
A BILL FOR AN ACT

RELATING TO CLIMATE CHANGE MITIGATION.

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

1 SECTION 1. The legislature finds that tourism, as the
2 State's primary industry, has a significant impact on Hawaii's
3 environment and public services. A 2019 report, "Destinations
4 at Risk: The Invisible Burden of Tourism", commissioned by the
5 Travel Foundation and co-published with Cornell University's
6 Centre for Sustainable Global Enterprise and EplerWood
7 International, describes how destinations must uncover and
8 account for tourism's hidden costs, referred to as the
9 "invisible burden", to protect and manage vital destination
10 assets worldwide. According to the report, failing to do so
11 puts ecosystems, cultural wonders, and community life at
12 increasing risk, and places the tourism industry on a weak
13 foundation.

14 The legislature finds that the impacts of cars, buses,
15 shuttles, and other road vehicles, which emit carbon dioxide and
16 other greenhouse gases, contribute to climate change. To ensure
17 the quality of life of residents, the health of the environment,



1 and continued value for the visitor experience, management
2 efforts to maintain the State's infrastructure and environment
3 are imperative. The legislature finds that fees with an
4 environmental focus and that are designed to manage the impacts
5 of tourism on climate change and the environment are essential
6 to the State's management efforts.

7 The purpose of this Act is to assess a climate change
8 mitigation impact fee for persons renting, leasing, or utilizing
9 tourism-related vehicles in the State to be used toward
10 protecting Hawaii's natural resources and environment which are
11 essential to the quality of life of residents and the State's
12 tourism-based economy.

13 SECTION 2. Chapter 171, Hawaii Revised Statutes, is
14 amended by adding two new sections to be appropriately
15 designated and to read as follows:

16 **"§171-A Climate change mitigation impact fee. (a)**
17 Beginning July 1, 2022, every rental motor vehicle customer
18 shall pay to the department a climate change mitigation impact
19 fee for renting, leasing, or utilizing a rental motor vehicle.

20 (b) The climate change mitigation impact fee shall be
21 assessed to each rental motor vehicle customer at a charge of



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1 \$ _____ per day, or any portion of a day, that the rental
2 motor vehicle is rented or leased by the rental motor vehicle
3 customer.

4 (c) All fees collected pursuant to subsection (a) shall be
5 deposited to the credit of the general fund; provided that
6 beginning July 1, 2024, all fees collected pursuant to
7 subsection (a) shall be deposited to the credit of the climate
8 change mitigation special fund established pursuant to section
9 171-B.

10 (d) The department shall establish rules pursuant to
11 chapter 91 necessary for the collection of climate change
12 mitigation impact fees.

13 (e) For the purposes of this section, "rental motor
14 vehicle" means:

15 (1) Any gas powered vehicle that is rented or leased or
16 offered for rent or lease in the State, whether for
17 personal or commercial use, for a period of six months
18 or less;

19 (2) Any vehicle, including vans, minibuses, and buses used
20 for the purpose of transporting persons or luggage for
21 pleasure or sightseeing trips, or transporting persons



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1 to pleasure or sightseeing cruises or destinations;
2 and
3 (3) A moped as defined in section 286-2; provided that the
4 moped is rented or leased by a rental motor vehicle
5 customer.

6 "Rental motor vehicle" does not include any vehicle that is used
7 solely for the purposes of transporting individuals to and from
8 a place of work or a public or private school or of transporting
9 persons with disabilities.

10 **§171-B Climate change mitigation special fund.** (a) There
11 is established in the state treasury a special fund to be known
12 as the climate change mitigation special fund into which shall
13 be deposited, beginning July 1, 2024:

- 14 (1) All fees collected pursuant to section 171-A;
15 (2) Appropriations made by the legislature for deposit
16 into the special fund; and
17 (3) Donations and contributions made by private
18 individuals or organizations for deposit into the
19 special fund.

20 (b) Moneys in the climate change mitigation special fund
21 shall be used by the department for:



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- 1 (1) Climate change mitigation;
- 2 (2) Environmental management and planning;
- 3 (3) Environmental conservation;
- 4 (4) Management and protection of natural resources and
- 5 ecosystems;
- 6 (5) Environmental awareness and education; and
- 7 (6) Sustainable tourism practices."

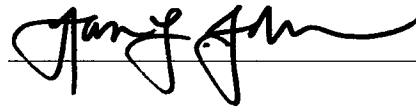
8 SECTION 3. In codifying the new sections added by
9 section 2 of this Act, the revisor of statutes shall substitute
10 appropriate section numbers for the letters used in designating
11 the new sections in this Act.

12 SECTION 4. New statutory material is underscored.

13 SECTION 5. This Act shall take effect on July 1, 2021.

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INTRODUCED BY:



JAN 22 2021



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Report Title:

Climate Change Mitigation Impact Fee; General Fund; Climate Change Mitigation Special Fund; DLNR

Description:

Assesses a climate change mitigation impact fee on every customer who rents, leases, or utilizes a rental motor vehicle. Establishes the climate change mitigation special fund. Specifies that the impact fees collected shall be deposited to the credit of the general fund; provided that beginning July 1, 2024, the impact fees shall be deposited to the credit of the climate change mitigation special fund.

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