

Honolulu, Hawaii

APR 09 2009

RE: H.B. No. 39
H.D. 2
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred H.B. No. 39, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO STATE REVENUES,"

begs leave to report as follows:

The purpose of this measure is to add a \$5 surcharge to the fee charged by a state agency for certain services and require the deposit of the surcharge into the general fund.

Your Committee has amended the measure by replacing the contents of the measure with the provisions of a proposed Senate Draft 1 that was circulated. As amended, this measure addresses the budgetary shortfall by:

- (1) Repealing provisions that exclude certain special funds from assessments for central service and departmental administrative expenses, except the Hawaii hurricane relief fund, the convention center enterprise special fund, the tourism special fund, the state educational facilities improvement special fund, the health systems special fund, funds of the employees' retirement system, and the special funds of the University of Hawaii;
- (2) Providing for the temporary transfer into the general fund of interest earned on short-term investment or deposit of moneys of certain special funds, revolving funds, and special accounts; and



- (3) Transferring excess funds from various special and revolving funds to the general fund.

Testimony in support of the proposed draft was submitted by one state agency. Testimony in opposition was submitted by one state agency. One state agency and one organization submitted comments on the measure. Written testimony and comments may be reviewed on the Legislature's website.

Your Committee finds that the preparation of this measure is necessary before final deliberations begin with respect to balancing the state budget. The provisions contained in this measure warrant careful consideration for use to the extent necessary to provide efficient and effective state government during the next biennium.

Your Committee has further amended the measure by:

- (1) Allowing the disability and communication access board to set and charge a reasonable fee for its review of state and county building and facility plans and allowing the board to use the proceeds for board program expenses;
- (2) Appropriating \$1 from the Hawaii election campaign fund to the general fund; and
- (3) Providing an effective date for the measure of July 1, 2090.

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 H.B. No. 39, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 39, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.



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


DONNA MERCADO KIM, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* HB 39 HD 2	Committee Referral: WAM	Date: APRIL 6 2009		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
KIM, Donna Mercado (C)	/			
TSUTSUI, Shan S. (VC)	/			
CHUN OAKLAND, Suzanne	/			
ENGLISH, J. Kalani	/			
FUKUNAGA, Carol	/			7/5
GALUTERIA, Brickwood	/			
HEE, Clayton	/			
HOOSER, Gary L.	/			
KIDANI, Michelle N.	/			
KOKUBUN, Russell S.	/			
TOKUDA, Jill N.	/			
HEMMINGS, Fred	/			
TOTAL	12	0	0	0
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: 				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

***Only one measure per Record of Votes**