
A BILL FOR AN ACT

RELATING TO MEASUREMENT STANDARDS.

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

1 SECTION 1. The purpose of this Act is to establish a
2 weights and measurements special fund, with the intent of
3 requiring the department of agriculture's measurement standards
4 program to be financially self-supporting.

5 SECTION 2. Chapter 486, Hawaii Revised Statutes, is
6 amended by adding to part I a new section to be appropriately
7 designated and to read as follows:

8 "§486- Weights and measurements special fund. There is
9 established the weights and measurements special fund to be
10 administered by the board of agriculture. All moneys received
11 by the board of agriculture as application fees and for licenses
12 or otherwise under this chapter shall be deposited into the
13 special fund. All interest earned or accrued on moneys
14 deposited in the special fund shall become part of the special
15 fund. Moneys in the special fund shall be expended to cover all
16 costs of administering this chapter, including but not limited
17 to the costs of salaries, fringe benefits, operating expenses,



1 equipment, motor vehicles, contracts for services, and
2 promotional expenses. Moneys in the special fund may be
3 transferred to the general fund for salaries and fringe benefits
4 of other state employees assisting in administering this chapter
5 and other related costs. A reserve shall be maintained in the
6 special fund to cover contingency costs, including but not
7 limited to accrued vacation leave, unemployment insurance, and
8 workers' compensation."

9 SECTION 3. (a) Between July 1, 2010 and September 30,
10 2010, the board of agriculture shall adopt new or amend existing
11 rules to impose or increase fees authorized to be charged under
12 chapter 486, Hawaii Revised Statutes, without regard to the
13 public notice and public hearing requirements of section 91-3,
14 Hawaii Revised Statutes, or the small business impact review
15 requirements of chapter 201M, Hawaii Revised Statutes. The
16 board shall set the fees at amounts intended to generate
17 sufficient revenues to pay the operation and maintenance costs
18 of implementing chapter 486, Hawaii Revised Statutes, and
19 central services and departmental administrative expense
20 assessments of section 36-27 and section 36-30, Hawaii Revised
21 Statutes.



1 (b) If, by September 30, 2010, the board of agriculture
 2 has not complied with subsection (a), then the fee charged for
 3 each licensing, testing, calibration, or inspection of a
 4 measuring or other device shall be \$ _____ commencing
 5 October 1, 2010.

6 (c) Any subsequent amendments to the rules adopted or
 7 amended pursuant to subsection (a) or the fee established under
 8 subsection (b) shall be subject to all applicable provisions of
 9 chapter 91 and chapter 201M, Hawaii Revised Statutes.

10 SECTION 4. New statutory material is underscored.

11 SECTION 5. This Act shall take effect on July 1, 2010.

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INTRODUCED BY: _____

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Report Title:

Weights and Measurements Special Fund

Description:

Establishes the weights and measurements special fund. Requires the board of agriculture to adopt or amend rules to impose or increase fees authorized to be charged under chapter 486, Hawaii Revised Statutes.

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

