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# 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, to enable the department  
3 of agriculture's measurement standards program to be financially  
4 self-supporting.

5           SECTION 2. Chapter 486, Hawaii Revised Statutes, is  
6 amended by adding a new section to part I 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. All moneys received by the board as  
11 application fees and for licenses or otherwise under this  
12 chapter shall be deposited into the special fund. All interest  
13 earned or accrued on moneys deposited in the special fund shall  
14 become part of the special fund. Moneys in the special fund  
15 shall be expended to cover all costs of administering this  
16 chapter, including the costs of salaries, fringe benefits,  
17 operating expenses, equipment, motor vehicles, contracts for  
18 services, and promotional expenses. Moneys in the special fund



1 shall be subject to sections 36-27 and 36-30 for central service  
 2 expenses and departmental administrative expenses, respectively.  
 3 A reserve shall be maintained in the special fund to cover  
 4 contingency costs, including accrued vacation leave,  
 5 unemployment insurance, and workers' compensation."

6 SECTION 3. (a) Between July 1, 2010, and September 30,  
 7 2010, the board of agriculture shall adopt new or amend existing  
 8 rules to impose or increase fees authorized to be charged under  
 9 chapter 486, Hawaii Revised Statutes, without regard to the  
 10 public notice and public hearing requirements of section 91-3,  
 11 Hawaii Revised Statutes, or the small business impact review  
 12 requirements of chapter 201M, Hawaii Revised Statutes. The  
 13 board shall set the fees at amounts intended to generate  
 14 sufficient revenues to pay the operation and maintenance costs  
 15 of implementing chapter 486, Hawaii Revised Statutes, and  
 16 central services and departmental administrative expense  
 17 assessments of sections 36-27 and 36-30, Hawaii Revised  
 18 Statutes.

19 (b) If, by September 30, 2010, the board of agriculture  
 20 has not complied with subsection (a), then the fee charged for  
 21 each licensing, testing, calibration, or inspection of a



1 measuring or other device shall be \$ effective  
2 October 1, 2010.

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

7 SECTION 4. New statutory material is underscored.

8 SECTION 5. This Act shall take effect on July 1, 2020.



**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, to cover the cost of the Measurement Standards Program. Effective July 1, 2020. (HB2291 HD2)

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

