
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 a new section to part I to be appropriately
7 designated and to read as follows:

8 "S486- 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 the costs of
17 salaries, fringe benefits, operating expenses, equipment, motor
18 vehicles, contracts for services, and promotional expenses.



1 Moneys in the special fund may be transferred to the general
2 fund for salaries and fringe benefits of other state employees
3 assisting in administering this chapter and other related costs.
4 A reserve shall be maintained in the special fund to cover
5 contingency costs, including accrued vacation leave,
6 unemployment insurance, and workers' compensation."

7 SECTION 3. (a) Between July 1, 2011, and September 30,
8 2011, the board of agriculture shall adopt new or amend existing
9 rules to impose or increase fees authorized to be charged under
10 chapter 486, Hawaii Revised Statutes, without regard to the
11 public notice and public hearing requirements of section 91-3,
12 Hawaii Revised Statutes, or the small business impact review
13 requirements of chapter 201M, Hawaii Revised Statutes. The
14 board shall set the fees at amounts intended to generate
15 sufficient revenues to pay the operation and maintenance costs
16 of implementing chapter 486, Hawaii Revised Statutes, and
17 central services and departmental administrative expense
18 assessments of sections 36-27 and 36-30, Hawaii Revised
19 Statutes.

20 (b) If, by September 30, 2011, the board of agriculture
21 has not complied with subsection (a), then the fee charged for
22 each licensing, testing, calibration, or inspection of a



1 measuring or other device shall be \$ commencing
2 October 1, 2011.

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 chapter 91 and chapter 201M, Hawaii Revised Statutes.

7 SECTION 4. There is appropriated out of the general
8 revenues of the State of Hawaii the sum of \$ or so
9 much thereof as may be necessary for fiscal year 2011-2012 for
10 transfer into the weights and measurements special fund as seed
11 capital for the special fund.

12 The sum appropriated shall be expended by the department of
13 agriculture for the purposes of this Act.

14 SECTION 5. There is appropriated out of the weights and
15 measurements special fund the sum of \$ or so much
16 thereof as may be necessary for fiscal year 2011-2012 and the
17 same sum or so much thereof as may be necessary for fiscal year
18 2012-2013 for the measurement standards program under Chapter
19 486, Hawaii Revised Statutes, and for reimbursement to the
20 general fund for the seed capital appropriated in Section 4.

21 The sums appropriated shall be expended by the department
22 of agriculture for the purposes of this Act.



- 1 SECTION 6. New statutory material is underscored.
- 2 SECTION 7. 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. Makes appropriations. Effective July 1, 2020. (HB285 HD1)

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

