



**GOV. MSG. NO. 913**

EXECUTIVE CHAMBERS  
HONOLULU

LINDA LINGLE  
GOVERNOR

June 8, 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 June 8, 2007, the following bill was signed into law:

HB1334 HD1 SD1

A BILL FOR AN ACT RELATING TO PROFESSIONAL  
AND VOCATIONAL LICENSING FEES.  
(ACT 155)

Sincerely,

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

LINDA LINGLE

# A BILL FOR AN ACT

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES.

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

1           SECTION 1. Section 92-28, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§92-28 State service fees; increase or decrease of.** Any  
4 law to the contrary notwithstanding, the fees or other nontax  
5 revenues assessed or charged by any board, commission, or other  
6 governmental agency may be increased or decreased by the body in  
7 an amount not to exceed fifty per cent of the statutorily  
8 assessed fee or nontax revenue, in order to maintain a  
9 reasonable relation between the revenues derived from such fee  
10 or nontax revenue and the cost or value of services rendered,  
11 comparability among fees imposed by the State, or any other  
12 purpose which it may deem necessary and reasonable; provided  
13 that:

- 14           (1) The authority to increase or decrease fees or nontax  
15 revenues shall be subject to the approval of the  
16 governor and extend only to the following: chapters  
17 36, 92, 94, 142, 144, 145, 147, 150, 171, 188, 189,  
18 231, 269, 271, 321, 338, 373, 412, 414, 414D, 415A,



1 417E, 419, 421, 421C, 421H, 421I, 425, 425E, 428, 431,  
 2 436E, 437, 437B, 438, 439, 440, 441, 442, 443B, 444,  
 3 447, 448, 448E, 448F, 448H, 451A, 451J, 452, 453,  
 4 453D, 454, 455, 456, 457, 457A, 457B, 457G, 458, 459,  
 5 460, 460J, 461, 461J, 462A, 463, 463E, 464, 465, 466,  
 6 466K, 467, 467E, 468E, 468L, 468M, 469, 471, 482,  
 7 482E, 484, 485, 501, 502, 505, 514A, 514B, 514E, 572,  
 8 574, and 846 (part II);

9 (2) The authority to increase or decrease fees or nontax  
 10 revenues under the chapters listed in paragraph (1)  
 11 that are established by the department of commerce and  
 12 consumer affairs shall apply to fees or nontax  
 13 revenues established by statute or rule;

14 (3) The authority to increase or decrease fees or nontax  
 15 revenues established by the University of Hawaii under  
 16 chapter 304A shall be subject to the approval of the  
 17 board of regents; provided that the board's approval  
 18 of any increase or decrease in tuition for regular  
 19 credit courses shall be preceded by an open public  
 20 meeting held during or prior to the semester preceding  
 21 the semester to which the tuition applies;



1 (4) This section shall not apply to judicial fees as may  
2 be set by any chapter cited in this section;

3 (5) The authority to increase or decrease fees or nontax  
4 revenues pursuant to this section shall be exempt from  
5 the public notice and public hearing requirements of  
6 chapter 91; and

7 (6) Fees for copies of proposed and final rules and public  
8 notices of proposed rulemaking actions under chapter  
9 91 shall not exceed 10 cents a page, as required by  
10 section 91-2.5."

11 SECTION 2. Section 92-28, Hawaii Revised Statutes, is  
12 amended to read as follows:

13 "**§92-28 State service fees; increase or decrease of.** Any  
14 law to the contrary notwithstanding, the fees or other nontax  
15 revenues assessed or charged by any board, commission, or other  
16 governmental agency may be increased or decreased by the body in  
17 an amount not to exceed fifty per cent of the statutorily  
18 assessed fee or nontax revenue, to maintain a reasonable  
19 relation between the revenues derived from such fee or nontax  
20 revenue and the cost or value of services rendered,  
21 comparability among fees imposed by the State, or any other



1 purpose which it may deem necessary and reasonable; provided  
2 that:

3 (1) The authority to increase or decrease fees or nontax  
4 revenues shall be subject to the approval of the  
5 governor and extend only to the following: chapters  
6 36, 92, 94, 142, 144, 145, 147, 150, 171, 188, 189,  
7 231, 269, 271, 321, 338, 373, 412, 414, 414D, 415A,  
8 417E, 419, 421, 421C, 421H, 421I, 425, 425E, 428, 431,  
9 436E, 437, 437B, 438, 439, 440, 441, 442, 443B, 444,  
10 447, 448, 448E, 448F, 448H, 451A, 451J, 452, 453,  
11 453D, 454, 455, 456, 457, 457A, 457B, 457G, 458, 459,  
12 460, 460J, 461, 461J, 462A, 463, 463E, 464, 465, 466,  
13 466K, 467, 467E, 468E, 468L, 468M, 469, 471, 482,  
14 482E, 484, 485A, 501, 502, 505, 514A, 514B, 514E, 572,  
15 574, and 846 (part II);

16 (2) The authority to increase or decrease fees or nontax  
17 revenues under the chapters listed in paragraph (1)  
18 that are established by the department of commerce and  
19 consumer affairs shall apply to fees or nontax  
20 revenues established by statute or rule;

21 (3) The authority to increase or decrease fees or nontax  
22 revenues established by the University of Hawaii under

1 chapter 304A shall be subject to the approval of the  
2 board of regents; provided that the board's approval  
3 of any increase or decrease in tuition for regular  
4 credit courses shall be preceded by an open public  
5 meeting held during or prior to the semester preceding  
6 the semester to which the tuition applies;

7 (4) This section shall not apply to judicial fees as may  
8 be set by any chapter cited in this section;

9 (5) The authority to increase or decrease fees or nontax  
10 revenues pursuant to this section shall be exempt from  
11 the public notice and public hearing requirements of  
12 chapter 91; and

13 (6) Fees for copies of proposed and final rules and public  
14 notices of proposed rulemaking actions under chapter  
15 91 shall not exceed 10 cents a page, as required by  
16 section 91-2.5."

17 SECTION 3. New statutory material is underscored.

18 SECTION 4. This Act shall take effect on July 1, 2007;  
19 provided that section 2 shall take effect on July 1, 2008.



H.B. NO. 1334  
H.D. 1  
S.D. 1

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APPROVED this 8 day of JUN, 2007



GOVERNOR OF THE STATE OF HAWAII