

JAN 21 2011

A BILL FOR AN ACT

RELATING TO ANIMAL INDUSTRY.

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

1 SECTION 1. Chapter 142, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§142- Animal industry special fund. There is
5 established the animal industry special fund to be administered
6 by the board of agriculture. All moneys received by the board
7 of agriculture from:

8 (1) Moneys received for the use or rental of animal
9 industry properties or facilities, including the
10 animal quarantine property or facilities pursuant to
11 section 142-3.5; or

12 (2) State appropriations or other moneys made available,
13 shall be deposited into the special fund. All interest earned
14 or accrued on moneys deposited in the special fund shall become
15 part of the special fund. Moneys in the special fund shall be
16 expended to cover costs of the animal industry including but not
17 limited to the costs of salaries, fringe benefits, operating
18 expenses, equipment, motor vehicles, contract with any qualified



1 person or entity for livestock handling services, and operating
2 and maintenance of the animal industry facilities. A reserve
3 shall be appropriated and maintained in the special fund to
4 cover contingency costs, including accrued vacation leave,
5 unemployment insurance, and workers' compensation."

6 SECTION 2. Section 142-3.5, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "§142-3.5 Authority to contract or rent facilities. The
9 board of agriculture may contract with third parties for the use
10 or rental of animal quarantine property or facilities; provided
11 that:

12 (1) The board determines the property or facilities are
13 not required for use by the animal quarantine program
14 during the term of use by the third party;

15 (2) The property or facilities shall be leased or rented
16 at a reasonable lease rent as determined by the board
17 of agriculture;

18 (3) The property or facilities shall be used for animal
19 welfare, including emergency shelters for animals, or
20 [~~agriculture-related~~] other commercial purposes; and

21 (4) The property or facilities shall be used only by the
22 third party.



1 Revenues generated by the use or rental of the animal
2 industry property or facilities, including the animal quarantine
3 property or facilities, shall be [used] deposited into the
4 animal industry special fund, established pursuant to section
5 142- , to defray the operational costs of the [animal
6 quarantine program and to minimize animal quarantine fees.]
7 department of agriculture's division of animal industry."

8 SECTION 3. Section 142-28.5, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "§142-28.5 Animal quarantine special fund. There is
11 established the animal quarantine special fund to be
12 administered by the board of agriculture. All moneys received
13 by the board of agriculture from:

14 (1) Fees for the quarantine of cats, dogs, and other
15 carnivores pursuant to this chapter; or

16 [~~(2) Moneys received for the use of animal quarantine~~
17 ~~property or facilities pursuant to section 142-3.5; or~~

18 ~~(3)] (2) State appropriations or other moneys made
19 available,~~

20 shall be deposited into the special fund. All interest earned
21 or accrued on moneys deposited in the special fund shall become
22 part of the special fund. Moneys in the special fund shall be



1 expended to cover all costs of quarantine but not limited to the
2 costs of salaries, fringe benefits, operating expenses,
3 including the defraying of quarantine fees, equipment, motor
4 vehicles, contract with any qualified person or entity for
5 animal care services, operation and maintenance of the
6 quarantine station, and promotional expenses. A reserve shall
7 be appropriated and maintained in the special fund to cover
8 contingency costs, including but not limited to accrued vacation
9 leave, unemployment insurance, and workers' compensation."

10 SECTION 4. There is appropriated out of the general
11 revenues of the State of Hawaii the sum of \$ or so
12 much thereof as may be necessary for fiscal year 2011-2012 and
13 the same sum or so much thereof as may be necessary for fiscal
14 year 2012-2013 to be deposited into the animal industry special
15 fund, established pursuant to section 142- , Hawaii Revised
16 Statutes, to establish a reserve in the special fund to cover
17 contingency costs, including accrued vacation leave,
18 unemployment insurance, and workers' compensation.

19 SECTION 5. There is appropriated out of the animal industry
20 special fund the sum of \$ or so much thereof as may be
21 necessary for fiscal year 2011-2012 and the same sum or so much



1 thereof as may be necessary for fiscal year 2012-2013 to be
2 expended for the purposes of this Act.

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

5 SECTION 6. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 7. This Act shall take effect on July 1, 2011.
8

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Report Title:

Quarantine Facilities; Commercial Use; Special Fund

Description:

Authorizes the use or rental of animal quarantine property or facilities for commercial purposes. Establishes the animal industry special fund. Makes an appropriation.

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

