

THE SENATE
THE TWENTY-FOURTH LEGISLATURE
REGULAR SESSION OF 2008

COMMITTEE ON WAYS AND MEANS

Senator Rosalyn H. Baker, Chair
Senator Shan S. Tsutsui, Vice Chair

NOTICE OF DECISION MAKING

DATE: Thursday, March 27, 2008
TIME: 9:45 a.m. (or immediately following completion
of the 9:30 a.m. agenda)
PLACE: Conference Room 211
State Capitol
415 South Beretania Street

A G E N D A

The following bills were previously heard in their respective subject matter committees. For this decision-making, only written comments will be accepted; no oral testimony will be accepted.

<u>HB 2700, HD1, SD1</u> <u>(SSCR3115)</u> <u>Testimony</u> <u>Status</u>	RELATING TO THE JUDICIARY. Appropriates funds to the Judiciary for FY 2008-2009. (SD1)	JDL, WAM
<u>HB 661, HD1, SD1</u> <u>(SSCR3116)</u> <u>Testimony</u> <u>Status</u>	RELATING TO CAMPAIGN SPENDING. Creates a pilot comprehensive public funding program for elections to the Hawaii county council in 2010, 2012, and 2014. Establishes qualifications, limitations on funding and use of funds, and reporting requirements. Makes appropriations. (SD1)	JDL, WAM
<u>HB 2387, HD1, SD1</u> <u>(SSCR3087)</u> <u>Testimony</u> <u>Status</u>	RELATING TO WORKERS' COMPENSATION. Establishes a working group on funding for workers' compensation independent medical examinations to determine how best to fund independent medical examinations. (SD1)	JDL, WAM
<u>HB 2388, HD1, SD1</u> <u>(SSCR3088)</u> <u>Testimony</u> <u>Status</u>	RELATING TO WORKERS' COMPENSATION. Requires the employer to continue medical services to an injured employee despite disputes over whether treatment should be continued, until the director of labor and industrial relations decides whether treatment should be continued. Eff 7/1/2050. (SD1)	JDL, WAM



<p><u>HB 2456, HD2</u> <u>(SSCR3148)</u> Testimony Status</p>	<p>RELATING TO TAXATION. Excludes from gross income, adjusted gross income, and taxable income the value of health insurance and other direct or indirect benefits provided by an employer to an employee in excess of what the employer provides or would provide to single employees when such benefits are provided to the employee due to the employee's status as a reciprocal beneficiary or a domestic partner. (HB2456 HD2)</p>	<p>JDL, EDT, WAM</p>
<p><u>HB 2698, HD3, SD1</u> <u>(SSCR3086)</u> Testimony Status</p>	<p>RELATING TO COURT-APPOINTED COUNSEL AND GUARDIANS AD LITEM IN FAMILY COURT. Clarifies compensation rates for court-appointed attorneys and Guardians Ad Litem. Eff. 7/1/08. (SD1)</p>	<p>JDL, WAM</p>
<p><u>HB 2710, HD2, SD1</u> <u>(SSCR3113)</u> Testimony Status</p>	<p>RELATING TO THE RE-EMPLOYMENT OF RETIREES. Allows the state and county governments to hire retired state or county government employees if the employer abides by certain conditions: requires a one-year waiting period before rehiring, prohibits re-employment agreements prior to retirement, requires rehiring for civil service positions according to civil service and employment laws and the certification of such, requires employers to continue to make retirement contributions, and requires rehired employee to join collective bargaining unit if applicable. Requires annual report. Amends Act 286, SLH 2006, to conform. Sunsets on June 30, 2013. (SD1)</p>	<p>JDL/IGM, WAM</p>
<p><u>HB 2998, HD1, SD1</u> <u>(SSCR3085)</u> Testimony Status</p>	<p>RELATING TO SEX OFFENDER REGISTRATION. Establishes a working group to determine what changes to Hawaii law are necessary to comply with the federal Adam Walsh Act. Requires working group also to determine whether cost of compliance outweighs loss of 10 percent of Department of Justice grant funds that will result from noncompliance by July 29, 2009. (SD1)</p>	<p>JDL, WAM</p>
<p><u>HB 509, HD2, SD1</u> <u>(SSCR3094)</u> Testimony Status</p>	<p>RELATING TO TRANSPORTATION. Authorizes the department of transportation to establish and collect rental motor vehicle customer facility charges; creates a rental motor vehicle customer facility charge special fund; establishes a \$1 daily charge on rentals at state airports; appropriates funds. (SD1)</p>	<p>TIA/IGM, WAM</p>
<p><u>HB 2531, HD1, SD1</u> <u>(SSCR3049)</u> Testimony Status</p>	<p>RELATING TO THE WEST MAUI TRANSPORTATION ACCESS PLAN. Creates an informal, temporary West Maui transportation access plan working group to develop a West Maui transportation access plan; allows hiring of a consultant without regard to the Hawaii procurement code to develop the plan; appropriates funds to the department of transportation. (SD1)</p>	<p>TIA/TSG, WAM</p>
<p><u>HB 2860, HD2, SD2</u> <u>(SSCR3153)</u> Testimony Status</p>	<p>RELATING TO TAXATION. Exempts common carriers from the general excise and use taxes for fuel sold from a foreign-trade zone to common carriers for use in interisland air transportation; limits the amount of aviation fuel that shall be exempt under chapter 237. (SD2)</p>	<p>TIA, EDT, WAM</p>



<p><u>HB 3197, SD1</u> <u>(SSCR3000)</u> <u>Testimony</u> <u>Status</u></p>	<p>MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF TRANSPORTATION FOR THE STATE HIGHWAY SYSTEM. Appropriates \$21,253,032 out of the state highway fund for fiscal year 2007-2008. (SD1)</p>	<p>TIA, WAM</p>
<p><u>HB 3377, SD1</u> <u>(SSCR2999)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO HIGHWAY SAFETY. Requires installation of ignition interlock device on the vehicle of a person arrested for driving under the influence that prevents the person from starting or operating a motor vehicle with more than a minimal alcohol concentration while the person's case is pending and while the person's license is revoked pursuant to chapter 291E, HRS; provides for certification of devices and vendors and funds installation of devices for the indigent with surcharges on offenders and fees on vendors; effective 7/1/10; establishes a task force to prepare for implementation and appropriates funds for the task force. (SD1)</p>	<p>TIA/JDL, WAM</p>
<p><u>HB 602, HD2, SD1</u> <u>(SSCR2972)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO EDUCATION. Extends the sunset date for Act 304, Session Laws of Hawaii 2006, which requires that \$90,000,000 be deposited into the state treasury in each fiscal year to the credit of the State Educational Facilities Improvement Special Fund for public school capital improvement program needs. (SD1)</p>	<p>EDU, WAM</p>
<p><u>HB 2045</u> <u>(SSCR2989)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO ESTABLISHING A GLOBAL YOUTH CENTER. Establishes a global youth center under the University of Hawaii.</p>	<p>EDU, WAM</p>
<p><u>HB 2163, HD2, SD1</u> <u>(SSCR2991)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO COMPTROLLER SUPERVISION OF ACCOUNTS. Limits the University of Hawaii's duty to preaudit all proposed payments to those that amount to \$10,000 or more. (SD1)</p>	<p>EDU, WAM</p>
<p><u>HB 2245, HD1, SD1</u> <u>(SSCR2990)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE UNIVERSITY OF HAWAII. Authorizes the transfer of all university funds, with the exception of general funds and tuition and fees special fund moneys, into the University of Hawaii commercial enterprises revolving fund to finance the establishment of new enterprises. (SD1)</p>	<p>EDU, WAM</p>
<p><u>HB 2369</u> <u>(SSCR2994)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE AFTER-SCHOOL PLUS PROGRAM REVOLVING FUND. Limits the after-school plus program revolving fund revenues to participation fees and interest.</p>	<p>EDU, WAM</p>
<p><u>HB 2441</u> <u>(SSCR3030)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO WORKERS' COMPENSATION. Provides for workers' compensation coverage for students participating in school-approved work-based learning programs sponsored by the department of education or the University of Hawaii.</p>	<p>EDU/JDL, WAM</p>



<p><u>HB 2521, HD2, SD1</u> (SSCR3065) Testimony Status</p>	<p>RELATING TO EDUCATION. Authorizes the issuance of general obligation bonds to fund University of Hawaii repair and maintenance projects. Establishes the system-wide, statewide academy for creative media program in statute under the University of Hawaii. Amends Act 11, Special Session Laws of Hawaii 2007, to refocus the purpose section, delete all references to a lease agreement with PBS Hawaii, and provide that funds shall be expended to expand the programs and facilities of the academy for creative media program at a system-wide level, including funding directed to the West Oahu-Kapolei region. (SD1)</p>	<p>EDU, WAM</p>
<p><u>HB 2614, SD1</u> (SSCR2995) Testimony Status</p>	<p>RELATING TO ISLAND PACIFIC ACADEMY. Authorizes the issuance of special purpose revenue bonds up to \$30,000,000 for planning and construction of educational facilities by Island Pacific Academy. (SD1)</p>	<p>EDU, WAM</p>
<p><u>HB 2971, HD1, SD1</u> (SSCR2973) Testimony Status</p>	<p>RELATING TO EDUCATION. Requires the department of education to implement recommendations of the online learning task force. (SD1)</p>	<p>EDU, WAM</p>
<p><u>HB 2972, HD1, SD1</u> (SSCR2974) Testimony Status</p>	<p>RELATING TO EDUCATION. Creates the Facilities Alignment Commission to establish criteria for the selection of public schools to be constructed, expanded, consolidated, or closed; and recommend areas for new school construction, schools for expansion, consolidation, or closure. Requires the board of education to comply with these recommendations if the legislature does not disapprove of them in their entirety. (SD1)</p>	<p>EDU, WAM</p>
<p><u>HB 2978, HD1, SD1</u> (SSCR3066) Testimony Status</p>	<p>RELATING TO EDUCATION. Requires the University of Hawaii to develop an incentive and performance outcome funding component for its long-range financial plan. (SD1)</p>	<p>EDU, WAM</p>
<p><u>HB 2687, HD1, SD1</u> (SSCR3112) Testimony Status</p>	<p>RELATING TO AQUATIC RESOURCES. Requires the department of land and natural resources and a working group to: review each rule adopted after 01/1/08, concerning the protection and propagation of certain aquatic life or the conservation and allocation of the natural supply of aquatic life; determine whether the rule is achieving its intended purpose; and submit a report. Sunsets on 12/31/20. (SD1)</p>	<p>WTL, WAM</p>



[HB 2704, HD2](#)
[\(SSCR3062\)](#)
[Testimony](#)
[Status](#)

RELATING TO HA'IKU VALLEY.
Establishes the Ha'iku Valley cultural preserve commission to exercise policy and management oversight of the Ha'iku Valley cultural preserve. (HB2704 HD2)

WTL/AHW/JDL,
WAM

[HB 2872, SD1](#)
[\(SSCR3135\)](#)
[Testimony](#)
[Status](#)

RELATING TO PUBLIC LANDS.
Allows the department of land and natural resources to use the process of public auction to lease public lands for recreation-residence use. Sunsets 01/01/12. (SD1)

WTL, WAM

**FOR ALL MEASURES LISTED ABOVE
ONLY WRITTEN COMMENTS SHOULD BE SUBMITTED.**

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

- In person: 1 copy of their testimony to the committee clerk, Room 210, 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 and the date and time of the hearing.
- By Email: Testimony may be emailed if less than 5 pages in length, to testimony@capitol.hawaii.gov. Please indicate to which committee the testimony is being submitted and the date and time of the hearing. 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 or foreign language interpreter or wheelchair accessibility), please contact the committee clerk 24 hours prior to the hearing so arrangements can be made.

Please note: Documents made available through the Testimony hyperlink(s) above may not be posted until the start of the hearing.

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 586-6800.

Senator Rosalyn H. Baker
Chair

