

JAN 25 2012

A BILL FOR AN ACT

RELATING TO VITAL STATISTICS FEES.

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

1 SECTION 1. Chapter 338, Hawaii Revised Statutes, is
2 amended by adding to part I a new section to be appropriately
3 designated and to read as follows:

4 "§338- Fees for expedited copies or special services.

5 A \$50 fee shall be charged for expedited certified copy service
6 or any services that require special attention for birth, death,
7 and marriage records that are already registered and accepted by
8 the department. The department shall keep an account of all
9 fees collected and shall deposit them to the vital statistics
10 improvement special fund."

11 SECTION 2. Section 338-14, Hawaii Revised Statutes, is
12 amended to read as follows:

13 "§338-14 Fees for certified copies and searches;
14 transcripts or other statistical summaries of vital records for
15 National Center for Health Statistics; certified copies for
16 veterans and others; and corrections on vital statistics
17 certificates. (a) The department of health shall establish
18 reasonable fees to be paid for certified copies of certificates;

S.B. NO. 2817

1 provided that the department shall furnish, free of charge, a
2 certified copy of any of the records, or a certification of
3 birth, to any veteran of the armed forces of the United States,
4 the veteran's wife, any member of the immediate family of a
5 veteran or the next of kin of a deceased veteran, when required
6 for use in connection with a claim based on service in the armed
7 forces of the United States. Subject to sections 338-16, 338-
8 17, and 338-18, the National Center for Health Statistics may
9 obtain transcripts and statistical summaries on computer tapes
10 of certificates or, without payment of fees, certified copies;
11 provided the State is put to no expense in connection therewith.

12 A [~~reasonable~~] \$25 fee shall be charged for any correction
13 in the items on a vital statistics certificate initiated by the
14 registrant or the registrant's parent or representative if the
15 registrant is a minor.

16 (b) The department [~~may prescribe reasonable fees~~] shall
17 charge \$10 for searches of files and records not involving the
18 issuance of certified copies.

19 (c) The department shall keep an account of all fees
20 collected and shall deposit them to the [~~general fund of the~~
21 ~~State~~] vital statistics improvement special fund, except as

S.B. NO. 2817

1 provided in sections 321-1.3, 338-14.5, 338-14.6, 346-7.5, and
2 601-3.6.

3 (d) ~~[Any fee established by the department pursuant to~~
4 ~~this section shall be adopted in accordance with chapter 91.]~~ In
5 establishing a fee, the amount shall ~~[be sufficient to]~~ cover
6 the expenses involved in ~~[searching for, cost of a copy of, or~~
7 ~~correction of the certificate, file, or record, as the case may~~
8 ~~be. The department may raise the fees up to ten per cent per~~
9 ~~year without being subject to the provisions of chapter 91.]~~ the
10 registration, processing, and issuance of vital records."

11 SECTION 3. Section 338-14.5, Hawaii Revised Statutes, is
12 amended to read as follows:

13 "**§338-14.5 Copies of certificate; fees.** The fees for
14 certified copies of birth, marriage, divorce, or death
15 certificates issued by the department of health shall consist of
16 ~~[\$10]~~ \$15 for the first copy issued and ~~[\$4]~~ \$5 for each copy
17 issued thereafter. These fees shall be collected for each
18 single request for certified copies. All fees received for the
19 issuance of certified copies of birth, marriage, divorce, or
20 death certificates shall be remitted to the director of health.
21 Upon the receipt of remittances under this section, the director
22 of health shall deposit:

S.B. NO. 2817

1 (1) \$1 for each certified copy to the credit of the spouse
2 and child abuse special account established under
3 section 346-7.5;

4 (2) \$1 for each certified copy to the credit of the spouse
5 and child abuse special account established under
6 section 601-3.6;

7 (3) \$1 for each certified copy to the credit of the
8 domestic violence and sexual assault special fund
9 established under section 321-1.3;

10 (4) [~~\$1~~] \$2 for each certified copy to the credit of the
11 vital statistics improvement special fund established
12 under section 338-14.6; and

13 (5) The remainder of the fee for each certified copy to
14 the credit of the state general fund."

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

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

18

19

INTRODUCED BY:

Q. B. T. 2

20

BY REQUEST

S.B. NO. 2817

Report Title:

Health; Vital Statistics Fees

Description:

Raises the fees associated with vital statistics certified copy and expedited and correction services.

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

JUSTIFICATION SHEET

DEPARTMENT: Health

TITLE: A BILL FOR AN ACT RELATING TO VITAL STATISTICS FEES.

PURPOSE: To adjust and create fees paid by the public relating to vital records to support vital statistics operations.

MEANS: Add a new section to part I of chapter 338 and, amend sections 338-14 and 338-14.5, Hawaii Revised Statutes.

JUSTIFICATION: The Department of Health is permitted to charge reasonable fees for certain permitting and licensing functions. Many fees, such as those for certified copies or verifications of vital statistics records, have not kept pace with operating expenses. Other transactions, such for expedited services or corrections to records, are routinely requested and dilute resources but have no fees attached.

GENERAL FUND: Increase in amount per fee going to general fund from \$6 to \$10 for certified copies fees.

OTHER FUNDS: Approximately \$1,650,000 in additional fees annually to the vital statistics improvement special fund.

PPBS PROGRAM DESIGNATION: None.

OTHER AFFECTED AGENCIES: Budget and Finance.

EFFECTIVE DATE: Upon approval.