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THE SENATE
THE TWENTY-FOURTH LEGISLATURE
REGULAR SESSION OF 2007

'07 FEB 23 P 6:58

COMMITTEE ON JUDICIARY AND LABOR

Senator Clayton Hee, Chair
Senator Russell S. Kokubun, Vice Chair

NOTICE OF HEARING

DATE: Wednesday, February 28, 2007
TIME: 9:00 a.m.
PLACE: Conference Room 229
State Capitol
415 South Beretania Street

A G E N D A

SB 1802 (SSCR493)	RELATING TO MENTAL HEALTH. Provides an exception to the confidentiality of mental health records and allows disclosure if it is made by the person's healthcare provider to another health care provider for the purpose of continued care or treatment.	HTH, JDL
SB 1060	RELATING TO WORKERS' COMPENSATION LAW. Amends workers' compensation law, including limiting an employer's ability to terminate benefits, authorizing the recovery of attorney's fees and costs by the injured employee, specifying procedures for medical examinations by the employer's physician, establishing fines for violations, requiring the reporting of denials of claims and relevant information, and further restricting the director of labor and industrial relations' rulemaking authority.	JDL
SB 770	RELATING TO WORKERS' COMPENSATION. Excludes from the definition of "employment" under workers' compensation law: service performed by (1) a sole proprietor or a partner of a partnership, as defined in the partnership law, if the partner is an individual; and (2) a member of a limited liability company if the member is an individual and has a distributional interest as defined under the Uniform Limited Liability Company Act, of at least 50% in the company. Provides for fees to be charged under certain circumstances.	JDL
SB 946 SD1 (SSCR246)	RELATING TO ADMINISTRATIVE LICENSE REVOCATION. Permits driver whose license has been administratively revoked for life to seek reinstatement of the license after 10 years have passed since the occurrence of the lifetime revocation. Requires driver to have had no arrests or convictions for driving while license revoked and to be free from dependency or abuse of alcohol and drugs. (SD1)	TIA, JDL



SB 957	RELATING TO PUBLIC WORK PROJECTS. Clarifies that a single violation refers to each separate project where the department of labor and industrial relations finds a contractor has failed to comply with chapter 104.	JDL
SB 1780 SD1 (SSCR608)	RELATING TO EMPLOYMENT. Exempts recipients of social service payments from the scope of employment related laws; defines "recipients of social service payments" as it relates to chapters 383, 386, 392, and 393, Hawaii Revised Statutes. (SD1)	HSP, JDL
SB 817 SD1 (SSCR413)	RELATING TO THE I-SAVERX PRESCRIPTION DRUG PROGRAM. Directs governor to establish the State of Hawaii's participation in the I-SaveRx prescription drug program to provide residents with increased access to affordable drugs. (SD1)	HTH/HSP, JDL
SB 675 (SSCR147)	PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 3, OF THE HAWAII CONSTITUTION, TO CHANGE THE APPOINTMENT OF THE TAX REVIEW COMMISSION TO EVERY TEN YEARS. Proposes constitutional amendment to require tax review commission to meet every ten years instead of five.	EDT, JDL
SB 1342 SD1 (SSCR148)	RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT. Clarifies that an appeal to the tax appeal court from a board of review decision, or the decision of an equivalent county administrative body, must be served on the director of taxation or county real property assessment division within thirty days of the date of the final assessment to properly confer jurisdiction over the appeal. (SD1)	EDT/IGM, JDL
SB 784	RELATING TO DRIVER LICENSING. Provides that conviction or license revocation for violation of provisional driver licensing law does not give rise to requirement that person provide proof of financial responsibility.	JDL
SB 785	RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE. Provides for blood alcohol competent evidence standard for criminal prosecution; requires mandatory sentence of six months to one year if driver has no prior alcohol enforcement contact or drug enforcement contact; requires mandatory sentence for first offense committed by a highly intoxicated driver.	JDL



Decision Making to follow, if time permits.

Persons wishing to testify should submit testimony in one of the following ways at least 24 hours prior to the hearing:

- In person: 30 copies of their testimony to the committee clerk, Room 227, State Capitol.
- By fax: Testimony may be faxed if less than 5 pages in length, to the Senate Sergeant-At-Arms Office at 586-6659 or 1-800-586-6659 (toll free for neighbor islands), at least 24 hours prior to the hearing. When faxing, please indicate to which committee the testimony is being submitted, the date and time of the hearing, and the number of copies needed for submittal.
- By Email: Testimony may be emailed if less than 5 pages in length, to the Legislature's Public Access Room at testimony@capitol.hawaii.gov. Please indicate to which committee the testimony is being submitted, the date and time of the hearing, and the number of copies needed for submittal. In addition, please provide the testifier's name and mailing address in the email. Email sent to individual offices or any other Senate office will not be accepted.

If you require special assistance or auxiliary aids or services to participate in the public hearing process (i.e., sign language interpreter or wheelchair accessibility), please contact the committee clerk 24 hours prior to the hearing so arrangements can be made.

Public Folder. A folder labeled "Public Folder" containing the measures and testimonies for the hearing will be available for shared use by members of the public.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-6911.



Senator Clayton Hee
Chair

