
A BILL FOR AN ACT

RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND.

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

1 SECTION 1. Section 261-5.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§261-5.5~~ **Passenger facility charge special fund.** (a)

4 There is established in the state treasury the passenger
5 facility charge special fund, into which shall be deposited all
6 proceeds from the passenger facility charge.

7 ~~[(b) Moneys in the passenger facility charge special fund
8 shall be used for airport capital improvement program projects
9 approved by the legislature.]~~

10 ~~(e)]~~ (b) The director of transportation shall administer
11 the passenger facility charge special fund.

12 (c) The passenger facility charge shall be a charge for
13 the use and services of an undertaking for the purposes and
14 within the meaning of sections 39-61(a)(1) and (a)(3).

15 (d) All moneys paid into the passenger facility charge
16 special fund shall be appropriated, applied, or expended by the
17 department for airport capital improvement program projects



1 approved by the legislature and as permitted under the Aviation
2 Safety and Capacity Expansion Act of 1990, Pub. L. 101 508,
3 Title IX, Subtitle B, Sections 9110 and 9111, recodified as 49
4 United States Code Section 40117, as amended from time to time.

5 (e) Any resolution or certificate authorizing any issue of
6 bonds relating to the use of passenger facility charge for an
7 airport capital improvement program project approved by the
8 legislature may establish other accounts within the passenger
9 facility special fund and require the transfer of passenger
10 facility charge into the other accounts to pay debt service on
11 the related bonds."

12 SECTION 2. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect on July 1, 2020;
15 provided that this Act shall be repealed on July 1, 2023, and
16 section 261-5.5, Hawaii Revised Statutes, shall be reenacted in
17 the form in which it read on the day before the approval of this
18 Act.



Report Title:

Airport Passenger Facility Charge Special Fund

Description:

Provides the Airports Division of the Department of Transportation with additional financing options utilizing its passenger facility charge revenues to construct airports capital improvement projects and to provide the statutory framework to permit the execution of these financial options. (HB1166 HD1)

