



GOV. MSG. NO. 1424

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

July 09, 2012

The Honorable Shan Tsutsui, President
and Members of the Senate
Twenty-Sixth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

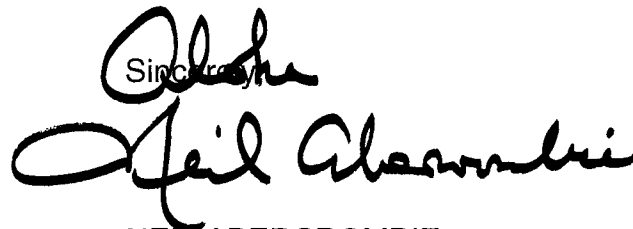
The Honorable Calvin Say, Speaker
and Members of the House
Twenty-Sixth State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on July 09, 2012, the following bill was signed into law:

HB1974 HD2 SD1 CD1

RELATING TO VETERANS.
Act 307 (12)

Sincerely,


NEIL ABERCROMBIE
Governor, State of Hawaii

Approved by the Governor

ORIGINAL

ACT 307

on JUL 9 2012

HOUSE OF REPRESENTATIVES
TWENTY-SIXTH LEGISLATURE, 2012
STATE OF HAWAII

H.B. NO. 1974
H.D. 2
S.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO VETERANS.

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

1 SECTION 1. Section 363-5, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "~~§363-5 Councils' responsibility; burial of [servicemen,]~~
4 service members, veterans, and dependents. (a) The councils of
5 the counties of Hawaii, Kauai, and Maui shall each provide for
6 the establishment of the veterans cemetery or cemeteries to be
7 located within their respective counties, which includes
8 grading, filling, leveling, platting, paving of roadways and
9 walks, installation of curbs, building of fences, planting of
10 grass, trees and shrubs, erection of memorial buildings and
11 monuments, and building of other necessary or convenient
12 structures, and shall make provisions for the maintenance and
13 upkeep of [~~sueh~~] the cemetery or cemeteries. The councils shall
14 each provide for the interment of the remains[~~7~~] of:
15 (1) [~~residents or former residents of their respective~~
16 counties] Service members who died while in the armed
17 forces of the United States[~~7~~ and];



- 1 (2) ~~[of honorably discharged veterans of the armed forces~~
2 ~~of the United States with either peacetime or wartime~~
3 ~~service and who are residents of their respective~~
4 ~~counties at the time of death, or who were former~~
5 ~~residents, and]~~ Eligible veterans who entered military
6 service after September 7, 1980, as an enlisted
7 person, or after October 16, 1980, as an officer, and
8 served a minimum of twenty-four continuous months or
9 the full period for which the person was called to
10 active duty, as in the case of a reservist;
- 11 (3) ~~[of the widows, widowers, or minor children of such~~
12 ~~deceased servicemen or veterans, and]~~ Eligible
13 veterans who were discharged under conditions other
14 than dishonorable of the armed forces of the United
15 States with either peacetime or wartime service; and
- 16 (4) ~~[of the]~~ The wife, husband, [or] minor children, or
17 unmarried disabled adult children, who predecease a
18 ~~[serviceman]~~ service member or veteran who would be
19 ~~[himself]~~ entitled to interment [provided that he must
20 ~~subscribe to a statement that he himself will be so~~
21 ~~interred in the same],~~ in any state veterans



1 cemetery[, and provided further that as to former
2 residents, the]_.

3 The cost of transportation of the remains to the county of
4 interment shall be borne by the family or estate of the
5 deceased.

6 (b) The determination of eligibility for burial within any
7 state veterans cemetery shall be in accordance with current
8 Veterans Affairs and National Cemeteries Administration
9 Regulations."

10 SECTION 2. Section 363-7, Hawaii Revised Statutes, is
11 repealed.

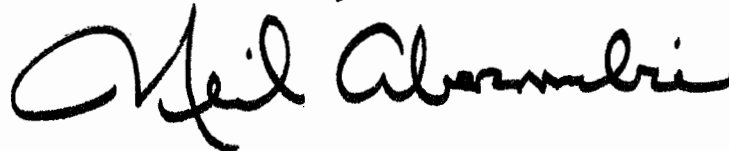
12 [~~"§363-7 Burial of nonresident servicemen and dependents.~~
13 ~~Any law to the contrary notwithstanding the remains of~~
14 ~~nonresident servicemen or nonresident honorably discharged~~
15 ~~veterans of the armed forces of the United States, and the~~
16 ~~remains of the widows, widowers, or minor children of the~~
17 ~~deceased servicemen or veterans, or the remains of the wives,~~
18 ~~husbands, or minor children who predecease the servicemen or~~
19 ~~veterans, may, at the discretion of the legislative bodies of~~
20 ~~the respective counties, be interred in the cemetery or~~
21 ~~cemeteries as established herein."]~~



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect upon its approval;
4 provided that on June 30, 2015, this Act shall be repealed and
5 section 363-5, Hawaii Revised Statutes, shall be reenacted in
6 the form in which it read on the day prior to the effective date
7 of this Act.

APPROVED this 9 day of JUL, 2012



GOVERNOR OF THE STATE OF HAWAII

