

## ACT 109

H.B. NO. 3120

A Bill for an Act Relating to Animal Quarantine Facilities.

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

SECTION 1. Section 142-3.5, Hawaii Revised Statutes, is amended to read as follows:

**“~~[[§142-3.5]]~~ Authority to contract or rent facilities.** The board of agriculture ~~[is authorized to]~~ may contract with third parties for the use or rental of animal quarantine property or facilities; provided that:

- (1) The board determines the property or facilities are not required for use by the animal quarantine program during the term of use by the third party;
- (2) The property or facilities shall be leased or rented at ~~[fair market value;]~~ a reasonable lease rent as determined by the board of agriculture; ~~[and]~~
- (3) The property or facilities shall be used for animal welfare, including emergency shelters for animals, or agriculture-related purposes; and
- ~~[(3)]~~ (4) The property or facilities shall be used only by the third party.

Revenues generated by the use or rental of the animal quarantine property or facilities shall be used to defray the operational costs of the animal quarantine program and to minimize animal quarantine fees.”

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 Statutory material to be repealed is bracketed and stricken.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

SECTION 3. This Act shall take effect upon its approval.

(Approved May 23, 2008.)