



GOV. MSG. NO 1409

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 12, 2022

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

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty-First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

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

I am transmitting herewith SB3335 SD1 HD1 CD1, without my approval and with the statement of objections relating to the measure.

SB3335 SD1 HD1 CD1

RELATING TO THE CIVIL AIR PATROL.

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

EXECUTIVE CHAMBERS

HONOLULU

July 12, 2022

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 3335

Honorable Members
Thirty-First Legislature
State of Hawai'i

Pursuant to Section 16 of Article III of the Constitution of the State of Hawai'i, I am returning herewith, without my approval, Senate Bill No. 3335, entitled "A Bill for an Act Relating to the Civil Air Patrol."

The purpose of this bill is to make an appropriation of \$150,000 to "fund the operational expenses of the Hawaii Wing - Civil Air Patrol."

This bill is objectionable because the appropriation is "to fund operational expenses" but there is no indication how the appropriation is constitutionally valid. Section 4 of Article VII of the Constitution of the State of Hawaii, requires that "[n]o grant of public money or property shall be made except pursuant to standards provided by law." The bill does not contain any standards and the Hawaii Wing - Civil Air Patrol is ineligible for a grant under the standards for grants made to private organizations by the Legislature in chapter 42F, Hawaii Revised Statutes (HRS), as there is no record of the Hawaii Wing - Civil Air Patrol having applied to the Legislature for a grant, and it is not incorporated under the laws of the State. Even if the Legislature intended for the Department of Defense to procure the services by contract, it does not appear that any exception to the requirements of chapter 103D, HRS, exist under these circumstances.

For the foregoing reasons, I am returning Senate Bill No. 3335 without my approval.

Respectfully,



DAVID Y. IGE
Governor of Hawai'i

VETO

THE SENATE
THIRTY-FIRST LEGISLATURE, 2022
STATE OF HAWAII

S.B. NO. 3335
S.D. 1
H.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO THE CIVIL AIR PATROL.

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

1 SECTION 1. The legislature finds that for over
2 seventy-five years, the civil air patrol has assisted emergency
3 management agencies throughout the nation with response and
4 recovery efforts during and after a disaster. The civil air
5 patrol is a non-profit organization and an auxiliary of the
6 United States Air Force and its missions include emergency
7 services, aerospace education, and cadet programs. Civil air
8 patrol members are volunteers who serve as pilots, scanners, and
9 ground crew in fulfilling its mission.

10 The legislature further finds that the civil air patrol
11 emergency response and recovery activities have included search
12 and rescue, damage assessments, aerial photography of impacted
13 areas, alerts and notifications, and transportation of supplies.
14 Most recently, the civil air patrol conducted aerial
15 reconnaissance of the State after the severe weather incident in
16 December of 2021. The photographs were instrumental in
17 documenting the damage to roadways on the island of Maui and
18 were included in the State's application for a federal disaster



1 declaration. Similar missions were conducted on the island of
2 Hawaii during the Kilauea volcanic eruptions, and on the island
3 of Kauai during the recent flood events. In situations where
4 the State is threatened by a tsunami, the civil air patrol has
5 been called upon to alert remote areas not serviced by outdoor
6 alert system speakers by using speakers mounted to civil air
7 patrol aircraft.

8 The legislature also finds that the Hawaii wing of the
9 civil air patrol has conducted these activities through funding
10 of operational expenses from the State for years. However, that
11 funding ceased in 2019.

12 Accordingly, the purpose of this Act is to appropriate
13 funds to support the operational expenses of the Hawaii wing of
14 the civil air patrol.

15 SECTION 2. There is appropriated out of the general
16 revenues of the State of Hawaii the sum of \$150,000 or so much
17 thereof as may be necessary for fiscal year 2022-2023 to fund
18 the operational expenses of the Hawaii wing of the civil air
19 patrol.

20 The sum appropriated shall be expended by the department of
21 defense for the purposes of this Act.



1 SECTION 3. This Act shall take effect on July 1, 2022.



S.B. NO. 3335
S.D. 1
H.D. 1
C.D. 1

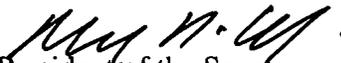
APPROVED this day of , 2022

GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAII

Date: May 3, 2022
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2022.


President of the Senate


Clerk of the Senate

SB No. 3335, SD 1, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 3, 2022
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives