

---

---

# A BILL FOR AN ACT

RELATING TO THE AUTHORITY TO ADJUST PROFESSIONAL AND VOCATIONAL  
LICENSING FEES.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 92-28, Hawaii Revised Statutes, is  
2 amended to read as follows:  
3           "§92-28 State service fees; increase or decrease of. Any  
4 law to the contrary notwithstanding, the fees or other nontax  
5 revenues assessed or charged by any board, commission, or other  
6 governmental agency may be increased or decreased by the body in  
7 an amount not to exceed fifty per cent of the statutorily  
8 assessed fee or nontax revenue, to maintain a reasonable  
9 relation between the revenues derived from such fee or nontax  
10 revenue and the cost or value of services rendered,  
11 comparability among fees imposed by the State, or any other  
12 purpose which it may deem necessary and reasonable; provided  
13 that:  
14           (1) The authority to increase or decrease fees or nontax  
15 revenues shall be subject to the approval of the  
16 governor and extend only to the following: chapters



1 36, 92, 94, 142, 144, 145, 147, 150, 171, 188, 189,  
 2 231, 269, 271, 321, 338, 373, 412, 414, 414D, 415A,  
 3 417E, 419, 421, 421C, 421H, 421I, 425, 425E, 428, 431,  
 4 436E, 436H, 437, 437B, 438, 439, 440, 440E, 441, 442,  
 5 443B, 444, 447, 448, 448E, 448F, 448H, 451A, 451J,  
 6 452, 453, 453D, [~~454,7~~] 455, 456, 457, 457A, 457B,  
 7 457G, 458, 459, 460J, 461, 461J, 462A, 463, 463E, 464,  
 8 465, 465D, 466, 466D, 466K, 467, 467E, 468E, 468L,  
 9 468M, 469, 471, 472, 481E, 482, 482E, 484, 485A, 501,  
 10 502, 505, 514A, 514B, 514E, 572, 574, and 846 (part  
 11 II) [~~+~~] and any board, commission, program, or entity  
 12 created pursuant to title 25 and assigned to the  
 13 department of commerce and consumer affairs or placed  
 14 within the department for administrative purposes;

15 (2) The authority to increase or decrease fees or nontax  
 16 revenues under the chapters listed in paragraph (1)  
 17 that are established by the department of commerce and  
 18 consumer affairs shall apply to fees or nontax  
 19 revenues established by statute or rule;

20 (3) The authority to increase or decrease fees or nontax  
 21 revenues established by the University of Hawaii under



1 chapter 304A shall be subject to the approval of the  
2 board of regents; provided that the board's approval  
3 of any increase or decrease in tuition for regular  
4 credit courses shall be preceded by an open public  
5 meeting held during or prior to the semester preceding  
6 the semester to which the tuition applies;

7 (4) This section shall not apply to judicial fees as may  
8 be set by any chapter cited in this section;

9 (5) The authority to increase or decrease fees or nontax  
10 revenues pursuant to this section shall be exempt from  
11 the public notice and public hearing requirements of  
12 chapter 91; and

13 (6) Fees for copies of proposed and final rules and public  
14 notices of proposed rulemaking actions under chapter  
15 91 shall not exceed 10 cents a page, as required by  
16 section 91-2.5."

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

19 SECTION 3. This Act shall take effect on July 1, 2090.



**Report Title:**

State Service Fees; Professional and Vocational Licensing Areas

**Description:**

Updates section 92-28, Hawaii Revised Statutes, to include all of the Department of Commerce and Consumer Affairs' professional and vocational licensing chapters to allow for the flexibility of decreasing or increasing fees in a timely manner, subject to the approval of the Governor. (SB946 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

