
A BILL FOR AN ACT

RELATING TO COQUI FROGS.

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

1 SECTION 1. Section 237D-6.5, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) Revenues collected under this chapter shall be
4 distributed as follows, with the excess revenues to be deposited
5 into the general fund:

6 (1) 17.3 per cent of the revenues collected under this
7 chapter shall be deposited into the convention center
8 enterprise special fund established under section
9 201B-8; provided that beginning January 1, 2002, if
10 the amount of the revenue collected under this
11 paragraph exceeds \$33,000,000 in any calendar year,
12 revenues collected in excess of \$33,000,000 shall be
13 deposited into the general fund;

14 (2) 34.2 per cent of the revenues collected under this
15 chapter shall be deposited into the tourism special
16 fund established under section 201B-11 for tourism
17 promotion and visitor industry research; provided that

1 beginning on July 1, 2002, of the first \$1,000,000 in
2 revenues deposited:

3 (A) Ninety per cent shall be deposited into the state
4 parks special fund established in section 184-
5 3.4; and

6 (B) Ten per cent shall be deposited into the special
7 land and development fund established in section
8 171-19 for the Hawaii statewide trail and access
9 program;

10 provided that of the 34.2 per cent, 0.5 per cent shall
11 be transferred to a sub-account in the tourism special
12 fund to provide funding for a safety and security
13 budget, in accordance with the Hawaii tourism
14 strategic plan 2005-2015; provided further that of the
15 revenues remaining in the tourism special fund after
16 revenues have been deposited as provided in this
17 paragraph and except for any sum authorized by the
18 legislature for expenditure from revenues subject to
19 this paragraph, beginning July 1, 2007, funds shall be
20 deposited into the tourism emergency trust fund,
21 established in section 201B-10, in a manner sufficient

1 to maintain a fund balance of \$5,000,000 in the
2 tourism emergency trust fund; and
3 (3) 44.8 per cent of the revenues collected under this
4 chapter shall be transferred as follows: Kauai county
5 shall receive 14.5 per cent, Hawaii county shall
6 receive 18.6 per cent, city and county of Honolulu
7 shall receive 44.1 per cent, and Maui county shall
8 receive 22.8 per cent[-]; provided that each county
9 may elect to use a portion of its share of the
10 revenues to eradicate coqui frogs, in accordance with
11 Act , Session Laws of Hawaii 2009.

12 All transient accommodations taxes shall be paid into the
13 state treasury each month within ten days after collection and
14 shall be kept by the state director of finance in special
15 accounts for distribution as provided in this subsection."

16 SECTION 2. Each county that elects to use a portion of its
17 share of the transient accommodations tax for coqui frog
18 eradication, in accordance with section 237D-6.5, shall, by
19 ordinance, determine the amount of that portion and exercise its
20 authority to use such portion for coqui frog eradication;
21 provided that:

1 (1) No ordinance shall be adopted until the county has
2 conducted a public hearing on the proposed ordinance;
3 and

4 (2) The ordinance shall be adopted prior to December 31,
5 2010.

6 SECTION 3. This Act shall take effect on July 1, 2070;
7 provided that:

8 (1) If none of the counties adopt an ordinance to use a
9 portion of its share of the transient accommodations
10 tax to eradicate coqui frogs by December 31, 2010,
11 this Act shall be repealed and section 237D-6.5,
12 Hawaii Revised Statutes, shall be reenacted in the
13 form in which it read on the day prior to the
14 effective date of this Act;

15 (2) If a county does not adopt an ordinance to use a
16 portion of its share of the transient accommodations
17 tax to eradicate coqui frogs by December 31, 2010, the
18 county shall be prohibited from subsequently adopting
19 an ordinance pursuant to this Act, unless otherwise
20 authorized by the legislature through a separate
21 legislative act; and

- 1 (3) If an ordinance to use a portion of the county's share
2 of the transient accommodations tax for the
3 eradication of coqui frogs is adopted by a county by
4 December 31, 2010:
- 5 (A) The ordinance shall be repealed on December 31,
6 2012;
- 7 (B) This Act shall be repealed on December 31, 2012;
8 and
- 9 (C) Section 237D-6.5, Hawaii Revised Statutes, shall
10 be reenacted in the form in which it read on the
11 day prior to the effective date of this Act.

Report Title:

Coqui Frog Eradication; Transient Accommodation Tax

Description:

Authorizes the counties to use a portion of their share of the transient accommodations tax for coqui frog eradication. Requires each county to adopt an ordinance to exercise the authority granted by this measure. (SD1)