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# A BILL FOR AN ACT

RELATING TO UTILITY FRANCHISES.

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

1 SECTION 1. Section 240-1, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "**§240-1 Electric light and power companies, tax on.** Every  
4 person [~~operating~~] in the State operating an electric light or  
5 power business as a public utility, whose franchise [~~does not~~  
6 ~~provide~~] provides for the payment of a tax to the county in  
7 which the public utility operates [~~of a tax, or a tax of less~~  
8 ~~than~~] of two and one-half per cent[~~7~~] or less, based upon the  
9 gross receipts of such person from all electric light or power  
10 furnished to consumers during each calendar year, shall file  
11 with the director of finance of the county in which the public  
12 utility operates, within one month after the expiration of each  
13 calendar year, a detailed statement showing all gross receipts  
14 from all electric light or power furnished to consumers during  
15 the preceding calendar year. Such person shall, at the same  
16 time pay \_\_\_\_\_ per cent of the gross receipts to the director of  
17 finance, for and on behalf of such county, in addition to any  
18 and all other payments required to be made by law, [~~two and one-~~



1 half] and pay \_\_\_\_\_ per cent of the gross receipts [~~; or, if such~~  
2 ~~person's franchise provides for a tax of less than two and one~~  
3 ~~half per cent of the gross proceeds, the difference between the~~  
4 ~~tax required under such franchise and two and one half per cent~~  
5 ~~of the gross receipts, of such person from all electric light or~~  
6 ~~power furnished to consumers during the preceding calendar~~  
7 ~~year.] to the department of transportation highways division.~~

8 Payments of the franchise tax made to the department of  
9 transportation highways division shall be deposited into the  
10 state highway fund and shall be used for operation and  
11 maintenance of the department's highway facilities."

12 SECTION 2. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.



**Report Title:**

Department of Transportation; Franchise Utility

**Description:**

Allows the Department of Transportation Highways Division to collect an unspecified amount from franchise utility companies for the use of the state right of way. (HB982 HD1)

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

