
A BILL FOR AN ACT

RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL.

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

1 SECTION 1. The legislature finds that the office of
2 environmental quality control is greatly understaffed, and, as a
3 result, struggles to fulfill its duty to ensure environmental
4 protection in Hawaii.

5 The purpose of this Act is to:

- 6 (1) Establish fees to help fund the activities of the
7 office of environmental quality control;
8 (2) Hire adequate staff;
9 (3) Support outreach, training, education, and research;
10 (4) Modernize and maintain technology systems; and
11 (5) Develop technology training.

12 SECTION 2. Chapter 341, Hawaii Revised Statutes, is
13 amended by adding two new sections to be appropriately
14 designated and to read as follows:

15 "§341-A Environmental review special fund; use of funds.

16 (a) There is established in the state treasury the
17 environmental review special fund, into which shall be
18 deposited:



- 1 (1) All filing fees and other administrative fees
- 2 collected by the office;
- 3 (2) Moneys collected pursuant to section 341-B;
- 4 (3) All accrued interest from the special fund; and
- 5 (4) Moneys appropriated to the special fund by the
- 6 legislature.
- 7 (b) Moneys in the environmental review special fund shall
- 8 be used to:
- 9 (1) Fund the activities of the office and the council in
- 10 fulfillment of their duties pursuant to this chapter
- 11 and chapter 343, including administrative, staffing,
- 12 and office expenses and servicing of agency documents
- 13 relating to the environmental review process; provided
- 14 that the director may appoint personnel exempt from
- 15 chapters 76 and 89;
- 16 (2) Support outreach, training, education, and research
- 17 programs pursuant to section 341-4; and
- 18 (3) Modernize technology, maintain technology systems, and
- 19 develop technology training programs.
- 20 **§341-B Fees.** (a) The office may collect filing fees from
- 21 all applicants, including state and county agencies, required to



1 file environmental review documents pursuant to chapter 343, in
2 the following amounts:

- 3 (1) \$1,500 for a draft environmental assessment;
- 4 (2) \$1,000 for a final environmental assessment;
- 5 (3) \$500 for an environmental impact statement preparation
6 notice;
- 7 (4) \$4,000 for a draft environmental impact statement;
- 8 (5) \$3,000 for a final environmental impact statement;
- 9 (6) \$500 for other significant addenda to a final
10 environmental assessment;
- 11 (7) \$500 for a final environmental assessment preparation
12 notice or supplemental environmental impact statement
13 preparation notice;
- 14 (8) \$2,000 for a supplemental draft environmental impact
15 statement; and
- 16 (9) \$1,000 for any supplemental final environmental impact
17 statement.

18 (b) The office shall waive the filing fees required by
19 this section for an applicant who demonstrates that:

- 20 (1) The cost of the proposed action does not exceed
21 \$ _____ ;



- 1 (2) The applicant's annual revenue does not exceed
- 2 \$; and
- 3 (3) The applicant has fewer than ten employees."

4 SECTION 3. In codifying the new sections added by section
5 2 of this Act, the revisor of statutes shall substitute
6 appropriate section numbers for the letters used in designating
7 the new sections in this Act.

8 SECTION 4. New statutory material is underscored.

9 SECTION 5. This Act shall take effect on July 1, 2050;
10 provided that the filing fees established under this Act shall
11 not take effect until thirty days after the enactment of this
12 Act; provided further that any environmental studies filed with
13 the office of environmental quality control prior to the
14 enactment of this Act shall be exempt from the payment of any
15 filing fees under section 341-B, Hawaii Revised Statutes, for
16 one hundred eighty days from the date of the enactment of this
17 Act.



Report Title:

Office of Environmental Quality Control; Fees; Special Fund

Description:

Establishes filing fees to help fund operations of the Office of Environmental Quality Control. Creates special fund. Provides for a lag time for the collection of fees. Effective July 1, 2050. (SB699 HD2)

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

