

ACT 41

S.B. NO. 1327

A Bill for an Act Relating to Passenger Facility Charges.

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

SECTION 1. Section 261-5.5, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) The passenger facility charge shall be a charge for the use and services of an undertaking for the purposes and within the meaning of section 39-61(a)(1) and (3). Notwithstanding any laws to the contrary and without regard to chapter 91, the department may assess a passenger facility charge as authorized under Title 49 United States Code Section 40117 and as provided under Title 14 Code of Federal Regulations Part 158 for each overseas or international passenger who uses a state airport. The department shall establish the passenger facility charge in accordance with applicable federal laws and regulations. No passenger facility charge shall be assessed on flight segments between two or more airports within the State.”

SECTION 2. New statutory material is underscored.

SECTION 3. This Act shall take effect on July 1, 2011.

(Approved May 4, 2011.)