
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. Moneys received by the board of
7 agriculture from:

8 (1) The use or rental of the division of animal industry's
9 properties or facilities, including the animal
10 quarantine property or facilities pursuant to section
11 142-3.5; or

12 (2) 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 division of animal industry,
17 including 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; provided that
3 moneys in the special fund may be used to fund the department's
4 resource management and planning programs. A reserve shall be
5 maintained in the special fund to cover contingency costs,
6 including accrued vacation leave, unemployment insurance, and
7 workers' compensation."

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

10 "§142-3.5 Authority to contract or rent facilities. The
11 board of agriculture may contract with third parties for the use
12 or rental of [~~animal quarantine~~] the division of animal
13 industry's property or facilities; provided that:

14 (1) The board determines the property or facilities are
15 not required for use by the [~~animal quarantine~~
16 ~~program~~] division of animal industry during the term
17 of use by the third party;

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



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

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

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

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

15 "§142-28.5 **Animal quarantine special fund.** There is
16 established the animal quarantine special fund to be
17 administered by the board of agriculture. ~~[All moneys]~~ Moneys
18 received by the board of agriculture from:

19 (1) Fees for the quarantine of cats, dogs, and other
20 carnivores pursuant to this chapter;

21 (2) Moneys received for the use of animal quarantine
22 property or facilities pursuant to section 142-3.5; or



1 (3) State appropriations or other moneys made available,
2 shall be deposited into the special fund. All interest earned
3 or accrued on moneys deposited in the special fund shall become
4 part of the special fund. Moneys in the special fund shall be
5 expended to cover all costs of quarantine but not limited to the
6 costs of salaries, fringe benefits, operating expenses,
7 including the defraying of quarantine fees, equipment, motor
8 vehicles, contract with any qualified person or entity for
9 animal care services, operation and maintenance of the
10 quarantine station, and promotional expenses. A reserve shall
11 be appropriated and maintained in the special fund to cover
12 contingency costs, including but not limited to accrued vacation
13 leave, unemployment insurance, and workers' compensation."

14 SECTION 4. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 5. This Act shall take effect on July 1, 2011.



Report Title:

Quarantine Facilities; Commercial Use; Special Fund

Description:

Authorizes the use or rental of division of animal industry property or facilities for commercial purposes. Establishes the animal industry special fund. (CD1)

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