



**GOV. MSG. NO. 1035**

EXECUTIVE CHAMBERS  
HONOLULU

LINDA LINGLE  
GOVERNOR

July 9, 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 July 9, 2007, the following bill was signed into law:

SB1283 SD2 HD2

A BILL FOR AN ACT RELATING TO THE HAWAII  
TOBACCO SETTLEMENT SPECIAL FUND.  
(ACT 264)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

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# 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. Section 328L-2, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:
- 3 "(b) The fund shall be used for the purpose of receiving,  
4 allocating, and appropriating the tobacco settlement moneys as  
5 follows:
- 6 (1) Twenty-four and one-half per cent shall be  
7 appropriated into the emergency and budget reserve  
8 fund under section 328L-3;
- 9 (2) Thirty-five per cent shall be appropriated to the  
10 department for purposes of section 328L-4;
- 11 (3) Twelve and one-half per cent shall be appropriated  
12 into the Hawaii tobacco prevention and control trust  
13 fund under section 328L-5; and
- 14 (4) Twenty-eight per cent shall be appropriated into the  
15 university revenue-undertakings fund created in  
16 section [†]304A-2167[†], to be applied [~~solely~~] to the  
17 payment of the principal of and interest on, and to



1 generate required coverage, if any, for, revenue bonds  
2 issued by the board of regents of the University of  
3 Hawaii to finance the cost of construction of a  
4 university health and wellness center, including a new  
5 medical school facility, to be situated on the island  
6 of Oahu, for the succeeding fiscal year; and the  
7 payment of annual operating expenses incurred by the  
8 new medical school facility; provided that any moneys  
9 in excess of the [amount] amounts required [~~to pay~~  
10 ~~principal of and interest on, and to generate required~~  
11 ~~coverage, if any, for such revenue bonds in any fiscal~~  
12 ~~year,~~] under this paragraph shall be transferred [~~as~~  
13 ~~follows:~~] in the succeeding fiscal year in the  
14 following amounts:

15 (A) To the emergency and budget reserve fund under  
16 section 328L-3[7] eighty per cent of the excess;  
17 and

18 (B) To the Hawaii tobacco prevention and control  
19 trust fund under section 328L-5[7] twenty per  
20 cent of the excess[~~+~~  
21 ~~in the succeeding fiscal year]."~~



1 SECTION 2. The department of health and the University of  
2 Hawaii shall prepare a detailed accounting of all revenues and  
3 expenditures relating to:

4 (1) The thirty-five per cent of moneys appropriated to the  
5 department of health for purposes of section 328L-4;

6 (2) Moneys appropriated into the Hawaii tobacco prevention  
7 and control trust fund under section 328L-5;


8 (3) Moneys appropriated into the university revenue-  
9 undertakings fund created in section 304A-2167; and

10 (4) Any moneys used for the operating costs of the medical  
11 school facility.

12 This information shall be submitted to the legislature no later  
13 than thirty days prior to the convening of the regular session  
14 of 2009.

15 SECTION 3. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17 SECTION 4. This Act shall take effect on July 1, 2007, and  
18 shall be repealed on June 30, 2011.



GOVERNOR OF THE STATE OF HAWAII

Approved this day: JUL 9 2007

