

THE SENATE
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2009

COMMITTEE ON WAYS AND MEANS

Senator Donna Mercado Kim, Chair
Senator Shan S. Tsutsui, Vice Chair

NOTICE OF DECISION MAKING

DATE: Thursday April 2, 2009
TIME: 9:30 a.m.
PLACE: Conference Room 211
State Capitol
415 South Beretania Street

A G E N D A

<u>HB 34</u> <u>(HSCR730)</u> <u>Testimony</u> <u>Status</u>	RELATING TO STATE BONDS. Authorizes issuance of general obligation bonds. Makes findings required by Article VII, Section 13 of the State Constitution to declare that issuance of authorized bonds will not cause debt limit to be exceeded.	WAM
<u>HB 35, HD1</u> <u>(HSCR725)</u> <u>Testimony</u> <u>Status</u>	RELATING TO INCOME TAX CREDIT. Provides a mandatory tax credit to taxpayers pursuant to Article VII, section 6, of the Hawaii Constitution. Establishes the tax credit at \$1. (HB35 HD1)	WAM
<u>HB 573, HD1</u> <u>(HSCR727)</u> <u>Testimony</u> <u>Status</u>	RELATING TO EMERGENCY AND BUDGET RESERVE FUND. Requires a deposit into the Emergency and Budget Reserve Fund at the close of any fiscal year whenever there is a carryover cash surplus in the general fund. The deposit is up to ___% of the closing general fund balance. (HB573 HD1)	WAM
<u>HB 1495, HD1</u> <u>(HSCR749)</u> <u>Testimony</u> <u>Status</u>	RELATING TO STATE INCOME TAX. Repeals the deduction of wagering losses for Hawaii state income tax purposes. (HB1495 HD1)	WAM
<u>HB 1544, HD1</u> <u>(HSCR750)</u> <u>Testimony</u> <u>Status</u>	RELATING TO TAX EXEMPTIONS. Conforms state tax exemptions to federal phaseout provisions under section 151(d)(3) of the IRC. Ties threshold to amounts in place in 2008. (HB1544 HD1)	WAM

<p><u>HB 1583, HD1</u> Proposed SD1 (HSCR759) Testimony Status</p>	<p>RELATING TO TAXATION. Reduces tax credits allowed under chapters 235, 239, 241, and 431, HRS, by 75 percent for taxable years beginning on or after January 1, 2009, and ending before January 1, 2011. Suspends the use of tax credit carryovers generated from taxable years beginning before January 1, 2009, until January 1, 2011. Changes certain tax credits from refundable to non-refundable tax credits. Repeals the technology infrastructure renovation tax credit allowed under section 235-110.51, HRS. (SD1 Proposed)</p>	<p>WAM</p>
<p><u>WTL</u> <u>HB 242, HD1, SD1</u> (SSCR1069) Testimony Status</p>	<p>RELATING TO AGRICULTURE. Appropriates funds, matched dollar-for-dollar by federal funds, in cash, or by in-kind donations by the private sector, for the planning, repair, and modification of agricultural facilities at the former Del Monte operation on Oahu and at Maui Community College. Amends the definition of "agricultural commodity". Effective July 1, 2020. (SD1)</p>	<p>WTL/HRE, WAM</p>
<p><u>HB 586, HD1, SD1</u> (SSCR1014) Testimony Status</p>	<p>RELATING TO THE KANEOHE BAY REGIONAL COUNCIL. Sunsets the Kaneohe bay regional council. Designates the Department of land and natural resources as the agency responsible for implementing the council's plans, programs, and policies and requires DLNR to carry out all duties and functions of the council established by chapter 200D, Hawaii Revised Statutes, prior to the effective date of this Act. (SD1)</p>	<p>WTL, WAM</p>
<p><u>HB 899, HD1, SD1</u> (SSCR936) Testimony Status</p>	<p>RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS. Clarifies and strengthens the Office of Hawaiian Affairs' bond authority. Effective 07/01/2020. (SD1)</p>	<p>WTL, WAM</p>
<p><u>HB 975, HD1, SD1</u> (SSCR1015) Testimony Status</p>	<p>RELATING TO AGRICULTURAL WATER SYSTEMS. Authorizes the Agribusiness Development Corporation to acquire agricultural water systems to provide water for irrigation of agricultural lands. Exempts agricultural water systems from the subdivision requirements of county ordinances. Provides conveyance requirements for the property owner. Effective 07/01/2020. (SD1)</p>	<p>WTL, WAM</p>
<p><u>HB 1271, HD3, SD1</u> (SSCR1079) Testimony Status</p>	<p>RELATING TO GOVERNMENT. Establishes the food security special fund. Establishes the Hawaii economic development task force to address Hawaii's energy and food security needs. Revises the tax collected on each barrel of petroleum product sold by a distributor. Allocates portions of the taxes collected to various funds, including the general fund. Repeals the sunset date of the general excise tax exemption on gross income or proceeds from the sale of alcohol fuels. Effective date 7/1/2020. (SD1)</p>	<p>WTL/ENE/EDT, WAM</p>

<p><u>HB 1471, HD2</u> <u>(SSCR934)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO FARMS. Establishes a pilot program within the Department of Agriculture to encourage farmers to form agricultural cooperatives, coordinate purchasing agreements between the agricultural cooperatives and hotels, restaurants, and other buyers in the visitor and hospitality industries, and develop and implement safe food certification for products under the program. Establishes the Food Certification Pilot Program Special Fund and appropriates funds for the program. (HB1471 HD2)</p>	<p>WTL, WAM</p>
<p><u>HB 1665, HD1, SD1</u> <u>(SSCR935)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO HAWAIIAN FISHPONDS. Prohibits the sale of public lands on which government-owned Hawaiian fishponds are located. (SD1)</p>	<p>WTL, WAM</p>
<p><u>HB 1712, HD2, SD1</u> <u>(SSCR1049)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO FISHING. Requires DLNR to consider relevant data to support the adoption of rules to regulate the taking of uhu, weke/moana kali, and ulua/papio, and develop a monitoring and evaluation program to determine the effectiveness of rules adopted and the effects of specified habitat threats on the regulated fish. Establishes a five year moratorium on the harvesting of opihi on Oahu, and a ban on taking or harvesting opihi statewide, subject to open and closed seasons, bag limits, and the traditional rights of certain ahupuaa tenants. Establishes a fishing bag limit and size restrictions for Maui for uhu and goatfish. (SD1)</p>	<p>WTL, WAM</p>
<p><u>EDH</u> <u>HB 179, SD1</u> <u>(SSCR987)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO SCHOOL FACILITIES. Repeals two subsections of the Hawaii Revised Statutes regarding the cost of electricity and maintenance for air conditioners not installed by the department of accounting and general services and repair and maintenance for donated fixtures and equipment. (SD1)</p>	<p>EDH, WAM</p>
<p><u>HB 183, HD1, SD1</u> <u>(SSCR1041)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO EDUCATION. Establishes an advisory committee to provide oversight of the Hawaii teacher standards board and provide the governor with lists of nominees for appointment to the board; requires annual report of the advisory committee to the board of education and the legislature; authorizes the board to hire an executive director; authorizes the Hawaii teacher standards board to suspend its policies, rules, and standards when required by extenuating circumstances, and determine how it collects license fees (part I); authorizes the Hawaii teacher standards board to coordinate an effort that creates a data interface network to promote the free interchange of information among public and private Hawaii teacher education institutions and the department of education; appropriates funds (part II). Effective 7/1/50. (SD1)</p>	<p>EDH, WAM</p>

<p><u>HB 395, HD1, SD1</u> (SSCR995) Testimony Status</p>	<p>RELATING TO EARLY LEARNING. Requires the department of education, beginning with the 2010-2011 school year, to use successful assessment tools and protocols for determining a student's initial placement and for decision making about a student's movement between junior kindergarten, kindergarten, and into grade one; clarifies provisions of the early learning system, including authorizing designees for all members of the early learning council, changing the name of the keiki first steps trust fund to the early learning trust fund, and specifying that moneys in the early learning trust fund shall not lapse to the credit of the general fund at the end of each fiscal year. (SD1)</p>	<p>EDH/HMS, WAM</p>
<p><u>HB 983, HD1, SD1</u> (SSCR1061) Testimony Status</p>	<p>RELATING TO EDUCATION. Requires the director of transportation to provide federal Safe Routes to School program funds for school-based workshops and community-based planning projects that will reduce vehicular travel and congestion, encourage walking and bicycling, and promote health and safety. Requires the director to develop a streamlined process for the federal Safe Routes to School grant program. (SD1)</p>	<p>EDH/TIA, WAM</p>
<p><u>HB 986, HD1, SD1</u> (SSCR996) Testimony Status</p>	<p>RELATING TO PUBLIC SCHOOL FACILITIES. Adds renovation of state buildings to energy efficiency and environmental standards guidelines; requires public schools to meet energy and efficiency standards. Effective 7/1/2030. (SD1)</p>	<p>EDH/ENE, WAM</p>
<p><u>HB 1686, HD2, SD1</u> (SSCR1042) Testimony Status</p>	<p>RELATING TO CHARTER SCHOOLS. Clarifies the functions, duties, and roles of the charter school review panel in the administration and operation of charter schools, and improves fiscal and budgetary accountability. Effective 7/1/50. (SD1)</p>	<p>EDH, WAM</p>
<p><u>ENE</u></p>		
<p><u>HB 426, HD1</u> (SSCR945) Testimony Status</p>	<p>RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU. Authorizes the issuance of special purpose revenue bonds to Honolulu Seawater Air Conditioning, LLC, for the purpose of design and construction of a seawater air conditioning district cooling system in downtown Honolulu. (HB426 HD1)</p>	<p>ENE, WAM</p>
<p><u>HB 427, HD1</u> (SSCR944) Testimony Status</p>	<p>RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE. Authorizes the issuance of \$40,000,000 in special purpose revenue bonds for One Planet Pacific Energy, LLC, to build a gasification facility adjoining the construction and demolition material solid waste landfill located in Nanakuli, Oahu. (HB427 HD1)</p>	<p>ENE, WAM</p>

<p><u>HB 1483, HD1</u> <u>(SSCR911)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR BETTER PLACE HAWAII, INC. Authorizes the issuance of special purpose revenue bonds to assist Better Place Hawaii, Inc., in the planning, designing, construction, and development of transportation infrastructure, equipment, and apparatus to support electric vehicles in Hawaii. (HB1483 HD1)</p>	<p>ENE, WAM</p>
<p><u>HB 1627, HD2, SD1</u> <u>(SSCR950)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS. Authorizes special purpose revenue bonds for Carbon Diversion Inc. for development of non-fossil fuel energy production. Takes effect July, 1, 2009. (SD1)</p>	<p>ENE, WAM</p>
<p><u>HB 1628, HD1, SD1</u> <u>(SSCR951)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC. Authorizes the issuance of special purpose revenue bonds to assist BioEnergy Hawaii, LLC, establish a cogeneration facility and related energy production facilities. (SD1)</p>	<p>ENE, WAM</p>
<p><u>HB 1678, HD1, SD1</u> <u>(SSCR952)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS. Authorizes special purpose revenue bonds for LifeGrid Solutions, LLC for development of non-fossil fuel energy production. Effective July 1, 2009. (SD1)</p>	<p>ENE, WAM</p>
<p><u>HTH</u></p>		
<p><u>HB 317, HD1, SD1</u> <u>(SSCR969)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO MOBILE MEDICAL CARE. Authorizes the use of federal Homeland Security Grant Program funds to provide the people of the southern portion of the island of Hawaii with increased access to suitable emergency and clinical medical care by means of a mobile medical van based at Kona community hospital. Effective 07/01/2050. (SD1)</p>	<p>HTH/PSM, WAM</p>
<p><u>HB 895, HD2, SD1</u> <u>(SSCR1035)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES. Increases the tobacco tax on tobacco products other than cigarettes from 40% to 85% in 2009, 95% in 2010, and 105% in 2011, of the wholesale price and deposits an unspecified percentage of the proceeds collected into the community health centers special fund, the health systems special fund, and the Hawaii tobacco prevention and control trust fund. Effective 7/1/50. (SD1)</p>	<p>HTH, WAM</p>
<p><u>HB 991, HD2, SD1</u> <u>(SSCR968)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE UNIVERSITY OF HAWAII. Establishes the Hawaii medical doctor loan repayment program for University of Hawaii medical school graduates and medical school graduates with training from Hawaii based medical programs working in rural areas of the State. (SD1)</p>	<p>HTH/HRE, WAM</p>
<p><u>HB 1175, HD3, SD1</u> <u>(SSCR1036)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO TAXATION. Increases the cigarette tax from 10 cents per cigarette to 20 cents per cigarette beginning July 1, 2009. (SD1)</p>	<p>HTH, WAM</p>

<p><u>HB 1371, HD1, SD1</u> <u>(SSCR1044)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO HEALTH CARE. Directs funding provided by the American Recovery and Reinvestment Act of 2009, Pub. L. 111-5, or other federal stimulus acts for health care programs. (SD1)</p>	<p>HTH/HMS, WAM</p>
<p><u>HB 1504, HD1, SD1</u> <u>(SSCR1007)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO HEALTH. Creates the Hawaii Health Authority to develop a comprehensive plan to provide universal health care in Hawaii. Effective 7/1/50. (SD1)</p>	<p>HTH/CPN, WAM</p>

Decision making meeting only, no public testimony will be accepted.

Persons wishing to comment should submit their comments in one of the following ways:

- By Email: Comments may be emailed if less than 5 pages in length, to the Committee at WAMTestimony@Capitol.hawaii.gov . Please indicate the measure, date and time of the hearing. Email sent to individual offices or any other Senate office will not be accepted.
- By Web: Comments may be submitted online if less than 4MB in size, at <http://www.capitol.hawaii.gov/emailtestimony>.
- In person: 1 copy of their Comments to the committee clerk, Room 210, State Capitol.
- By fax: Comments 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 comments is being submitted and the date and time of the hearing.

FOR AMENDED HEARING NOTICES: If the notice is an amended notice, measures that have been deleted are stricken through and measures that have been added are underscored. If there is a measure that is both underscored and stricken through, that measure has been deleted from the agenda.

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.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-6800.

Senator Donna Mercado Kim
Chair