

ACT 32

A Bill for an Act Relating to Certain Fees and Other Non-Tax Revenues of the State of Hawaii.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. This Act is hereby declared to be an urgency measure deemed necessary in the public interest within the meaning of section 11 of Article III of the Constitution of the State of Hawaii.

The following is a statement of the facts constituting such urgency:

Many of the fees currently charged by the State for services it renders are below the actual cost of the services. Other fees need revision so that they would be in line with fees charged by different activities for similar services. To shift the burden of cost from the general taxpayer to the person being serviced, in order to maintain proper relation between revenues derived from fees and the cost of services rendered, to maintain comparability among fees imposed by the State and also to provide a source of additional revenue to bolster and strengthen the economy of the State in view of the deficit now facing it, it is deemed urgent and in the public interest to amend charges for fees and other non-tax revenues of the State of Hawaii.

SECTION 2. The Revised Laws of Hawaii 1955, as amended, is hereby further amended by adding a new section thereto to be appropriately numbered by the revisor of statutes and to read as follows:

“Section Any law to the contrary notwithstanding, the fees or other non-tax revenues assessed or charged by any board, commission or other governmental agency, may, with the approval of the governor, be increased or decreased by such body in an amount not to exceed fifty per cent of the statutorily assessed fee or non-tax revenue, in order to maintain a reasonable relation between the revenues derived from such fee or non-tax revenue and the cost or value of services rendered, comparability among fees imposed by the State, or any other purpose which it may deem necessary and reasonable; provided that such authority to increase or decrease fees or non-tax revenues shall extend only to the following: Revised Laws of Hawaii 1955, as amended, Chapters 7, 7A, 13, 20, 21, 22, 23, 24, 25, 26, 27, 32, 46, 57, 58, 59, 60, 61, 62, 62B, 63, 64, 66, 67, 68, 69, 70, 71, 72, 73, 88A, 104, 106C, 115, 132, 163, 164, 165, 165A, 166, 166A, 167, 168, 169, 170, 170A, 171A, 172, 174, 175A, 176, 178, 180, 181, 181A, 186, 187, 194, 195, 199, 204, 206, 276, 323, 327, 342, 343 and 346; and Act 32, Session Laws of Hawaii 1962; and provided further, that this section shall not apply to fees charged by the University of Hawaii or to judicial fees as may be set by any chapter of the Revised Laws of Hawaii, 1955, amended, mentioned above.”

SECTION 3. Section 135-8 of the Revised Laws of Hawaii 1955, relating to the examination of financial institutions, is hereby amended to read as follows:

“The bank examiner shall charge an examination fee based on cost per hour per examiner plus travel, per diem and other related expenses for all financial institutions examined by him or his staff. All charges collected shall be deposited to the credit of the general fund of the state.”

SECTION 4. Section 184-32 of the Revised Laws of Hawaii 1955, relating to the fire marshal, is hereby amended by inserting the words

“with the approval of the governor” after the words “fire marshal” appearing in the last sentence.

SECTION 5. This Act shall take effect upon its approval.

(Approved April 22, 1964.) **S.B. 275.**
