

ACT 230

H.B. NO. 2292

A Bill for an Act Relating to Fees for Electronic Filing, Signing, Serving, Certification, and Verification of Court Documents.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The purpose of this Act is to provide funds for the judiciary information management system (JIMS) project. The legislature finds that in light of tremendous advances in technology, court operations can be significantly improved to benefit court users by applying said technological advances.

The legislature further finds that the judiciary is working to address these needs through the JIMS project, and that the fees proposed in this Act will directly assist the JIMS project to work toward that end.

SECTION 2. Section 601-3.7, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) There is established in the state treasury a special fund to be known as the judiciary computer system special fund. Moneys collected from administrative fees pursuant to section 287-3(a), fees prescribed by supreme court rule for electronic filing, signing, serving, certification, and verification of documents pursuant to section 607-1, and fees pursuant to sections 607-4(b)(10) and 607-5(c)(32) shall be deposited into the fund.”

SECTION 3. Section 607-1, Hawaii Revised Statutes, is amended to read as follows:

“**§607-1 Power of supreme court with respect to costs and fees.** The supreme court shall have power by rule of court, from time to time, to revise, amend,

ACT 230

add to, or eliminate any of the items of costs and fees provided in this chapter, to prescribe such costs and fees as it deems reasonable in all cases not therein provided for, and to prescribe the amount to be paid in advance to the clerk of any court in any proceeding on account of the costs and fees. Any fees prescribed by supreme court rule for the electronic filing, signing, serving, certification, and verification of documents shall be deposited into the judiciary computer system special fund.”

SECTION 4. Section 607-2, Hawaii Revised Statutes, is amended to read as follows:

“§607-2 Fees to be accounted for. With the exception of [such] fees prescribed by supreme court rule for the electronic filing, signing, serving, certification, and verification of documents, which shall be deposited into the judiciary computer system special fund, and fees [as-are] intended to reimburse officers for actual expenditures made by them, all judges’, clerks’, sheriffs’, and deputy sheriffs’ fees provided for in this chapter and accruing from any action pending in any court shall be deposited to the credit of the general fund of the State.”

SECTION 5. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 6. This Act shall take effect on July 1, 2004; provided that on June 30, 2007, sections 2, 3, and 4 of this Act shall be repealed and sections 601-3.7, 607-1, and 607-2, Hawaii Revised Statutes, are reenacted in the same form in which they read on June 30, 2004.

(Became law on July 13, 2004, without the Governor’s signature, pursuant to Art III, §16, State Constitution.)