
A BILL FOR AN ACT

RELATING TO PROFESSIONS AND OCCUPATIONS.

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

1 SECTION 1. Section 26-9, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:
3 "(c) The board of acupuncture, board of public
4 accountancy, [~~board of barbering and cosmetology~~] boxing
5 commission, board of chiropractic examiners, contractors license
6 board, board of dental examiners, board of electricians and
7 plumbers, elevator mechanics licensing board, board of
8 professional engineers, architects, surveyors, and landscape
9 architects, board of massage therapy, Hawaii medical board,
10 motor vehicle industry licensing board, motor vehicle repair
11 industry board, board of naturopathic medicine, board of
12 nursing, board of examiners in optometry, pest control board,
13 board of pharmacy, board of physical therapy, board of
14 psychology, board of private detectives and guards, real estate
15 commission, board of veterinary examiners, board of speech
16 pathology and audiology, and any board, commission, program, or
17 entity created pursuant to or specified by statute in
18 furtherance of the purpose of this section including but not



1 limited to section 26H-4, or chapters 484, 514A, 514B, and 514E
2 shall be placed within the department of commerce and consumer
3 affairs for administrative purposes."

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

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

17 (1) The authority to increase or decrease fees or nontax
18 revenues shall be subject to the approval of the
19 governor and extend only to the following: chapters
20 36; 92, 94, 142, 144, 145, 147, 150, 171, 188, 189,
21 231, 269, 271, 321, 338, 373, 412, 414, 414D, 415A,
22 417E, 419, 421, 421C, 421H, 421I, 425, 425E, 428, 431,



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

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

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

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



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

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

9 SECTION 3. Section 431M-1, Hawaii Revised Statutes, is
10 amended by amending the definition of "marriage and family
11 therapist" to read as follows:

12 "Marriage and family therapist" means a person [licensed
13 ~~in marriage and family therapy practice pursuant to chapter~~
14 ~~451J.] who applies psychotherapeutic and family systems theories
15 and techniques in the delivery of services to individuals,
16 couples, or families in order to diagnose and treat mental,
17 emotional, and nervous disorders, whether these are behavioral,
18 cognitive, or affective, within the context of the individual's
19 relationships."~~

20 SECTION 4. Chapters 438, 439, 448F, 451A, 451J, and 481E,
21 Hawaii Revised Statutes, are repealed.



1 SECTION 5. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 6. This Act shall take effect upon its approval.



Report Title:

Professions and Occupations; Regulatory Boards and Programs;
Repeal

Description:

Repeals the regulatory programs for barbers and cosmetologists,
marriage and family therapists, athlete agents, hearing aid
dealers and fitters, and electrologists. (HB2029 HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

