
A BILL FOR AN ACT

RELATING TO COUNTY SURCHARGE ON STATE TAX.

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

1 SECTION 1. Section 46-16.8, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Each county may establish a surcharge on state tax at
4 the rates enumerated in sections 237-8.6 and 238-2.6. A county
5 electing to establish this surcharge shall do so by ordinance;
6 provided that:

7 (1) No ordinance shall be adopted until the county has
8 conducted a public hearing on the proposed ordinance;

9 and

10 (2) The ordinance shall be adopted prior to [~~December 31,~~
11 ~~2005,~~] _____; and

12 (3) No county surcharge on state tax that may be
13 authorized under this section shall be levied prior to
14 January 1, 2007.

15 Notice of the public hearing required under paragraph (1) shall
16 be published in a newspaper of general circulation within the
17 county at least twice within a period of thirty days immediately
18 preceding the date of the hearing."



1 SECTION 2. Act 247, Session Laws of Hawaii 2005, is
2 amended by amending section 9 to read as follows:

3 "SECTION 9. This Act shall take effect upon its approval;
4 provided that[÷

5 ~~(1) If none of the counties of the State adopt an~~
6 ~~ordinance to levy a county surcharge on state tax by~~
7 ~~December 31, 2005, this Act shall be repealed and~~
8 ~~section 437D-8.4, Hawaii Revised Statutes, shall be~~
9 ~~reenacted in the form in which it read on the day~~
10 ~~prior to the effective date of this Act;~~

11 ~~(2) If any county does not adopt an ordinance to levy a~~
12 ~~county surcharge on state tax by December 31, 2005, it~~
13 ~~shall be prohibited from adopting such an ordinance~~
14 ~~pursuant to this Act, unless otherwise authorized by~~
15 ~~the legislature through a separate legislative act;~~

16 ~~(3) If] if an ordinance to levy a county surcharge on~~
17 ~~state tax is adopted by [December 31, 2005:]~~

18 _____ :

19 [(A)] (1) The ordinance shall be repealed on December 31,
20 2022;

21 [(B)] (2) This Act shall be repealed on December 31, 2022;
22 and



H.B. NO. 348

1 [~~(C)~~] (3) Section 437D-8.4, Hawaii Revised Statutes, shall
 2 be reenacted in the form in which it read on the
 3 day prior to the effective date of this Act."

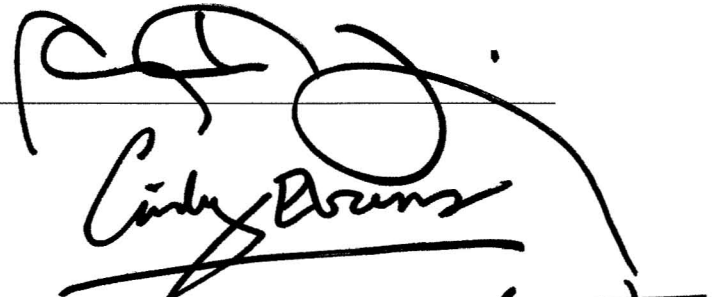


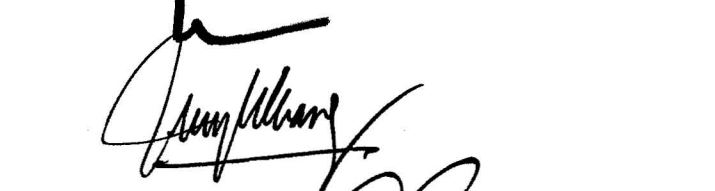

4 SECTION 3. Statutory material to be repealed is bracketed
 5 and stricken. New statutory material is underscored.

6 SECTION 4. This Act shall take effect upon its approval.

7

INTRODUCED BY:



JAN 23 2009



Report Title:

County Surcharge on State Tax

Description:

Repeals deadline for counties electing to establish a county surcharge on state tax to pass an ordinance to enact the surcharge and establishes a new deadline.

