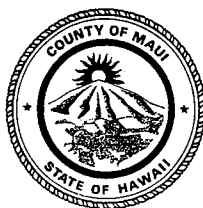


ALAN M. ARAKAWA
MAYOR

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OFFICE OF THE
COUNTY CLERK



KEITH A. REGAN
MANAGING DIRECTOR

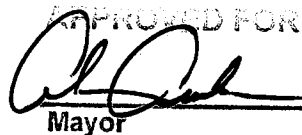
OFFICE OF THE MAYOR

Ke'ena O Ka Meia
COUNTY OF MAUI – Kalana O Maui

REFERENCE NO. BD-BA 17-54

November 25, 2016

Honorable Alan Arakawa
Mayor, County of Maui
200 South High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL
 11/25/16
Mayor Date

For Transmittal to:

Honorable Michael White, Chair
and Members of the Maui County Council
200 South High Street
Wailuku, Hawaii 96793

Dear Chair White and Members:

SUBJECT: AMENDMENTS TO THE FISCAL YEAR 2017 BUDGET

On behalf of the Department of Finance, I am transmitting the attached proposed bills for the purpose of amending Chapter 3.25, Maui County Code and Appendix B, Revenues – Fees, Rates, Assessments and Taxes of the Fiscal Year 2017 Budget as these documents relate to motor vehicle registration.

Act 200 (2016) amending Chapter 249, Hawaii Revised Statutes was signed into law by Governor David Ige on July 5, 2016 and now requires that all moped owners in the State be assessed an annual registration fee and obtain annual safety inspections and number plates for their mopeds. The attached proposed bills will allow the County to begin collecting the appropriate fees when the law takes effect on January 1, 2017.

The Department of Finance is requesting that the proposed bills be considered as soon as possible. I respectfully request that this matter be referred to the appropriate Council committee for expeditious review, discussion and appropriate action.

Thank you for your attention in this matter. Should you have any questions, please feel free to contact me at Ext. 7212.

Sincerely,


SANANDA K. BAZ
Budget Director

Attachments (2)

cc: Keith Regan, Managing Director
Danny Agsalog, Director of Finance
Carmelito Vila, Motor Vehicle and Licensing Administrator

COUNTY COMMUNICATION NO. 16-306

ORDINANCE NO. _____

BILL NO. _____ (2016)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.25,
MAUI COUNTY CODE, RELATING TO MOTOR VEHICLE REGISTRATION

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 3.25.010, Maui County Code, is amended to read as follows:

“3.25.010 Applicability of state statutes. All provisions and requirements of ~~[chapter]~~ chapters 249 and 286 of the Hawaii Revised Statutes shall be applicable for the purposes of this chapter.”

SECTION 2. Section 3.25.020, Maui County Code, is amended to read as follows:

“3.25.020 Fees. The director of finance shall charge the following fees as set forth in the annual budget:

1. Fees for sale of new and replacement ~~[license plates, dealer plates, and special license plates;]~~
 - a. Motor vehicle license plate.
 - b. Dealer plates.
 - c. Moped plates.
 - d. Special license plates.
2. Fees for registration of motor vehicles, mopeds, and emblems or tags~~;~~.
3. Fees for motor vehicle transfer and transfer penalty~~;~~.
4. Fees for duplicate ~~[certificate;]~~
 - a. Certificate of registration ~~[and duplicate, and]~~.
 - b. Certificate of ownership and duplicate~~;~~.
5. Fees for correction of certificates~~;~~.
6. Fees for power of attorney~~;~~.
7. Fees for out-of-state vehicle permit~~;~~ and~~]~~.
8. Fees for reassignment of moped or passenger automobile plates.

SECTION 3. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 4. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM
AND LEGALITY:


JEFFREY UEOKA
Deputy Corporation Counsel
County of Maui
2016-1665
2016-11-22 Ordinance

ORDINANCE NO. _____

BILL NO. _____ (2016)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2017 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX B, REVENUES – FEES, RATES, ASSESSMENTS AND TAXES,
DEPARTMENT OF FINANCE,
GENERAL FUND, NON-BUSINESS LICENSES & PERMITS,
BIKEWAY FUND, LICENSES & PERMITS

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 4334, Bill No. 62 (2016), Draft 1, "Fiscal Year 2017 Budget", Appendix B, "Revenues – Fees, Rates, Assessments and Taxes" is hereby amended as it pertains to the Department of Finance, General Fund, Non-Business Licenses & Permits and Bikeway Fund, Licenses & Permits, to allow for the collection of moped registration and ancillary fees as it relates to Maui County Code 3.25, to read as follows:

"COUNTY OF MAUI
REVENUES – FEES, RATES, ASSESSMENTS AND TAXES

ACCOUNT	REVENUE SOURCE	FEE, RATE, ASSESSMENT OR TAX	HRS	COUNTY CODE	ORDINANCE
DEPARTMENT OF FINANCE GENERAL FUND					

3101	Real Property Tax	Tax rates per \$1,000 of net taxable assessed valuation for each class of property. Assessed gross valuation base of taxable properties is 100% of appraised fair market value which is estimated at \$44,363,536,700 for the fiscal year July 1, 2016 to June 30, 2017.	Chapter 3.48
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Classification

Tax Levy by Classification

	<u>Net Valuation for Tax Rate</u>	
	<u>Purposes*</u>	<u>Tax Rate</u>
Residential	\$6,759,362,000	5.30
Apartment	6,134,055,500	6.00
Commercial	3,224,554,150	6.60
Industrial	2,053,224,200	6.69
Agricultural	3,772,116,600	5.66
Conservation	424,470,850	5.80
Hotel and Resort	9,745,147,700	8.71
Time Share	1,896,669,100	14.31
Homeowner	10,190,495,300	2.70
Commercialized Residential	163,441,300	4.35
	<u>\$44,363,536,700</u>	

*Calculations rounded to the nearest dollar

There is a minimum real property tax of \$300 per year except for tracts leased under Section 207 of the Hawaiian Homes Commission Act, those portions of real property designated as kuleana land and granted an exemption pursuant to MCC 3.48.554, MCC 3.48.475, and any parcel used for farming taro where the assessed value times the current Agricultural rate is less than the minimum real property tax. Homes or portions thereof granted an exemption under MCC 3.48.475 are to be levied a real property tax of \$150 per year. Remnant parcels granted an exemption under MCC 3.48.552 are to be levied a real property tax of \$150 per year.

**DEPARTMENT OF FINANCE
GENERAL FUND (Cont.)**

3108	Public Service Company Tax	That portion of the revenues generated from the tax provided for in HRS 239-5(a) in excess of the 4% rate established therein that is attributable to HRS 239-5(a) gross income from public utility business conducted in Maui County, based on the allocation made in the public utility's filings with the State of Hawaii, provided that if the gross income from the public utility business attributable to Maui County is not so allocated in the public utility's State filings, then the gross income from the public utility business shall be equitably allocated to the County. The relative number of access lines in each county shall be deemed an acceptable basis of equitable allocation for telecommunication companies.	239.5		
BUSINESS LICENSES & PERMITS:					
	Licenses & Permits - Business:	The following business license fees are levied primarily by the authority of Chapter 445, HRS, and shall be due and payable in advance on July 1 of each year.			
3210	Licenses: Peddling Merchandise	Annual fee.....\$50 Annual fee for persons 60 years of age or older\$10 Monthly fee or fee for a period less than a month\$5	445-141	5.12.030	
	Licenses: Secondhand Dealers	Annual fee.....\$10	445-15(2) 445-171		
	Licenses: Selling Firearm	Annual fee.....\$10	134-31		
	Licenses: Pawn Broker	Annual fee.....\$100	445-132		
	Licenses: Auctioneer	Annual fee.....\$100	445-15(2) 445-21		
	Permits: Bike Tour	Application fee per year.....\$500		5.22.020(B)(7)	
	Permits: Taxicab Business	Initial\$100 Renewal\$50 Transfer of Taxicab Business Permit.....\$100 Replacement of lost, stolen, or mutilated Business Permit\$15 Change of vehicle.....\$15 Replacement of lost, stolen, or mutilated Rent Service Decal.....\$15		5.16.020 and 5.16.140	
	Permits: Taxicab Drivers	Initial\$10 Renewal\$10			
3288	Permits: Aquatic Life Operations	The fees shall be as follows: a. Initial or Renewal Application Fee\$640 b. Replacement of lost, stolen, or mutilated Permit\$15 c. Each additional certified copy of a Permit\$15		5.26.040(B)(7)	
NON-BUSINESS LICENSES & PERMITS:					
3250	Sales of License Plates: Sale of Plates - Passenger - Trucks - Motorcycles - Trailers - Mopeds	Sale of all plates(s).....\$5.75	249-7 249- 7.5	3.25.020	1232

**DEPARTMENT OF FINANCE
GENERAL FUND (Cont.)**

	Replacement of Plates - Passenger - Trucks - Motorcycles - Trailers <u>- Mopeds</u>	Replacement of plate(s) after filing statement as to the cause of the loss, defacement or destruction of the original plate(s)..... \$5.75	249-8	3.25.020	
3251	Sales of Dealer Plates: Dealer Plates	Permanent motor vehicle dealer plate..... \$25	286-53	3.25.020	1232
				Rules and Regulations of the Director of Finance	
	Dealer - Paper Plate Penalty	Penalty for each certificate not submitted within twenty-four (24) hours after issuance of a temporary plate - for dealer in new motor vehicles \$25			
3252	Sales of Special License Plates: Special License Plates	Special number plates and antique vehicle plates upon initial application and upon each annual renewal of vehicle registration..... \$25	249-9.1 249- 9.2 249-9.3	3.25.020	1232
		Upon qualification and issuance of antique vehicle plates \$10	249-9(c)		
3260	Sales of Emblems/Tags: Motor Vehicle Decals - Passenger - Trucks - Motorcycles - Trailers <u>- Mopeds</u>	Decal \$0.50 each	249-7	3.25.020	1232
	Replacement MV Decals - Passenger - Trucks - Motorcycles - Trailers <u>- Mopeds</u>	Replacement decal after filing a statement as to the cause of the loss, defacement or destruction of the original emblem \$0.50 each	249-8	3.25.020	1232
3262	Fees: Registration of Motor Vehicles <u>Fees: Registration of Mopeds</u>	New and renewal of motor vehicle registration..... \$17.50 each <u>Initial and renewal of moped registration \$27 each</u>		3.25.020	1232
			<u>249-14.1</u>		
3270	Transfer Fees: Motor Vehicle Transfer Fees	Transfer fee \$20 each instance	286-51 286-52	3.25.020	1232
	Transfers Penalty	Late fee in addition to the \$10 transfer fee if not done within 30 calendar days \$50	286-52	3.25.020	1232
3274	Duplicate Certificate: Fees - Certificate of Registration and Duplicate	New and duplicate certificate of registration issued by director of finance..... \$10 each	286-47 286-55 286-51	3.25.020	1232
	Fees - Certificate of Ownership and Duplicate	New and duplicate certificate of ownership issued by director of finance..... \$10 each	286-47 286-55	3.25.020	1232
3276	Certificate Correction: Correction of Certificates	Correction of ownership or registration issued by director of finance to dealers - no charge for individuals.....\$10 each instance	286-47 286-47.5	3.25.020	1232

**DEPARTMENT OF FINANCE
GENERAL FUND (Cont.)**

3277	Power of Attorney: Power of Attorney	Packet of 200 - Federal mandate required of dealers	\$40		3.25.020	
	Out-of-State Vehicle Permit: Out-of-State Vehicle Permit	Vehicle permit.....	\$50	286-54	3.25.020	
3282	Reassignment of Plates: Reassignment of Auto Plates - Passenger	Reassignment	\$5 each	249-7	3.25.020	
FINES, FORFEITS & PENALTIES:						
3501	Penalty and Interest - RPT	Penalty - Up to 10% of such delinquent taxes as determined by the director or finance, which penalty shall be and become a part of the tax to be collected.			3.48.220	1076
		Interest - All delinquent taxes and penalties shall bear interest at the rate of 1% for each month or fraction thereof. The interest shall be and become part of the tax to be collected.			3.48.220	
REVENUE FROM USE OF MONEY AND PROPERTY:						
3615	Rental - Land	See Appendix B-1.		46-1.5	Chapter 3.40	1069
3416	Fees - Appeal Cost	Appeal cost to the Board of Review	\$75		3.48.660(A)	1076
		5% of the amount of taxes in dispute but not more than \$100 nor less than \$5 in any one case of appeal to the Tax Appeal Court.				
		Appeal cost to the Supreme Court plus applicable court costs.....	\$50	232-22 232-23	3.48.660(B)	
		If the appeal is sustained as to 50% or more of the valuation in dispute, the appeal cost shall be returned to the appellant.				
3410	Fees: Real Property Tax Maps CD- ROM	For Real Property Tax data and production costs	\$500		3.48.010(F)	
3423	Charges for Dishonored Negotiable Instruments	Service charge for handling dishonored negotiable instruments.....	\$30		3.08.020	
CHARGES FOR CURRENT SERVICES:						
3424	Fees - Examination of Motor Vehicle Operations	Reinstatement of Driver's License or Instruction Permit.....	\$250	286-111	10.80.030	1462
		Issuance or Renewal of a Driver's License per year or fraction thereof.....	\$5	286-107		
		Oral Test - Rules of the Road	\$5			
		Written or Computer Test - Rules of the Road.....	\$5			
		Road Test (Class 1, 2, & 3)	\$20			
		Road Test (Class 4)				
		Pre-trip.....	\$10			
		Skills.....	\$25			
		Road.....	\$25			
		Issuance or Renewal of an Instruction Permit	\$10			
		Duplicate Instruction Permit	\$10			
		Duplicate Driver's License.....	\$10			
3535	Fee - Portal Administrative Fee	Service charge to electronically record documents with the State Bureau of Conveyances.....	\$3.00 plus cost of recording fee established by the State Bureau of Conveyances			

**DEPARTMENT OF FINANCE
GENERAL FUND (Cont.)**

3400	Fees – Disabled Persons Parking Placards	Long-term Parking Placard			
		Replacement of lost, stolen, mutilated or confiscated placard	\$12	291-52.6	10.48.100
		Temporary Parking Placard			
		Initial Placard.....	\$12	291-51.6	10.48.100
		Second Placard.....	\$12	291-51.6	10.48.100
		Replacement of lost, stolen, mutilated or confiscated placard.....	\$12	291-52.6	10.48.100

**DEPARTMENT OF FINANCE
HIGHWAY FUND**

NON-BUSINESS LICENSES & PERMITS:

3248 to 3297	Licenses - Automobile - Trucks - Motorcycles - Trailers	Motor Vehicle Weight Tax	249-13	3.24.030	1252
		\$0.03 per pound of net weight for passenger vehicles, and trucks and noncommercial vehicles not exceeding 6,500 pounds.			
		\$0.0436 per pound of net weight for all other motor vehicles.			
		Minimum tax for any motor vehicle.....	\$12		3.24.030(B)
		Penalty for delinquent tax	\$8 passenger vehicles or \$20 for other vehicles		3.24.030(C)

**DEPARTMENT OF FINANCE
BIKEWAY FUND**

LICENSES & PERMITS:

	<u>Bicycle Licenses</u>	Permanent registration fee.....	\$15	249-14	
	<u>[- Bicycle and Moped]</u>	[Transfer fee.....	\$5	249-14.2]	
3245	- Maui				
3246	- Molokai				
3247	- Lanai				
	Sale of Bicycle Tags:				
3291	Bicycle tags	Duplicate tag for each bicycle [and moped]	\$2 each	249-16	
3256	[Bicycle] Duplicate <u>Certificate of Registration</u>	Duplicate certificate of registration for each bicycle and moped	\$5 each	249-16	
	Seizure Redemption Penalty	Penalty in addition to required fees upon redemption, if redemption is within 10 days	[\$1] \$25	249-15	
3255	Transfer [Penalty]	<u>Bicycle and Moped Transfer fee</u>	<u>\$5</u>	249-14.2	
		Late fee in addition to the \$5 transfer fee if not done within 30 calendar days	\$10		

**DEPARTMENT OF FINANCE
SPECIAL REVENUE/TRUST AND AGENCY FUND**

Highway Beautification	Each new and duplicate certificate of registration issued by director of finance for U-drive motor vehicles	\$1	286-51(b)	3.25.030"
	Each new and duplicate certificate of registration issued by director of finance for all other motor vehicles	\$10		

SECTION 2. Material to be repealed is bracketed. New material is underscored.

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

APPROVED AS TO FORM AND LEGALITY:



JEFFREY UEOKA
Deputy Corporation Counsel