
A BILL FOR AN ACT

RELATING TO THE CERTIFICATION OF DOCUMENTS.

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

1 SECTION 1. The Hawaii Revised Statutes is amended by
2 adding a new chapter to be appropriately designated and to read
3 as follows:

4 **"CHAPTER**

5 **APOSTILLES AND CERTIFICATIONS**

6 § -1 **Definitions.** As used in this chapter, unless the
7 context otherwise requires:

8 "Apostille" means a certification issued to authenticate
9 documents pursuant to the Hague Treaty.

10 "Hague Treaty" refers to the convention, adopted in the
11 Hague in 1961, that created a simplified form of document
12 certification for countries that joined the convention.

13 "Non-apostille certification" means a certification issued
14 by the lieutenant governor to authenticate a document for a
15 country that does not recognize the Hague Treaty.

16 § -2 **Fee.** (a) The office of the lieutenant governor
17 shall charge and collect a fee for each apostille or non-



1 apostille certification issued. The office of the lieutenant
2 governor shall establish fees pursuant to section -4.

3 (b) Moneys collected for the issuance of apostilles or
4 non-apostille certifications shall be deposited into the
5 apostilles and certifications special fund established pursuant
6 to section -3.

7 **§ -3 Apostilles and certifications special fund;**

8 **established.** (a) There is established in the state treasury
9 the apostilles and certifications special fund, which shall be
10 administered by the office of the lieutenant governor.

11 (b) The following shall be deposited into the special
12 fund:

13 (1) All fees collected pursuant to section -2;

14 (2) Any interest earned or accrued on moneys in the
15 special fund; and

16 (3) Moneys appropriated by the legislature.

17 (c) The office of the lieutenant governor may expend
18 moneys in the apostilles and certifications special fund for
19 operational and administrative expenses of the apostille and
20 certification of document services, including but not limited to
21 modernization, postage, and supplies.



1 § -4 **Rules.** The office of the lieutenant governor shall
2 adopt rules pursuant to chapter 91 to implement this chapter,
3 including setting a fee for the issuance of an apostille or a
4 non-apostille certification."

5 SECTION 2. There is appropriated out of the general
6 revenues of the State of Hawaii the sum of \$12,000 or so much
7 thereof as may be necessary for fiscal year 2024-2025 to be
8 deposited into the apostilles and certifications special fund
9 established pursuant to section -3, Hawaii Revised Statutes.

10 SECTION 3. There is appropriated out of the apostilles and
11 certifications special fund established pursuant to
12 section -3, Hawaii Revised Statutes, the sum of \$12,000 or so
13 much thereof as may be necessary for fiscal year 2024-2025 for
14 operational and administrative expenses of the apostille and
15 certification of document services.

16 The sum appropriated shall be expended by the office of the
17 lieutenant governor for the purposes of this Act.

18 SECTION 4. In accordance with section 9 of article VII of
19 the Hawaii State Constitution and sections 37-91 and 37-93,
20 Hawaii Revised Statutes, the legislature has determined that the
21 appropriations contained in H.B. No. , will cause the state



1 general fund expenditure ceiling for fiscal year 2024-2025 to be
2 exceeded by \$ or per cent. In addition, the
3 appropriation contained in this Act will cause the general fund
4 expenditure ceiling for fiscal year 2024-2025 to be further
5 exceeded by \$ or per cent. The combined total
6 amount of general fund appropriations contained in only these
7 two Acts will cause the state general fund expenditure ceiling
8 for fiscal year 2024-2025 to be exceeded by
9 \$ or per cent. The reasons for exceeding the
10 general fund expenditure ceiling are that:

- 11 (1) The appropriation made in this Act is necessary to
12 serve the public interest; and
- 13 (2) The appropriation made in this Act meets the needs
14 addressed by this Act.

15 SECTION 5. This Act shall take effect on July 1, 2491.



Report Title:

Office of the Lieutenant Governor; Apostilles; Certifications;
Fees; Special Fund; Rules; Expenditure Ceiling; Appropriation

Description:

Requires the Office of the Lieutenant Governor to set a fee for the issuance of an apostille or a non-apostille certification by administrative rules. Establishes the Apostilles and Certifications Special Fund. Appropriates funds into and out of the special fund. Declares that the general fund expenditure ceiling is exceeded. Takes effect 7/1/2491. (SD1)

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

