
A BILL FOR AN ACT

RELATING TO CONSERVATION AND RESOURCES.

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

1 SECTION 1. Chapter 468M, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§468M- Cost of activity surcharge. (a) There shall
5 be levied, assessed, and collected on all sales of activities by
6 an activity desk, a cost of activity surcharge. The surcharge
7 shall be equal to five per cent of the gross proceeds or gross
8 income received by the activity desk.

9 (b) Proceeds collected under this section shall be
10 remitted quarterly with the director of finance and deposited to
11 the credit of the conservation and resource enforcement special
12 fund established under section 199-1.5."

13 SECTION 2. Section 199-1.5, Hawaii Revised Statutes, is
14 amended by amending subsection (b) to read as follows:

15 "(b) The following shall be deposited into the
16 conservation and resources enforcement special fund:



1 (1) Grants, awards, donations, gifts, transfers, or moneys
2 derived from public or private sources for the
3 purposes of enforcing the provisions of title 12;
4 chapters 6D, 6E, and 6K; or any rule adopted
5 thereunder;

6 (2) Fees, reimbursements, administrative charges, and
7 penalties collected for activities related to the
8 enforcement of natural, cultural, and historic
9 resources protection laws and rules, except as
10 otherwise provided by law that provides for deposits
11 into other special funds administered by the
12 department;

13 (3) Proceeds of the cost of activity surcharge established
14 in section 468M- ;

15 [~~3~~] (4) Moneys derived from interest, dividends, or other
16 income from the above-mentioned sources; and

17 [~~4~~] (5) Appropriations by the legislature to the special
18 fund."

19 SECTION 3. Section 468M-9, Hawaii Revised Statutes, is
20 amended by amending subsection (c) to read as follows:



1 "(c) This section shall not prevent the withdrawal from
2 the trust account of:

3 (1) The amount of the sales commission, up to a maximum of
4 fifteen per cent;

5 (2) The amount of the cost of activity surcharge;

6 ~~(2)~~ (3) Any interest earned and credited to the trust
7 account;

8 ~~(3)~~ (4) Refunds; or

9 ~~(4)~~ (5) Remaining funds of a consumer once the activity
10 provider has been paid."

11 SECTION 4. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 5. This Act shall take effect on July 1, 2015.

14

INTRODUCED BY:

Calvin L. Say

JAN 29 2015



H.B. NO. 1387

Report Title:

Activity Desks; Cost of Activity Surcharge; Conservation and Resources Enforcement Special Fund

Description:

Establishes a surcharge on the sale of activities by activity desks. Requires proceeds to be deposited into the conservation and resources enforcement special fund.

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

