THE SENATE
THIRTY-SECOND LEGISLATURE, 2023
STATE OF HAWAII

S.B. NO.

1232
S.D. 1
H.D. 1
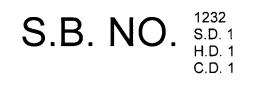C.D. 1

A BILL FOR AN ACT

RELATING TO THE STATE LIBRARY SYSTEM.

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

1   SECTION 1. Section 312-2.1, Hawaii Revised Statutes, is

2 amended by amending subsection (d) to read as follows:

3   "(d) The state librarian shall:

4   (1) [collect,] Collect, purchase, receive gifts of, and

5   otherwise acquire all books and other publications

6   proper for libraries, and arrange, classify, manage,

7   and catalog the same;

8   (2) [provide] Provide for [their] safekeeping[;] of the

9   foregoing;

10   (3) [expend] Expend moneys appropriated by the legislature

11   and otherwise acquired for the development, use,

12   support, and maintenance of libraries and other

13   related purposes;

14   (4) [provide] Provide ways and means for placing libraries

15   within reach of all residents throughout the State and

16   particularly of all public and private school

17   children;

1   (5) [provide] <u>Provide</u> and maintain branch libraries,

2   offices, or places for the distribution of books and

3   periodicals throughout the State;

4   (6) [enter] <u>Enter</u> into contracts as may be necessary to

5   carry into effect the general duties herein imposed;

6   (7) [appoint such] <u>Appoint</u> officers and employees as

7   deemed necessary, all of whom shall be under the

8   authority of the governor for purposes of chapters 76,

9   78, 89, and 89C; [and]

10   (8) <u>Impose and collect rates, rents, fees, fines, and</u>

11   <u>charges for the use or enjoyment and services of the</u>

12   <u>facilities of each state library facility; provided</u>

13   <u>that the contracting for concessions within a library</u>

14   <u>facility shall not be subject to section 102-14;</u>

15   (9) <u>Revise rates, rents, fees, fines, and charges imposed</u>

16   <u>pursuant to paragraph (8) upon approval of the board</u>

17   <u>of education; and</u>

18   (10) [adopt] <u>Adopt</u> rules for the management and use of

19   libraries, and for the control of the property under

20   its management."
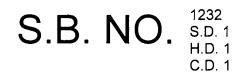
1   SECTION 2.   Section 312-4.6, Hawaii Revised Statutes, is

2   amended by amending subsection (d) to read as follows:

3   "(d) [The] Without regard to chapter 91, the state

4   librarian shall prescribe the procedures relating to:

5   (1) The charging of fees;

6   (2) The waiver of fees;

7   (3) The documents, materials, and services for which fees

8   may be charged;

9   (4) The amount of the fees that may be assessed and

10   charged to a library patron;

11   (5) The accumulated amount of lost library material costs,

12   fines, or fees;

13   (6) The period of time that the lost library materials

14   costs, fines, or fees [must] shall remain unpaid

15   before they may be referred to a collection agency for

16   collection [pursuant to rules adopted under chapter

17   91]; and

18   (7) The notification of persons [with] having delinquent

19   accounts of the additional fees to be charged by the

20   collection agency prior to the referral to the

21   collection agency."

1   SECTION 3. Statutory material to be repealed is bracketed

2 and stricken. New statutory material is underscored.

3   SECTION 4. This Act shall take effect upon its approval;

4 provided that on June 30, 2028, this Act shall be repealed and

5 sections 312-2.1 and 312-4.6, Hawaii Revised Statutes, shall be

6 reenacted in the form in which they read on the day before the

7 effective date of this Act.

Report Title:
Board of Education; State Library System; State Librarian; Fees; Assessment

Description:
Authorizes the State Librarian, with approval from the Board of Education, to impose and collect rates, rents, fees, fines and charges for the use of state library facilities and revise rates, rents, fees, and charges as necessary without regard to chapter 91, Hawaii Revised Statutes. Sunsets 6/30/2028. (CD1)

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