



EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

April 26, 2017

**GOV. MSG. NO. 1108**

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Twenty-Ninth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Ninth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on April 26, 2017, the following bill was signed into law:

SB942

RELATING TO THE EMERGENCY AND BUDGET  
RESERVE FUND  
**ACT 008 (17)**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

Approved by the Governor  
on APR 26 2017

ACT 008  
S.B. NO. 942

JAN 25 2017

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# A BILL FOR AN ACT

RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND.

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

1 SECTION 1. Section 328L-3, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) There is established in the state treasury the  
4 emergency and budget reserve fund which shall be a special fund  
5 administered by the director of finance, into which shall be  
6 deposited:

7 (1) [~~Twenty four and one half per cent of the moneys~~  
8 ~~received from the tobacco settlement moneys under~~  
9 ~~section 328L-2(b)(1);~~] Moneys received from the tobacco  
10 settlement moneys under section 328L-2;

11 (2) Appropriations made by the legislature to the fund; and

12 (3) Five per cent of the state general fund balance at the  
13 close of the fiscal year, whenever state general fund  
14 revenues for each of two successive fiscal years exceeds  
15 revenues for each of the preceding fiscal years by five  
16 per cent, pursuant to article VII, section 6 of the  
17 Hawaii constitution. For the purpose of this section,  
18

S.B. NO. 942

1 the general fund balance at the close of the fiscal year  
2 shall be calculated before any tax refund or tax credit  
3 is authorized by the legislature, pursuant to article  
4 VII, section 6 of the Hawaii constitution, that is  
5 provided during the same regular session as the transfer  
6 depositing such moneys to the emergency and budget  
7 reserve fund; provided that transfers shall not be made  
8 to the emergency and budget reserve fund whenever the  
9 balance of the emergency and budget reserve fund is  
10 equal to or more than ten per cent of general fund  
11 revenues for the preceding fiscal year. The transfer  
12 shall be executed by the director of finance;  
13 provided that all moneys deposited into the emergency and budget  
14 reserve fund under paragraphs (1) and (2) and all moneys deposited  
15 under paragraph (3) shall be kept in separate and distinct  
16 accounts."

17 SECTION 2. Statutory material to be repealed is bracketed  
18 and stricken. New statutory material is underscored.

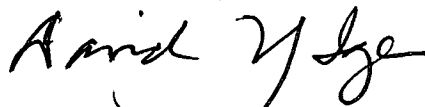
19 SECTION 3. This Act shall take effect upon its approval.

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APPROVED this 26 day of APR, 2017

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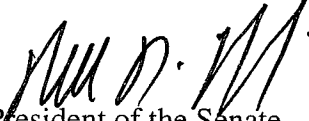



GOVERNOR OF THE STATE OF HAWAII

**THE SENATE OF THE STATE OF HAWAII**

Date: February 16, 2017  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Twenty-ninth Legislature of the State of Hawaii, Regular Session of 2017.

  
President of the Senate


  
Clerk of the Senate

**THE HOUSE OF REPRESENTATIVES  
OF THE STATE OF HAWAII**

Date: April 6, 2017  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the House of Representatives of the Twenty-ninth Legislature of the State of Hawaii, Regular Session of 2017.

  
Speaker, House of Representatives

  
Clerk, House of Representatives