
A BILL FOR AN ACT

RELATING TO BUSINESS FEES.

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

1 SECTION 1. Section 414-13, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsection (a) to read:

4 "(a) The following fees shall be paid to the department
5 director upon the filing of corporate documents:

6 (1) Articles of incorporation, [~~\$100~~] \$50;

7 (2) Articles of amendment, [~~\$25~~] \$10;

8 (3) Restated articles of incorporation, [~~\$25~~] \$10;

9 (4) Articles of conversion or merger, [~~\$100~~] \$50;

10 (5) Articles of merger (subsidiary corporation), [~~\$50~~]
11 \$25;

12 (6) Articles of dissolution, [~~\$25~~] \$10;

13 (7) Annual report of domestic and foreign corporations
14 organized for profit, [~~\$25~~] \$10;

15 (8) Any other statement, report, certificate, application,
16 or other corporate document, except an annual report,
17 of a domestic or foreign corporation, [~~\$25~~] \$10;



- 1 (9) Application for a certificate of authority, [~~\$100~~]
- 2 \$50;
- 3 (10) Application for a certificate of withdrawal, [~~\$25~~]
- 4 \$10;
- 5 (11) Reservation of corporate name, [~~\$10~~] \$5;
- 6 (12) Transfer of reservation of corporate name, [~~\$10~~] \$5;
- 7 (13) Good standing certificate, \$5;
- 8 (14) Special handling fee for review of corporation
- 9 documents, excluding articles of conversion or merger,
- 10 [~~\$25~~] \$10;
- 11 (15) Special handling fee for review of articles of
- 12 conversion or merger, [~~\$75~~] \$35;
- 13 (16) Special handling fee for certificates issued by the
- 14 department, [~~\$10~~] \$5 per certificate;
- 15 (17) Special handling fee for certification of documents,
- 16 [~~\$10~~] \$5; and
- 17 (18) For filings relating to registered agents, the fees
- 18 established by section 425R-2."
- 19 2. By amending subsection (d) to read:
- 20 "(d) The department director shall charge and collect:
- 21 (1) For furnishing a certified copy of any document,
- 22 instrument, or paper relating to a corporation, [~~\$10~~]



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1 \$5 for the certificate and affixing the seal thereto;

2 and

3 (2) At the time of any service of process on the
4 department director as agent for service of process of
5 a corporation, [~~\$107~~] \$5, which amount may be
6 recovered as taxable costs by the party to the suit or
7 action causing the service to be made if the party
8 prevails in the suit or action."

9 SECTION 2. Section 414D-5, Hawaii Revised Statutes, is
10 amended by amending subsection (a) to read as follows:

11 "(a) The following fees shall be paid to the department
12 director upon the filing of corporate documents:

13 (1) Articles of incorporation, [~~\$507~~] \$25;

14 (2) Articles of amendment, [~~\$107~~] \$5;

15 (3) Restated articles of incorporation, [~~\$107~~] \$5;

16 (4) Articles of merger, [~~\$507~~] \$25;

17 (5) Articles of conversion, [~~\$507~~] \$25;

18 (6) Articles of dissolution, [~~\$107~~] \$5;

19 (7) Annual report of nonprofit domestic or foreign
20 corporation, \$5;

21 (8) Any other statement, report, certificate, application,
22 or other corporate document, except an annual report,



- 1 of a nonprofit domestic or foreign corporation, [~~\$10~~]
- 2 \$5;
- 3 (9) Application for a certificate of authority, [~~\$50~~]
- 4 \$25;
- 5 (10) Application for a certificate of withdrawal, [~~\$10~~]
- 6 \$5;
- 7 (11) Reservation of corporate name, [~~\$10~~] \$5;
- 8 (12) Transfer of reservation of corporate name, [~~\$10~~] \$5;
- 9 (13) Good standing certificate, \$5;
- 10 (14) Special handling fee for review of corporation
- 11 documents, excluding articles of merger or conversion,
- 12 [~~\$25~~] \$10;
- 13 (15) Special handling fee for review of articles of
- 14 conversion or merger, [~~\$75~~] \$35;
- 15 (16) Special handling fee for certificates issued by the
- 16 department, [~~\$10~~] \$5 per certificate;
- 17 (17) Special handling fee for certification of documents,
- 18 [~~\$10~~] \$5; and
- 19 (18) For filings relating to registered agents, the fees
- 20 established by section 425R-2."

21 SECTION 3. Section 414D-18, Hawaii Revised Statutes, is

22 amended to read as follows:



1 "~~§414D-18~~ **Miscellaneous charges.** The department director
2 shall charge and collect:

3 (1) For furnishing a certified copy of any document,
4 instrument, or paper relating to a corporation, [~~\$10~~]
5 \$5; and

6 (2) At the time of any service of process on the
7 department director as agent for service of process of
8 a corporation, [~~\$10~~] \$5, which amount may be
9 recovered as taxable costs by the party to the action
10 causing the service to be made if that party prevails
11 in the action."

12 SECTION 4. Section 425-12, Hawaii Revised Statutes, is
13 amended by amending subsections (a) and (b) to read as follows:

14 "(a) The following fees shall be paid to the director of
15 commerce and consumer affairs upon the filing of general
16 partnership documents:

17 (1) Partnership registration statement, [~~\$25~~] \$10;

18 (2) Partnership change of name statement, [~~\$10~~] \$5;

19 (3) Partnership dissolution statement, [~~\$10~~] \$5;

20 (4) Foreign general partnership registration statement,
21 [~~\$25~~] \$10;

22 (5) Statement of change, [~~\$10~~] \$5;



- 1 (6) Application for certificate of withdrawal, \$5;
- 2 (7) Statement of correction, [~~\$10~~] \$5;
- 3 (8) Reservation of name, [~~\$10~~] \$5;
- 4 (9) Transfer of reservation of name, [~~\$10~~] \$5;
- 5 (10) Annual statement for domestic or foreign general
6 partnership, [~~\$10~~] \$5;
- 7 (11) Good standing certificate, \$5;
- 8 (12) Articles of conversion or merger, [~~\$100~~] \$50;
- 9 (13) Any other statement, certificate, or other document
10 for a domestic or foreign general partnership, [~~\$10~~]
11 \$5;
- 12 (14) Special handling fee for review of any general
13 partnership document, [~~\$25~~] \$10;
- 14 (15) Special handling fee for certificates issued by the
15 director, [~~\$10~~] \$5 per certificate;
- 16 (16) Special handling fee for certification of documents,
17 [~~\$10~~] \$5;
- 18 (17) Special handling fee for review of articles of
19 conversion or merger, [~~\$75~~] \$35; and
- 20 (18) For filings relating to registered agents, the fees
21 established by section 425R-2.
- 22 (b) The director shall charge and collect:



- 1 (1) For furnishing a certified copy of any document,
2 instrument, or paper relating to a general
3 partnership, [~~\$10~~] \$5 for the certificate and affixing
4 the seal thereto; and
- 5 (2) At the time of any service of process on the director
6 as agent for service of process of a general
7 partnership, [~~\$10,~~] \$5, which amount may be recovered
8 as taxable costs by the party to the suit or action
9 causing the service to be made if the party prevails
10 in the suit or action."

11 SECTION 5. Section 425-168, Hawaii Revised Statutes, is
12 amended by amending subsections (a), (b), and (c) to read as
13 follows:

14 "(a) The director shall collect the following fees for the
15 following limited liability partnership documents:

- 16 (1) Annual report, [~~\$25,~~] \$10;
- 17 (2) Statement of qualification, [~~\$50,~~] \$25;
- 18 (3) Statement of foreign qualification, [~~\$100,~~] \$50;
- 19 (4) Statement of correction, amendment, restatement, or
20 amendment and restatement, [~~\$25,~~] \$10;
- 21 (5) Certificate of good standing, \$5;
- 22 (6) Articles of conversion or merger, [~~\$100,~~] \$50;



- 1 (7) For any other certificate, statement, or document,
2 [~~\$25~~] \$10;
- 3 (8) Certification of domestic or foreign partnership,
4 [~~\$10~~] \$5; and
- 5 (9) For filings relating to registered agents, the fees
6 established by section 425R-2.
- 7 (b) The following special handling fees shall be assessed
8 by the director for expeditious handling and review of the
9 following documents:
- 10 (1) Statement of qualification, [~~\$25~~] \$10;
- 11 (2) Statement of correction, amendment, restatement, or
12 amendment and restatement, [~~\$25~~] \$10;
- 13 (3) Annual report, [~~\$25~~] \$10;
- 14 (4) Certification of domestic or foreign limited liability
15 partnership, [~~\$10~~] \$5;
- 16 (5) Certificate of good standing for domestic or foreign
17 limited liability partnership, [~~\$10~~] \$5;
- 18 (6) Articles of conversion or merger for domestic or
19 foreign limited liability partnership, [~~\$75~~] \$35;
- 20 (7) Statement of foreign qualification, [~~\$25~~] \$10;



1 (8) Statement of correction, amendment, restatement, or
2 amendment and restatement of foreign limited liability
3 partnership, [~~\$25~~] \$10;

4 (9) Annual report, [~~\$25~~] \$10; and

5 (10) For any other certificate or document authorized by
6 this subpart, [~~\$25~~] \$10.

7 (c) The director shall charge and collect:

8 (1) For furnishing a certified copy of any document,
9 instrument, or paper relating to a limited liability
10 partnership, [~~\$10~~] \$5 for the certificate and affixing
11 the seal thereto; and

12 (2) At the time of any service of process on the director
13 as agent for service of process of a limited liability
14 partnership, [~~\$10~~] \$5, which amount may be recovered
15 as taxable costs by the party to the suit or action
16 causing the service to be made if the party prevails
17 in the suit or action."

18 SECTION 6. Section 425E-211, Hawaii Revised Statutes, is
19 amended by amending subsections (a) and (b) to read as follows:

20 "(a) The following fees shall be paid to the director upon
21 the filing of limited partnership documents:

22 (1) Certificate of limited partnership, [~~\$50~~] \$25;



- 1 (2) Any certificate of amendment, restatement, or
2 correction, [~~\$10~~] \$5;
- 3 (3) Statement of termination, [~~\$10~~] \$5;
- 4 (4) Annual statement for domestic or foreign limited
5 partnership, [~~\$10~~] \$5;
- 6 (5) Any other certificate or document of domestic or
7 foreign limited partnership, [~~\$10~~] \$5;
- 8 (6) Application for certificate of authority, [~~\$100~~] \$50;
- 9 (7) Application for certificate of withdrawal of foreign
10 limited partnership, [~~\$10~~] \$5;
- 11 (8) For filings relating to registered agents, the fees
12 established by section 425R-2;
- 13 (9) Reservation of name, [~~\$10~~] \$5;
- 14 (10) Transfer of reservation of name, [~~\$10~~] \$5;
- 15 (11) Good standing certificate, \$5;
- 16 (12) Articles of conversion or merger, [~~\$100~~] \$50;
- 17 (13) Special handling fee for review of articles of
18 conversion or merger, [~~\$75~~] \$35;
- 19 (14) Special handling fee for review of any limited
20 partnership document, [~~\$25~~] \$10;
- 21 (15) Special handling fee for certificates issued by the
22 director, [~~\$10~~] \$5 per certificate; and



1 (16) Special handling fee for certification of documents,
2 [~~\$10.~~] \$10.

3 (b) The director shall charge and collect:

4 (1) For furnishing a certified copy of any document,
5 instrument, or paper relating to a limited
6 partnership, [~~\$10.~~] \$5 for the certificate and affixing
7 the seal thereto; and

8 (2) At the time of any service of process on the director
9 as agent for service of process of a limited
10 partnership, [~~\$10.~~] \$5, which amount may be recovered
11 as taxable costs by the party to the suit or action
12 causing the service to be made if the party prevails
13 in the suit or action."

14 SECTION 7. Section 428-1301, Hawaii Revised Statutes, is
15 amended by amending subsection (a) to read as follows:

16 "(a) The following fees shall be paid to the director upon
17 the filing and issuance of records under this chapter:

18 (1) Articles of organization, [~~\$100.~~] \$50;

19 (2) Articles of amendment, [~~\$25.~~] \$10;

20 (3) Restated articles of organization, [~~\$25.~~] \$10;

21 (4) Articles of merger or conversion, [~~\$100.~~] \$50;

22 (5) Statement of dissociation, [~~\$25.~~] \$10;



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- 1 (6) Articles of termination, [~~\$25~~] \$10;
- 2 (7) Application for reinstatement for administratively
3 terminated limited liability company, [~~\$25~~] \$10;
- 4 (8) Annual report, [~~\$25~~] \$10;
- 5 (9) Any other statement or document of a domestic or
6 foreign limited liability company, [~~\$25~~] \$10;
- 7 (10) Application for certificate of authority for foreign
8 limited liability company, [~~\$100~~] \$50;
- 9 (11) Application for cancellation of authority of foreign
10 limited liability company, [~~\$25~~] \$10;
- 11 (12) Reservation of name, [~~\$10~~] \$5;
- 12 (13) Good standing certificate, \$5;
- 13 (14) Any other record not otherwise covered in this part,
14 [~~\$25~~] \$10;
- 15 (15) Certified copy of any record relating to a limited
16 liability company or foreign limited liability
17 company, [~~\$10~~] \$5 for the certificate and affixing the
18 seal thereto;
- 19 (16) Special handling fee for review of any record other
20 than articles of merger or conversion, [~~\$25~~] \$10;
- 21 (17) Special handling fee for review of articles of merger
22 or conversion, [~~\$75~~] \$35;



1 (18) Special handling fee for certificate issued by the
2 director not otherwise covered by this section, [~~\$10~~]
3 \$5 per certificate;

4 (19) Special handling fee for certification of record,
5 [~~\$10~~] \$5;

6 (20) Any service of notice, demand, or process upon the
7 director as agent for service of process of a limited
8 liability company or foreign limited liability
9 company, [~~\$10~~] \$5, which amount may be recovered as
10 taxable costs by the party to the suit or action
11 causing such service to be made if such party prevails
12 in the suit or action; and

13 (21) For filings relating to registered agents, the fees
14 established by section 425R-2."

15 SECTION 8. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 9. This Act shall take effect upon its approval.

18

INTRODUCED BY:

Calvin L. ...
(By Request)

JAN 17 2014



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Report Title:

Fees; Department of Commerce and Consumer Affairs

Description:

Reduces by half, or more, the filing, service, copying, and other business fees charged by the DCCA.

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