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Honolulu, Hawaii `

APR 1 6 2010

, 2010

RE:

S.B. No. 2807

S.D. 2

H.D. 2

C.D. 1

Honorable Colleen Hanabusa President of the Senate Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2807, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 6, OF THE HAWAII CONSTITUTION, RELATING TO THE TAX REBATE REQUIREMENT,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to propose a constitutional amendment to the requirement, in article VII, section 6, of the Hawaii State Constitution, that excess general fund revenues be returned to taxpayers of the State as a tax refund or tax credit, by giving the Legislature the alternative of depositing these excess revenues into an emergency and budget reserve fund.

Your Committee has amended this measure by:

- (1) Changing the reference from "one or more emergency and budget reserve funds" to "one or more funds, as provided by law, which shall serve as temporary supplemental sources of funding for the State in times of an emergency, economic downturn, or unforeseen reduction in revenue,"; and
- (2) Making technical conforming amendments to language in the measure for clarity.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2807, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2807, S.D. 2, H.D. 2, C.D. 1.

Respectfully submitted on behalf of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE

MARCUS R. OSHIRO, Co-Chair

JEN RIKI KARAMATSU, Co-Chair

DONNA MERCADO KIM, Chair

BRIAN T. TANIGUCHI, Co-Chair

Hawaii State Legislature

CCR54-10

Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: SB 2807,SD 2, HD 2					Date/Time: 4/14/10 6:45 pm				
The recommendation of the House	e and S	Senate	mana	igers	is to pass with amendments (CD).				
The Committee is reconsidering in	s prev	ious de	cisio	n.					
The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	Е	House Managers	A	WR	N	Е
KIM, Donna Mercado, Chr.	1				OSHIRO, Marcus R., Co-Chr.				
TAN IGUCHI, Brian T., Co-Chr.					KARAMATSU, Jon Riki, Co-Chr.				
TAK AMINE, Dwight Y.					CHONG, Pono] /			
TSUTSUI, Shan S.					RHOADS, Karl				
HEMMINGS, Fred					THIELEN, Cynthia	1			
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TOTAL	4			1	TOTAL	14		i	
A = Aye $WR = Aye$ with Reservation				s N = Nay E = Excused					
Senate Recompaendation is:	<u>_</u>				House Recommendation is:				
Adopted Not Adopted					Adopted Not Adopted				
Senate Lead Chair's or Designee's Signature: Mha Mercado K					House Lead Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Conference Committee Report House Clerk's Office Senate Clerk's Office Drafting Agency									