



GOV. MSG. NO. **952**

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

June 19, 2007

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fourth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 19, 2007, the following bill was signed into law:

HB13 HD1 SD1 CD1

A BILL FOR AN ACT RELATING TO EDUCATION.
(ACT 194)

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Aiona, Jr.", written in a cursive style.

JAMES R. AIONA, JR.
Acting Governor

Approved by the Governor

on JUN 19 2007

HOUSE OF REPRESENTATIVES
TWENTY-FOURTH LEGISLATURE, 2007
STATE OF HAWAII

ACT 194
H.B. NO. 13
H.D. 1
S.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO EDUCATION.

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

1 SECTION 1. The legislature finds that the establishment of
2 a revolving fund for the department of education's office of
3 Hawaii child nutrition program is necessary to account for the
4 receipts from the administrative fees charged to the recipient
5 agencies for the distribution of federal commodity foods.

6 The legislature further finds that the United States
7 Department of Agriculture Food and Nutrition Service, Western
8 Region Office, monitors and approves the administrative fees
9 charged to the recipient agencies. However, federal legislation
10 does not allow the department of education to expend federal
11 moneys for the operations of state-contracted warehouses.

12 The purpose of this Act is to create a revolving fund for
13 the collection and disbursement of generated revenue to support
14 the administration and operation of the department of education
15 food distribution program.

16 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is
17 amended by adding a new section to be appropriately designated
18 and to read as follows:

HB13 CD1 HMS 2007-4217



1 "§302A- Food distribution program revolving fund. (a)

2 There is established the food distribution program revolving
3 fund to be administered by the department.

4 (b) The food distribution program revolving fund shall
5 consist of:

6 (1) Administrative fees collected by the department for
7 administering and operating the food distribution
8 program;

9 (2) All interest earned on the deposit or investment of
10 moneys in the food distribution program revolving
11 fund; and

12 (3) Any other moneys made available to the food
13 distribution program revolving fund from other
14 sources.

15 (c) The revolving fund shall be used by the department for
16 the collection and disbursement of generated revenue to support
17 the administration and operation of the food distribution
18 program.

19 (d) The balance in the food distribution program revolving
20 fund shall not exceed \$2,000,000 to pay for services rendered by
21 state-contracted warehouses for the distribution of federal
22 commodity foods to the recipient agencies. Any moneys remaining

1 in the revolving fund in excess of \$2,000,000 at the end of each
2 fiscal year shall lapse to the credit of the general fund.

3 (e) The food distribution program revolving fund shall not
4 be used for:

5 (1) Consultant or personal services rendered;

6 (2) Travel expenses that may include conference
7 registration, per diem, or airfare costs; or

8 (3) The purchase of furniture, equipment, computer
9 hardware, or office supplies."

10 SECTION 3. There is appropriated out of the food
11 distribution program revolving fund of the State of Hawaii the
12 sum of \$2,000,000 or so much thereof as may be necessary for
13 fiscal year 2007-2008 and the same sum or so much thereof as may
14 be necessary for fiscal year 2008-2009 for the payment of
15 services provided by state-contracted warehouses for the
16 distribution of federal commodity foods to recipient agencies
17 under the department of education food distribution program.

18 The sums appropriated shall be expended by the department
19 of education for the purposes of this Act.

20 SECTION 4. New statutory material is underscored.

21 SECTION 5. This Act shall take effect on July 1, 2007.



APPROVED this 19 day of JUN , 2007



JAMES R. AIONA JR.

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ACTING

GOVERNOR OF THE STATE OF HAWAII