

THE SENATE  
THE TWENTY-THIRD LEGISLATURE  
REGULAR SESSION OF 2006

'06 FEB 24 P 3:50

COMMITTEE ON JUDICIARY AND HAWAIIAN AFFAIRS

Senator Colleen Hanabusa, Chair  
Senator Clayton Hee, Vice Chair

**MEASURES DEFERRED TO MONDAY, FEBRUARY 27, 2006**

TIME: 9:00 a.m.  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

DECISION MAKING ON THE FOLLOWING MEASURE(S):

(Deferred from Friday, February 24, 2006)

SB 2290 SD1 (SSCR2532) (Proposed SD2)	RELATING TO PROTECTION FROM SECURITY BREACHES. Requires businesses that experience a security breach to notify affected people of the breach.	CPH/MAT, JHW
SB 2292 SD1 (SSCR2513) (Proposed SD2)	RELATING TO DESTRUCTION OF PERSONAL INFORMATION RECORDS. Requires businesses that maintain or possess personal information of Hawaii residents to protect against unauthorized access to or use of the information after its disposal by destroying the personal information.	CPH/MAT, JHW
SB 2289 SD1 (SSCR2472) (Proposed SD2)	RELATING TO CONSUMER CREDIT REPORTING AGENCIES. Allows consumers who are victims of identity theft to place a security freeze on their credit reports which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer's express consent and provide consumers more control over who has access to their credit report.	CPH/MAT, JHW
SB 2158 SD1 (SSCR2509)	RELATING TO IDENTITY THEFT. Requires that the first five digits of an individual's social security number contained in family court records or judgments affecting title to land be redacted before the records or judgments are released for public inspection. (SD1)	CPH/MAT, JHW
SB 2159 SD1 (SSCR2508)	RELATING TO IDENTITY THEFT. Increases penalties for identity theft. Makes it a crime to intentionally or knowingly possess the confidential personal information of another. (SD1)	CPH/MAT, JHW
SB 3021 SD1 (SSCR2421)	RELATING TO EMPLOYMENT PRACTICES. Prohibits an employer from discharging or otherwise punishing an employee for the lawful use of the employee's accrued and available sick leave. (SD1)	LBR, JHW



<p>SB 3050 SD1 (SSCR2290)</p>	<p>RELATING TO EMPLOYER INTIMIDATION. Prohibits employers from coercing employees into attending employer-sponsored meetings on the employer's religious or political opinions. (SD1)</p>	<p>LBR, JHW</p>
<p>SB 3033 SD1 (SSCR2422)</p>	<p>RELATING TO EMPLOYMENT SECURITY. Establishes job security requirements to protect employees when the business for which the employees work is sold or transferred to another employing entity. (SD1)</p>	<p>LBR, JHW</p>
<p>SB 2914 SD1 (SSCR2417)</p>	<p>RELATING TO CIVIL RIGHTS. Prohibits discrimination against persons with a lack of proficiency in English; creates language access law; establishes language access director and language access advisory council in the DLIR; makes appropriation to staff office of language access director and language access advisory council. (SD1)</p>	<p>TGO/LBR, JHW</p>
<p>SB 3016 SD1 (SSCR2287)</p>	<p>RELATING TO PREVAILING WAGES. Allows a joint labor-management committee established pursuant to the federal Labor Management Cooperation Act of 1978 to institute an action for injunctive and other relief against an employer that fails to pay its employees the prevailing wage. (SD1)</p>	<p>LBR, JHW</p>
<p>SB 2006 SD1 (SSCR2127)</p>	<p>PROHIBITING SALES OF OPIHI. Prohibits the selling of opihi. (SD1)</p>	<p>WLA, JHW</p>
<p>SB 2358 SD1 (SSCR2359)</p>	<p>RELATING TO PROTECTION OF FOREST RESERVES. Establishes general administrative penalties for violations under chapter 183. Increases fines for timber trespass. (SD1)</p>	<p>WLA, JHW</p>
<p>SB 2412 (SSCR2190)</p>	<p>RELATING TO STATE AND COUNTY TORT LIABILITY. Repeals the sunset date of Act 190, SLH 1996, which establishes conclusive presumptions regarding the duty of public entities to warn of dangers at public beach parks. Repeals the sunset date of Act 170, SLH 2002, which provides an exception to liability for county lifeguard services.</p>	<p>WLA/IGA, JHW</p>
<p>SB 2421 SD1 (SSCR2131)</p>	<p>RELATING TO ADVERSE POSSESSION. Bars claims to kuleana lands based on adverse possession. (SD1)</p>	<p>WLA, JHW</p>
<p>SB 2423 SD1 (SSCR2132)</p>	<p>RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS. Eliminates requirement that DLNR approve an OHA land management plan for the management of kuleana lands before the lands can escheat to OHA; makes OHA a party to all actions to quiet title to kuleana lands in which escheat is an issue, regardless of when the escheat is alleged to have occurred. (SD1)</p>	<p>WLA, JHW</p>
<p>SB 2479 (SSCR2491)</p>	<p>PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION. Proposes a constitutional amendment to authorize the State to issue SPRBs and use the proceeds from the bonds to assist agricultural businesses operating on important agricultural land.</p>	<p>WLA, JHW</p>



<p>SB 2492 SD1 (SSCR2355)</p>	<p>RELATING TO OFFENSES AGAINST PROPERTY RIGHTS. Establishes intentionally and knowingly damaging the agricultural or aquacultural equipment, supplies, or products of another as the crime of criminal property damage. (SD1)</p>	<p>WLA, JHW</p>
<p>SB 2986 SD1 (SSCR2195)</p>	<p>RELATING TO EMINENT DOMAIN. Provides regulations for property taken by eminent domain. (SD1)</p>	<p>WLA/IGA, JHW</p>
<p>SB 3191 SD1 (SSCR2196)</p>	<p>RELATING TO EMINENT DOMAIN. Prohibits use of power of eminent domain to take and transfer private property to a private entity that had an expressed interest in purchasing the same property for development purposes or other private use. (SD1)</p>	<p>WLA/IGA, JHW</p>
<p>SB 3094 SD1 (SSCR2186)</p>	<p>RELATING TO THE LAND COURT. Provides that a landowner may not file claim for accreted lands caused by landowner's planting and maintaining vegetation on the seaward boundary of the property affected. (SD1)</p>	<p>WLA, JHW</p>
<p>SB 2909 SD1 (SSCR2395)</p>	<p>RELATING TO PERMIT APPROVALS. Allows a county to opt out of the automatic permit approval law by adopting an ordinance to exempt the county as a whole or any county agency from the law. (SD1)</p>	<p>IGA/TGO, JHW</p>
<p>SB 2559 SD1 (SSCR2408)</p>	<p>RELATING TO ETHICS. Clarifies that members of county boards and commissions are subject to their respective county code of ethics, whether the board or commission member is appointed or elected. (SD1)</p>	<p>IGA, JHW</p>
<p>SB 2551 SD1 (SSCR2399)</p>	<p>RELATING TO INTOXICATING LIQUOR. Authorizes the liquor commission to extend the time from 30 days to 45 days for giving a decision to grant or refuse an application. Allows commission to remove names from registered voter list for lack of residency. Deems an application denied if the commission does not make a decision granting or refusing an application. Exempts hearings from chapter 91. (SD1)</p>	<p>IGA, JHW</p>
<p>SB 2403 SD1 (SSCR2397)</p>	<p>RELATING TO EXCEPTIONS TO TORT ACTIONS. Provides specific exceptions to tort actions. (SD1)</p>	<p>IGA, JHW</p>
<p>SB 2430 SD1 (SSCR2407)</p>	<p>RELATING TO ELECTION. Directs judiciary to notify county clerk of a felony conviction at time of actual sentencing of the felon. (SD1)</p>	<p>IGA, JHW</p>
<p>SB 2073 SD1 (SSCR2409)</p>	<p>RELATING TO THE POWER OF ARREST. Extends the power of federal officers to make arrests under state law, currently limited to Customs and Immigrations Service officers, to agents of the Federal Bureau of Investigation, Drug Enforcement Administration, Bureau of Alcohol, Tobacco, Firearms, and Explosives, United States Secret Service, and United States Marshal Service. (SD1)</p>	<p>IGA, JHW</p>



SB 2263  
SD1  
(SSCR2410)

RELATING TO CHAPTER 134.  
Amends chapter 134 to comply with certain provisions of the federal law contained in the "Brady Bill" by: (1) reflecting the current federal requirement that state firearms registration records include place of birth, country of citizenship, and for non-citizens, an alien or admission number; (2) reflecting the federal mandate that the national instant criminal background check system and the immigration and customs enforcement databases be checked prior to the issuance of firearms permits; (3) prohibiting a person's possession of firearms under state law if the person is prohibited from possessing firearms under federal law. (SD1)

IGA, JHW

SB 2667  
SD1  
(SSCR2415)

RELATING TO FIREWORKS.  
Clarifies fireworks terminology to be consistent with federal law; repeals and amends definitions. (SD1)

IGA, JHW

No testimony will be accepted.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-6916.

