SENATE CONCURRENT RESOLUTION

A RESOLUTION URGING CONGRESS TO AMEND THE UNFUNDED MANDATES
REFORM ACT.

1   WHEREAS, unfunded federal mandates place unreasonable
2 demands on limited state resources; and
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4   WHEREAS, the Unfunded Mandates Reform Act was adopted in
5 1995 to limit these mandates by requiring accurate cost
6 estimates of federal legislation and rule making; and
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8   WHEREAS, loopholes in the original legislation have
9 prevented the intent of the legislation from being fully
10 implemented; now, therefore,
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12   BE IT RESOLVED by the Senate of the Twenty-sixth
13 Legislature of the State of Hawaii, Regular Session of 2012, the
14 House of Representatives concurring, that the legislature of the
15 state of Hawaii urges the Congress to amend the Unfunded
16 Mandates Reform Act to apply the Act's cost estimation
17 requirements to legislation that alters the conditions for
18 receiving already existing federal grant assistance, such as
19 medicaid and federal grants under the No Child Left Behind Act;
20 and
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22   BE IT FURTHER RESOLVED, that the legislature of the state
23 of Hawaii urges the Congress to expand the scope of cost
24 estimates to include indirect costs imposed by new legislation
25 and rule making such as lost revenue; and
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27   BE IT FURTHER RESOLVED, that the legislature of the state
28 of Hawaii urges the Congress to remove the exception for
29 mandates issued by independent regulatory agencies such as the
30 Securities and Exchange Commission; and
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32   BE IT FURTHER RESOLVED, that the legislature of the state
33 of Hawaii urges the Congress to remove the current exception for

1   urgent federal regulations issued without prior notice by
2   requiring cost estimates to be issued for such urgent rule
3   making decisions within six months after their adoption; and
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5   BE IT FURTHER RESOLVED that certified copies of this
6   Concurrent Resolution be transmitted to Speaker of the United
7   States House of Representatives, the President of United States
8   Senate, to each member of the Hawaii congressional delegation,
9   and to the Governor.
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OFFERED BY: