

Honolulu, Hawaii

FEB 15 2017

RE: S.B. No. 942

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 942 entitled:

"A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND,"

begs leave to report as follows:

The purpose and intent of this measure is to resolve a conflict in statutory language by amending section 328L-3, Hawaii Revised Statutes, which establishes the emergency and budget reserve fund, to remove a reference to a specific percentage of Hawaii tobacco settlement special fund moneys to be deposited into the fund.

Your Committee received testimony in support of this measure from the Department of Budget and Finance.

Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that Act 118, Session Laws of Hawaii 2015, amended section 328L-2, Hawaii Revised Statutes, to reduce the share of tobacco settlement special fund moneys to be deposited into the emergency and budget reserve fund from 24.5 per cent to 15 per cent, effective July 1, 2015. However, the Act did not make a conforming amendment to section 328L-3, Hawaii Revised Statutes, which also states that 24.5 per cent of tobacco settlement special fund moneys are to be deposited into the emergency and budget reserve fund. As a result, sections 328L-2 and 328L-3, Hawaii Revised Statutes, currently reflect



different percentages of the tobacco settlement special fund moneys that are to be deposited into the emergency and budget reserve fund.

Your Committee finds that this measure, which provides for the deposit of "moneys received" from the tobacco settlement moneys into the emergency and budget reserve fund, without setting forth a specific percentage of the moneys to be deposited, will prevent future discrepancies and inadvertent errors.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 942 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,



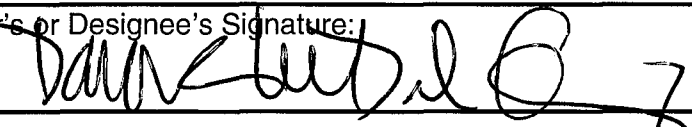
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JILL N. TOKUDA, Chair



The Senate  
 Twenty-Ninth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <b>SB 942</b>	Committee Referral: <b>WAM</b>	Date: <b>2/7/17</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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	/			
DELA CRUZ, Donovan M. (VC)	/			
ENGLISH, J. Kalani	/			
GALUTERIA, Brickwood	/			
HARIMOTO, Breene				/
INOUE, Lorraine R.	/			
KAHELE, Kaiali'i	/			
RIVIERE, Gil	/			
SHIMABUKURO, Maile S.L.	/			
TANIGUCHI, Brian T.	/			
WAKAI, Glenn				/
<b>TOTAL</b>	<b>9</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