
A BILL FOR AN ACT

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES.

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

1 SECTION 1. Section 92-28, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§92-28 State service fees; increase or decrease of. Any
4 law to the contrary notwithstanding, the fees or other nontax
5 revenues assessed or charged by any board, commission, or other
6 governmental agency may be increased or decreased by the body in
7 an amount not to exceed fifty per cent of the statutorily
8 assessed fee or nontax revenue, in order to maintain a
9 reasonable relation between the revenues derived from such fee
10 or nontax revenue and the cost or value of services rendered,
11 comparability among fees imposed by the State, or any other
12 purpose which it may deem necessary and reasonable; provided
13 that:

14 (1) The authority to increase or decrease fees or nontax
15 revenues shall be subject to the approval of the
16 governor and extend only to the following: chapters
17 36, 92, 94, 142, 144, 145, 147, 150, 171, 188, 189,
18 231, 269, 271, 321, 338, 373, 412, 414, 414D, 415A,



1 417E, 419, 421, 421C, 421H, 421I, 425, 425E, 428, 431,
2 436E, 437, 437B, 438, 439, 440, 441, 442, 443B, 444,
3 447, 448, 448E, 448F, 448H, 451A, 451J, 452, 453,
4 453D, 454, 455, 456, 457, 457A, 457B, 457G, 458, 459,
5 460, 460J, 461, 461J, 462A, 463, 463E, 464, 465, 466,
6 466K, 467, 467E, 468E, 468L, 468M, 469, 471, 482,
7 482E, 484, 485, 501, 502, 505, 514A, 514B, 514E, 572,
8 574, and 846 (part II);

9 (2) The authority to increase or decrease fees or nontax
10 revenues under the chapters listed in paragraph (1)
11 that are established by the department of commerce and
12 consumer affairs shall apply to fees or nontax
13 revenues established by statute or rule;

14 (3) The authority to increase or decrease fees or nontax
15 revenues established by the University of Hawaii under
16 chapter 304A shall be subject to the approval of the
17 board of regents; provided that the board's approval
18 of any increase or decrease in tuition for regular
19 credit courses shall be preceded by an open public
20 meeting held during or prior to the semester preceding
21 the semester to which the tuition applies;



- 1 (4) This section shall not apply to judicial fees as may
2 be set by any chapter cited in this section;
- 3 (5) The authority to increase or decrease fees or nontax
4 revenues pursuant to this section shall be exempt from
5 the public notice and public hearing requirements of
6 chapter 91; and
- 7 (6) Fees for copies of proposed and final rules and public
8 notices of proposed rulemaking actions under chapter
9 91 shall not exceed 10 cents a page, as required by
10 section 91-2.5."

11 SECTION 2. Section 92-28, Hawaii Revised Statutes, is
12 amended to read as follows:

13 **"§92-28 State service fees; increase or decrease of.** Any
14 law to the contrary notwithstanding, the fees or other nontax
15 revenues assessed or charged by any board, commission, or other
16 governmental agency may be increased or decreased by the body in
17 an amount not to exceed fifty per cent of the statutorily
18 assessed fee or nontax revenue, to maintain a reasonable
19 relation between the revenues derived from such fee or nontax
20 revenue and the cost or value of services rendered,
21 comparability among fees imposed by the State, or any other



1 purpose which it may deem necessary and reasonable; provided
2 that:

3 (1) The authority to increase or decrease fees or nontax
4 revenues shall be subject to the approval of the
5 governor and extend only to the following: chapters
6 36, 92, 94, 142, 144, 145, 147, 150, 171, 188, 189,
7 231, 269, 271, 321, 338, 373, 412, 414, 414D, 415A,
8 417E, 419, 421, 421C, 421H, 421I, 425, 425E, 428, 431,
9 436E, 437, 437B, 438, 439, 440, 441, 442, 443B, 444,
10 447, 448, 448E, 448F, 448H, 451A, 451J, 452, 453,
11 453D, 454, 455, 456, 457, 457A, 457B, 457G, 458, 459,
12 460, 460J, 461, 461J, 462A, 463, 463E, 464, 465, 466,
13 466K, 467, 467E, 468E, 468L, 468M, 469, 471, 482,
14 482E, 484, 485A, 501, 502, 505, 514A, 514B, 514E, 572,
15 574, and 846 (part II);

16 (2) The authority to increase or decrease fees or nontax
17 revenues under the chapters listed in paragraph (1)
18 that are established by the department of commerce and
19 consumer affairs shall apply to fees or nontax
20 revenues established by statute or rule;

21 (3) The authority to increase or decrease fees or nontax
22 revenues established by the University of Hawaii under



1 chapter 304A shall be subject to the approval of the
2 board of regents; provided that the board's approval
3 of any increase or decrease in tuition for regular
4 credit courses shall be preceded by an open public
5 meeting held during or prior to the semester preceding
6 the semester to which the tuition applies;

7 (4) This section shall not apply to judicial fees as may
8 be set by any chapter cited in this section;

9 (5) The authority to increase or decrease fees or nontax
10 revenues pursuant to this section shall be exempt from
11 the public notice and public hearing requirements of
12 chapter 91; and

13 (6) Fees for copies of proposed and final rules and public
14 notices of proposed rulemaking actions under chapter
15 91 shall not exceed 10 cents a page, as required by
16 section 91-2.5."

17 SECTION 3. New statutory material is underscored.

18 SECTION 4. This Act shall take effect on July 1, 2007;
19 provided that section 2 shall take effect on July 1, 2008.



Report Title:

Expedited Licensing Discounts

Description:

Provides the department of commerce and consumer affairs' professional and vocational licensing division with the flexibility to increase or decrease licensing fees in certain licensing program areas in an expedited manner. (SD1)

