and Act 133. Included in these emergency appropriations  
14 are:

15 (1) The sum of \$186,620 for the purchase of buccal swab  
16 collection kits and for mailing costs;

17 (2) The sum of \$289,492 for costs related to collecting  
18 buccal swab samples;

19 (3) The sum of \$836,247 for costs related to analyzing the  
20 samples collected; and

1 (4) The sum of \$1,076,217 for programs for the prevention  
2 of sexual violence and the protection and treatment of  
3 victims of sexual violence.

4 SECTION 3. There is appropriated out of the general  
5 revenues of the State of Hawaii the sum of \$1,312,359, or so  
6 much thereof as may be necessary for fiscal year 2005-2006, to  
7 be deposited into the DNA registry special fund.

8 The sum appropriated shall be expended by the department of  
9 the attorney general to carry out the purposes of this Act.

10 SECTION 4. There is appropriated out of the DNA registry  
11 special fund, established by section 706-603, Hawaii Revised  
12 Statutes, the sum of \$1,312,359, or so much thereof as may be  
13 necessary for fiscal year 2005-2006, to carry out the purposes  
14 of the special fund, including reimbursement to the county  
15 police departments and to the judiciary for costs incurred in  
16 carrying out the purposes of Act 112, Session Laws of Hawaii  
17 2005.

18 The sum appropriated shall be expended by the department of  
19 the attorney general.

20 SECTION 5. There is appropriated out of the general  
21 revenues of the State of Hawaii the sum of \$1,076,217, or so

1 much thereof as may be necessary for fiscal year 2005-2006, to  
2 carry out the purposes of Act 133, Session Laws of Hawaii 2005.

3 The sum appropriated shall be expended by the department of  
4 the attorney general.

5 SECTION 6. Any provision of this Act to the contrary  
6 notwithstanding, the appropriations authorized under this Act  
7 shall not lapse at the end of the fiscal year for which the  
8 appropriations are made. All unexpended and unencumbered  
9 balances of the appropriations made in this Act as of the close  
10 of business on June 30, 2007, shall lapse.

11 SECTION 7. This Act shall take effect upon its approval.

APPROVED this 8 day of MAY, 2006

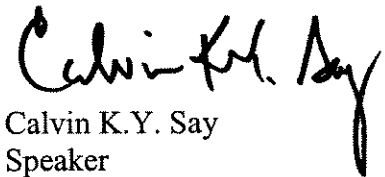


GOVERNOR OF THE STATE OF HAWAII

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 2, 2006  
Honolulu, Hawaii

We hereby certify that the foregoing Bill on this day passed Final Reading in the House of Representatives of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Calvin K.Y. Say  
Speaker  
House of Representatives

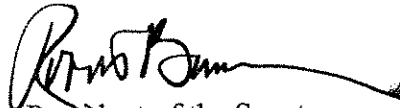



Patricia Mau-Shimizu  
Chief Clerk  
House of Representatives

**THE SENATE OF THE STATE OF HAWAII**

Date: April 11, 2006  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Twenty-third Legislature of the State of Hawaii, Regular Session of 2006.

  
President of the Senate

  
Clerk of the Senate