



GOV. MSG. NO. 1369

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

July 7, 2023

The Honorable Ronald D. Kouchi
President of the Senate,
and Members of the Senate
Thirty-Second State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki
Speaker, and Members of the
House of Representatives
Thirty-Second State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

I am transmitting herewith HB964, without my approval and with the statement of objections relating to the measure.

HB964

RELATING TO THE CERTIFICATION OF
DOCUMENTS.

Sincerely,

Josh Green, M.D.
Governor, State of Hawai'i

EXECUTIVE CHAMBERS

HONOLULU

July 7, 2023

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 964

Honorable Members
Thirty-Second Legislature
State of Hawai'i

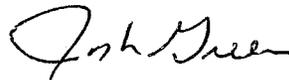
Pursuant to Section 16 of Article III of the Constitution of the State of Hawai'i, I am returning herewith, without my approval, House Bill No. 964, entitled "A Bill for an Act Relating to the Certification of Documents."

This bill, among other things, requires the Lieutenant Governor to assess a fee of \$10 for each apostille or non-apostille certification issued. The current fee is \$1.

This bill is objectionable because the increase from \$1 to \$10 is substantial and may be unaffordable to members of the public.

For the foregoing reasons, I am returning House Bill No. 964 without my approval.

Respectfully,



JOSH GREEN, M.D.
Governor of Hawai'i

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. In accordance with section 9 of article VII of
2 the Hawaii State Constitution and sections 37-91 and 37-93,
3 Hawaii Revised Statutes, the legislature has determined that the
4 appropriations contained in H.B. No. 300, H.D. 1, S.D. 1,
5 C.D. 1, will cause the state general fund expenditure ceiling
6 for fiscal year 2023-2024 to be exceeded by \$1,063,767,367 or
7 10 per cent. In addition, the appropriations contained in this
8 Act will cause the general fund expenditure ceiling for fiscal
9 year 2023-2024 to be further exceeded by \$10,000 or 1 per cent.
10 The combined total amount of general fund appropriations
11 contained in only these two Acts will cause the state general
12 fund expenditure ceiling for fiscal year 2023-2024 to be
13 exceeded by \$1,063,777,367 or 11 per cent. The reasons for
14 exceeding the general fund expenditure ceiling are that:

15 (1) The appropriation made in this Act is necessary to
16 serve the public interest; and



1 (2) The appropriation made in this Act meets the needs
2 addressed by this Act.

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

6 "CHAPTER

7 APOSTILLES AND CERTIFICATIONS

8 § -1 Definitions. As used in this chapter, unless the
9 context otherwise requires:

10 "Apostille" means a certification issued to authenticate
11 documents pursuant to the Hague Treaty.

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

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

18 § -2 Fee. (a) The lieutenant governor shall assess a
19 fee of \$10 for each apostille or non-apostille certification
20 issued.



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

5 § -3 **Apostilles and certifications special fund;**
6 **established.** (a) There is established the apostilles and
7 certifications special fund, which shall be administered by the
8 office of the lieutenant governor.

9 (b) The following shall be deposited into the special
10 fund:

11 (1) All fees assessed for the issuance of apostilles and
12 non-apostille certifications pursuant to
13 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 expenses, including but not limited to postage and
20 supplies."



1 SECTION 3. There is appropriated out of the general
2 revenues of the State of Hawaii the sum of \$10,000 or so much
3 thereof as may be necessary for fiscal year 2023-2024 to be
4 deposited into the apostilles and certifications special fund.

5 SECTION 4. This Act shall take effect on January 1, 2024.

APPROVED this day of , 2023

GOVERNOR OF THE STATE OF HAWAII



HB No. 964, HD 1, SD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: **MAY 04 2023**
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2023.



Scott K. Saiki
Speaker
House of Representatives

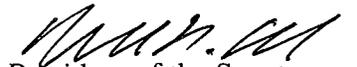


Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: MAY 04 2023
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023.


President of the Senate


Clerk of the Senate