

---

---

# A BILL FOR AN ACT

RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND.

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

1           SECTION 1. The legislature finds that the John A. Burns  
2 school of medicine is authorized under existing statute to use a  
3 portion of Hawaii tobacco settlement special fund moneys for  
4 annual operating expenses to support the school's operations and  
5 train and graduate new physicians. The legislature further  
6 finds that if no action is taken, the school's authorization to  
7 use those funds will expire on June 30, 2011.

8           The purpose of this Act is to extend the authorization that  
9 allows the John A. Burns school of medicine a portion of Hawaii  
10 tobacco settlement special fund moneys for annual operating  
11 expenses until 2015 while reducing the portion of fund moneys by  
12 one per cent per fiscal year until the fiscal year ending on  
13 June 30 2015.

14           SECTION 2. Section 328L-2, Hawaii Revised Statutes, is  
15 amended by amending subsection (b) to read as follows:

16           "(b) The fund shall be used for the purpose of receiving,  
17 allocating, and appropriating the tobacco settlement moneys as  
18 follows:



- 1 (1) Fifteen per cent shall be appropriated into the  
2 emergency and budget reserve fund under section  
3 328L-3;
- 4 (2) Twenty-five per cent shall be appropriated to the  
5 department for purposes of section 328L-4;
- 6 (3) Six and one-half per cent shall be appropriated into  
7 the Hawaii tobacco prevention and control trust fund  
8 under section 328L-5; and
- 9 (4) Twenty-eight per cent shall be appropriated into the  
10 university revenue-undertakings fund created in  
11 section 304A-2167.5 to be applied to the payment of  
12 the principal of and interest on, and to generate  
13 required coverage, if any, for, revenue bonds issued  
14 by the board of regents of the University of Hawaii to  
15 finance the cost of construction of a university  
16 health and wellness center, including a new medical  
17 school facility, to be situated on the island of Oahu,  
18 for the succeeding fiscal year; and the payment of  
19 annual operating expenses incurred by the new medical  
20 school facility; provided that this amount shall be  
21 reduced by one per cent each fiscal year starting with  
22 fiscal year 2012-2013; provided further that any



1 moneys in excess of the amounts required under this  
2 paragraph shall be transferred in the succeeding  
3 fiscal year to the emergency and budget reserve fund  
4 under section 328L-3; and

- 5 (5) Twenty-five and one-half per cent shall be deposited  
6 to the credit of the state general fund[-]; provided  
7 that this amount shall increase by one per cent each  
8 fiscal year starting with fiscal year 2012-2013."

9 SECTION 3. Act 264, Session Laws of Hawaii 2007, as  
10 amended by section 22 of Act 16, Session Laws of Hawaii 2008, is  
11 amended by amending section 4 to read as follows:

12 "SECTION 4. This Act shall take effect on July 1, 2007,  
13 and shall be repealed on June 30, [~~2011;~~] 2015; provided that  
14 section 328L-2, Hawaii Revised Statutes, shall be reenacted in  
15 the form in which it read on the day before the effective date  
16 of this Act."

17 SECTION 4. The University of Hawaii shall prepare a  
18 detailed accounting of all revenues and expenditures relating  
19 to:

- 20 (1) Moneys appropriated into the university revenue-  
21 undertakings fund established under section  
22 304A-2167.5, Hawaii Revised Statutes; and



1           (2) Any moneys used for the operating costs of the medical  
2           school facility.

3 This accounting information shall be submitted to the  
4 legislature no later than twenty days prior to the convening of  
5 the regular sessions of 2012, 2013, 2014, and 2015.

6           SECTION 5. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8           SECTION 6. This Act shall take effect on June 29, 2011,  
9 and shall be repealed on June 30, 2015; provided that section  
10 328L-2, Hawaii Revised Statutes, shall be reenacted in the form  
11 in which it read on the day before the effective date of Act  
12 264, Session Laws of Hawaii 2007.

13



**Report Title:**

Hawaii Tobacco Settlement Special Fund; JABSOM

**Description:**

Extends the appropriation by a decreasing annual amount of a portion of Hawaii tobacco settlement special fund moneys for annual operating expenses of JABSOM until June 30, 2015.

Increases the portion of Hawaii tobacco settlement special fund moneys going to the general fund until June 30, 2015; and adds annual reporting requirements for JABSOM. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

