THE SENATE THIRTY-SECOND LEGISLATURE, 2023 STATE OF HAWAII **S.B. NO.** ⁸²⁸ S.D. 1

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. The Hawaii Revised Statutes is amended by
2	adding a new chapter to be appropriately designated and to read
3	as follows:
4	"CHAPTER
5	APOSTILLES AND CERTIFICATIONS
6	§ -1 Definitions. As used in this chapter, unless the
7	context otherwise requires:
8	"Apostille" means a certification issued to authenticate
9	documents pursuant to the Hague Treaty.
10	"Hague Treaty" refers to the convention, adopted in the
11	Hague in 1961, that created a simplified form of document
12	certification for countries that joined the convention.
13	"Non-apostille certification" means a certification issued
14	by the lieutenant governor to authenticate a document for a
15	country that does not recognize the Hague Treaty.



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1 -2 Fee. (a) The lieutenant governor shall assess a S 2 fee of \$ for each apostille or non-apostille certification 3 issued. 4 (b) Moneys collected for the issuance of apostilles or 5 non-apostille certifications shall be deposited into the 6 apostilles and certifications special fund established pursuant 7 to section -3. 8 -3 Apostilles and certifications special fund; S 9 established. (a) There is established the apostilles and 10 certifications special fund, which shall be administered by the 11 office of the lieutenant governor. (b) The following shall be deposited into the special 12 13 fund: 14 (1) All fees assessed for the issuance of apostilles and non-apostille certifications pursuant to 15 section -2; and 16 17 (2) Any interest earned or accrued on moneys in the 18 special fund. (c) The office of the lieutenant governor may expend 19 20 moneys in the apostilles and certifications special fund for 21 operational expenses, including postage and supplies."

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SECTION 2. There is appropriated out of the general funds 1 2 of the State of Hawaii the sum of \$ or so much thereof as may be necessary for fiscal year 2023-2024 and the same sum 3 or so much thereof as may be necessary for fiscal year 2024-2025 4 to be deposited into the apostilles and certifications special 5 6 fund. SECTION 3. There is appropriated out of the apostilles and 7 certifications special fund the sum of \$ or so much 8 thereof as may be necessary for fiscal year 2023-2024 and the 9 10 same sum or so much thereof as may be necessary for fiscal year 2024-2025 for operational expenses. 11 The sums appropriated shall be expended by the office of 12 13 the lieutenant governor for the purposes of this Act. SECTION 4. This Act shall take effect on July 1, 2112. 14 .

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Report Title: Apostilles; Certifications; Fees; Special Fund; Appropriation

Description:

Increases the fee for the issuance of an apostille or certification. Establishes the Apostilles and Certifications Special Fund. Authorizes the Office of the Lieutenant Governor to expend moneys in the fund for operational expenses. Appropriates funds. Effective 7/1/2112. (SD1)

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