

STAND. COM. REP. NO.

Honolulu, Hawaii

FEB 15 2008

RE: S.B. No. 2145  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred  
S.B. No. 2145 entitled:

"A BILL FOR AN ACT RELATING TO APPROPRIATIONS,"

begs leave to report as follows:

The purpose of this measure is to require the Governor to release funds appropriated in all measures enacted into law by legislative override of a veto by the Governor within ninety days after the veto is overridden by the Legislature.

The Department of Budget and Finance submitted testimony in opposition to this measure.

Your Committee finds that this measure is a means of ensuring that when a bill containing an appropriation is passed through the Legislature as part of a veto override, the policy considerations of the Legislature are not undermined by the executive branch through the failure of the executive branch to release funds. Your Committee understands the concerns raised by the Department of Budget and Finance, however, your Committee finds that this measure should be passed out to encourage further discussion.

Your Committee has amended this measure by:

- (1) Changing the ninety day requirement for the Governor to release funds to one hundred eighty days; and

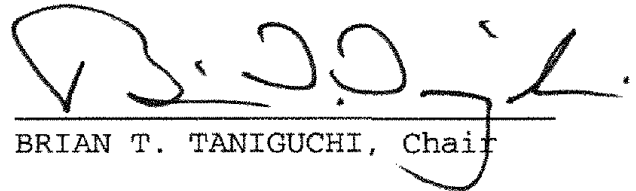


- (2) Creating a new section in chapter 37, Hawaii Revised Statutes, rather than amending section 37-74, Hawaii Revised Statutes.

Your Committee extended the time period requirement for the Governor to release funds to address concerns raised by the Department of Budget and Finance that it needs some flexibility to address sudden downturns in the State's revenues.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2145, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2145, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,




BRIAN T. TANIGUCHI, Chair



The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB 2145</b>	Committee Referral: <b>JDL, NAM</b>	Date: <b>1-31-08</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, BRIAN T. (C)	✓			
HEE, Clayton (VC)				✓
GABBARD, Mike	✓			
KOKUBUN, Russell S.	✓			✓
NISHIHARA, Clarence K.			✓	
SLOM, Sam				
<b>TOTAL</b>	<b>3</b>		<b>1</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes