

SENATE COMMITTEE ON TRANSPORTATION, INTERNATIONAL AND INTERGOVERNMENTAL AFFAIRS AND HOUSE COMMITTEE ON TRANSPORTATION

Wednesday, January 28, 2009
1:30 p.m.
Conference Room 329; State Capitol

AGENDA:

The purpose of this briefing is for the Department of Transportation to provide the legislators with a department update.

COMMITTEE ON EDUCATION

Wednesday, January 28, 2009
2:00 p.m.
Conference Room 309; State Capitol

AGENDA:

The purpose of this informational briefing is to provide updates by the Department of Education.

The following issues will be discussed:

1. Financial Management Plan/Gartner Group
2. Online Learning

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Thursday, January 29, 2009
8:30 a.m.
Conference Room 312; State Capitol

AGENDA:

HB 462	RELATING TO MILITARY SPECIAL NUMBER PLATES. Requires counties to set aside a portion of the fee charged for military special number plates to be transferred to the office of veterans' services to support veterans' rights and benefits.	EBM, TRN, FIN
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HB 450	<p>RELATING TO FAMILY LEAVE.</p> <p>Grants family leave to an employee during any calendar year to provide family care and support during the military deployment of the employee's child, spouse or reciprocal beneficiary, or parent. Requires an employee to provide proof of military deployment. Defines military deployment. Effective 7/1/2015.</p>	EBM, LAB, FIN
HB 720	<p>RELATING TO FAMILY LEAVE.</p> <p>Allows an employee to use family leave during any calendar year to provide family care and support during the military deployment of the employee's child, spouse or reciprocal beneficiary, or parent. Requires an employee to provide proof of military deployment. Defines military deployment.</p>	EBM, LAB, FIN
HB 452	<p>RELATING TO EDUCATION.</p> <p>Provides tuition waivers for children of military personnel disabled, killed in the line of duty, or declared prisoners of war or missing in action.</p>	EBM, HED, FIN
HB 457	<p>RELATING TO EDUCATION.</p> <p>Appropriates funds to expand transition programs for military-impacted schools in the State and to hire necessary personnel to coordinate the transition programs.</p>	EBM, EDN, FIN
HB 194	<p>RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS.</p> <p>Clarifies that the intent of existing law is solely to exempt professional employment organizations from general excise tax payments on payroll funds.</p>	EBM, CPC, FIN
HB 656	<p>RELATING TO LIQUOR.</p> <p>During the economic downturn, allows liquor licensees who have an agreement to repay delinquent liquor taxes on a payment plan schedule and who are current and not in default, to renew their liquor licenses.</p>	EBM, CPC, FIN

Decision making to follow.

COMMITTEE ON PUBLIC SAFETY

Thursday, January 29, 2009

8:30 a.m.

Conference Room 309; State Capitol

AGENDA:

HB 335

RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM.

PBS, JUD, FIN

Establishes a statewide automated victim notification system to provide victims of crime with current information regarding the custody status of the offender in the victim's case.

HB 336

RELATING TO DNA COLLECTION FOR ARRESTEES OF VIOLENT CRIMES.

PBS, JUD, FIN

Requires DNA collection from those arrested for violent crimes.

HB 358

RELATING TO DRUG TREATMENT.

PBS, JUD, FIN

Authorizes placement of certain offenders in secure drug treatment facilities.

HB 515

RELATING TO INSURANCE.

PBS, CPC, FIN

Authorizes the transfer of moneys from the hurricane reserve trust fund to the Hawaii insurance guaranty association for the payment of covered claims against an insolvent insurer when (1) the insolvency was caused by a hurricane and (2) the Hawaii hurricane relief fund has no hurricane insurance policy in force.

HB 516

RELATING TO THE HAWAII HURRICANE RELIEF FUND.

PBS, CPC, FIN

Repeals requirement that the interest earned on the principal in the hurricane reserve trust fund be transferred to the general fund.

HB 10

RELATING TO WIRELESS ENHANCED 911 SERVICE.

PBS, CPC, FIN

Eliminates the \$0.66 monthly surcharge on wireless telephone accounts and terminates the wireless enhanced 911 fund once all moneys in the fund are expended. Effective 7/1/2009.

HB 203	RELATING TO WIRELESS ENHANCED 911. Fund prior to the 2009 regular session and review every 5 years thereafter. Adds definitions and places limits on expenditures from the fund. Makes surcharge permissible, rather than required. Requires the 2009 annual report of the wireless enhanced 911 board to explain authority for certain expenditures proposed by its 2009 annual report.	PBS, CPC, FIN
HB 205	RELATING TO WIRELESS ENHANCED 911. Requests the state auditor to conduct an audit of the wireless enhanced 911 fund and submit a review of the fund in 2014 and every five years after.	PBS, CPC/LMG, FIN

Decision making to follow.

COMMITTEE ON HUMAN SERVICES

Thursday, January 29, 2009
9:00 a.m.
Conference Room 329; State Capitol

AGENDA:

HB 50	RELATING TO FAMILY COURTS. Requires a minor adjudicated of actions that would constitute promoting a controlled substance to choose either detention in youth correctional facility or substance abuse counseling program with parents or legal guardians.	HUS, JUD, FIN
HB 297	RELATING TO THE INTERSTATE COMPACT FOR JUVENILES. Adopts the new Interstate Compact for Juveniles and establishes the family court's jurisdiction under the compact.	HUS, JUD, FIN

HB 726 RELATING TO CHILDREN. HUS, JUD, FIN
Establishes a task force to examine situations resulting in a child fatality or a serious injury due to drug use by a parent, guardian, or caregiver, and develop a plan to prevent such situations from occurring. Establishes a system for the Department of Human Services to allow children to continue to reside in pre-existing caregivers' safe homes rather than enter into foster care, subject to certain conditions.

HB 728 RELATING TO TEMPORARY RESTRAINING ORDERS. HUS, JUD, FIN
Requires the judiciary to establish a three-year statewide pilot project for the electronic filing of requests for and issuance of domestic abuse temporary restraining orders on nights and weekends. Makes an appropriation.

Decision making to follow.

COMMITTEE ON ENERGY & ENVIRONMENTAL PROTECTION AND COMMITTEE ON WATER, LAND, & OCEAN RESOURCES

Thursday, January 29, 2009
10:00 a.m.
Conference Room 325; State Capitol

AGENDA:

HB 1 RELATING TO NUCLEAR ENERGY. EEP/WLO, JUD, FIN
Directs the department of business, economic, development, and tourism to develop a permitting process for nuclear energy generation facilities in Hawaii.

Decision making to follow.

SENATE COMMITTEE ON LABOR AND HOUSE COMMITTEE ON LABOR AND PUBLIC EMPLOYMENT

Thursday, January 29, 2009
1:30 p.m.
Conference Room 329; State Capitol

AGENDA:

Department of Labor and Industrial Relations

Workforce Development Program	LBR 111
Workforce Development Council	LBR 135
Hawaii Occupational Safety and Health Program	LBR 143
Wage Standards Program	LBR 152
Hawaii Civil Rights Commission	LBR 153
Hawaii Labor Relations Board	LBR 161
Unemployment Insurance Program	LBR 171
Disability Compensation Program	LBR 183
Office of Language Access	LBR 316
Labor and Industrial Relations Appeals Board	LBR 812
Employment Security Appeals Referees' Office	LBR 871
Data Gathering Research and Analysis	LBR 901
General Administration	LBR 902
Hawaii Career (Kokua) Information Delivery System	LBR 905

SENATE COMMITTEE ON WAYS AND MEANS AND HOUSE COMMITTEE ON FINANCE

Thursday, January 29, 2009
1:30 p.m. – completion
State Capitol Auditorium

AGENDA:

Office of Hawaiian Affairs

Office of the Trustees	OHA 150
Administration Group	OHA 160
Program Systems Group	OHA 170
Hawaiian Rights Division	OHA 180

The Judiciary

Court of Appeals	JUD 101
First Judicial Circuit	JUD 310
Second Judicial Circuit	JUD 320
Third Judicial Circuit	JUD 330
Fifth Judicial Circuit	JUD 350
Judicial Selection Commission	JUD 501
Support Services Administration	JUD 601

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Thursday, January 29, 2009

2:00 p.m.

Conference Room 325; State Capitol

AGENDA:

HB 619	RELATING TO PUBLIC UTILITIES. Directs the public utilities commission to prepare a study on the creation of renewable energy zones and report its findings to the legislature.	CPC, EEP, FIN
HB 254	RELATING TO PUBLIC UTILITIES. Requires the public utilities commission to treat switched access phone service as fully competitive.	CPC
HB 266	RELATING TO PUBLIC UTILITIES. Requires the public utilities commission to consider other telecommunications services when determining competition in the switched access telephone service market.	CPC
HB 365	RELATING TO CONTRACTORS. Amends the "handyman" exemption to contractor licensing law to include contracts that are no more than \$1,600 for labor, exclusive of materials, taxes, and other items.	CPC

HB 627	<p>RELATING TO CONTRACTORS.</p> <p>Prohibits the resumption of work for any person who is issued a citation for operating without a contractor's license in good standing until a hearing is conducted, and makes the issuance of citations and cease and desist orders mandatory. Amends penalties.</p>	CPC, JUD
HB 239	<p>RELATING TO INSURANCE.</p> <p>Repeals the statute that limits insurance coverage for punitive damages to contracts that specifically provide such coverage.</p>	CPC, JUD
HB 264	<p>RELATING TO MOTOR VEHICLE INSURANCE.</p> <p>Limits assigned claims coverage to those who do not have any motor vehicle insurance at all.</p>	CPC, JUD
HB 270	<p>RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT.</p> <p>Allows motor vehicle dealers of used vehicles to have in their possession reasonable indicia of ownership or right of possession, as an alternative to a legal ownership certificate, when selling the used vehicle.</p>	CPC, JUD
HB 508	<p>RELATING TO INSURANCE.</p> <p>Requires a business to provide commercial motor vehicle insurance coverage for delivery persons who use their own motor vehicles to make deliveries for the business.</p>	CPC, EBM
HB 206	<p>RELATING TO CONSUMER CREDIT REPORTING AGENCIES.</p> <p>Bars credit reporting agencies from charging consumers who are at least 65 years old a fee for placing, lifting, or removing a security freeze on their credit reports. Provides an expedited manner for temporarily lifting a security freeze.</p>	CPC

HB 447 RELATING TO PAYDAY LENDING. CPC, FIN
Requires check cashing (deferred deposit) businesses to register with DCCA, post and provide consumers with rate, fee, and other information, keep records, and report to DCCA; regulates payment plans; exempts check casher fees and interest from general excise tax; regulates retailers who occasionally cash checks.

HB 618 RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT. CPC, FIN
Enacts Uniform Prudent Management of Institutional Funds Act to replace and update existing Uniform Management of Institutional Funds Act. Provides guidance and authority to charitable organizations concerning the management and investment of funds held by those organizations. Provides additional protections for charities and also protects the interests of donors. Modernizes rules governing expenditures from endowment funds. Gives institutions ability to cope more easily with fluctuations in the value of the endowment. Updates provisions governing the release and modification of restrictions on charitable funds to permit more efficient management of these funds.

Decision making to follow.

COMMITTEE ON HIGHER EDUCATION

Thursday, January 29, 2009
2:00 p.m.
Conference Room 309; State Capitol

AGENDA:

HB 8 RELATING TO THE UNIVERSITY OF HAWAII. HED, FIN
Bases University of Hawaii general funding on a student-weighted formula.

HB 85 RELATING TO LEEWARD COMMUNITY COLLEGE. HED, FIN
Makes an appropriation for the planning, design, and construction for a second access road for leeward community college.

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| HB 123 | <p>RELATING TO THE UNIVERSITY OF HAWAII.
 Authorizes the board of regents of the University of Hawaii to issue additional revenue bonds in the principal amount of \$150,000,000 for the purpose of financing the costs of construction or maintenance of capital improvement projects constituting university projects. Appropriates the proceeds of the initial \$100,000,000 of the revenue bonds (as authorized by Act 161, SLH 2007), in the current fiscal year and any of the fiscal years thereafter, to and including fiscal year 2012-2013. Appropriates the proceeds of the additional \$150,000,000 in the current fiscal year and any of the fiscal years thereafter, to and including fiscal year 2014-2015.</p> | HED, FIN |
| HB 124 | <p>RELATING TO HEALTH PROFESSIONAL EDUCATION.
 Appropriates funds to support the Hawaii Quentin Burdick rural health interdisciplinary training program.</p> | HED, HLT, FIN |
| HB 132 | <p>RELATING TO QUALIFIED TUITION PROGRAMS.
 Provides an annual maximum deduction of \$5,000 per individual or \$10,000 for a married couple filing jointly for contributions made to a section 529 qualified tuition program in 2009 and thereafter.</p> | HED, FIN |

Decision making to follow.

COMMITTEE ON HEALTH

Friday, January 30, 2009
 8:30 a.m.
 Conference Room 329; State Capitol

AGENDA:

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| HB 317 | <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.</p> | HLT, PBS, FIN |
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HB 343	<p>RELATING TO RURAL PRIMARY HEALTH CARE TRAINING.</p> <p>Appropriates funds to: (1) develop a statewide rural primary health care training program; and (2) support the family medicine residency program of the University of Hawaii John A. Burns school of medicine's department of family medicine and community health. Effective 7/1/09.</p>	HLT, HED, FIN
HB 691	<p>RELATING TO PHYSICIAN SHORTAGES.</p> <p>Establishes the Hawaii Rural Health Care Provider Loan Repayment Program to provide student loan repayments to physicians who practice in federally designated health professional shortage areas of the state.</p>	HLT, HED, FIN
HB 230	<p>RELATING TO PARKING FOR PERSONS WITH DISABILITIES.</p> <p>Makes vehicles owned and operated by nursing facilities eligible for disabled parking license plates, placards, and identification cards.</p>	HLT, TRN, JUD
HB 687	<p>RELATING TO VETERANS.</p> <p>Transfers Yukio Okutsu State Veterans Home from department of health, Hawaii health systems corporation, to department of defense, office of veterans' services.</p>	HLT, EBM, FIN
HB 690	<p>RELATING TO INSURANCE.</p> <p>Requires insurers that offer health care coverage to the regular employees of any group or association to offer the same coverage to part-time employees working at least 15 hours per week. Requires the insurance commissioner to report to the legislature on cost-benefit.</p>	HLT, CPC, FIN
HB 699	<p>RELATING TO TAX CREDITS.</p> <p>Provides a tax credit for costs related to conducting medical technology research.</p>	HLT, EBM, FIN

HB 702	RELATING TO GENERAL EXCISE TAXATION. Excludes from the general excise tax, amounts received by a managed care support contractor of the TRICARE program for the actual cost or advancement to third party health care providers pursuant to a contract with the United States.	HLT, EBM, FIN
HB 438	RELATING TO TAXATION. Assesses a surcharge on all soft drinks sold in the State.	HLT, EBM, FIN
HB 329	RELATING TO HEALTH. Requires the State to reject all Title V federal funding for mandated abstinence-only-until-marriage programs.	HLT, EDN, FIN
HB 330	RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION. Requires any recipient of state funding to provide medically accurate sexuality education.	HLT, EDN, FIN

Decision making to follow.

COMMITTEE ON LABOR & PUBLIC EMPLOYMENT

Friday, January 30, 2009
8:30 a.m.
Conference Room 309; State Capitol

AGENDA:

HB 332	RELATING TO EMPLOYMENT SECURITY. Establishes eligibility for unemployment insurance.	LAB, HUS, FIN
HB 396	RELATING TO EMPLOYMENT. Establishes job security requirements upon the divestiture of a covered establishment.	LAB, EBM, FIN
HB 479	RELATING TO EMPLOYMENT. Amends Act 5, First Special Session Laws 2007.	LAB, EBM, FIN

HB 527	<p>RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.</p> <p>Creates a blue ribbon task force in the department of budget and finance to explore the feasibility of having the employees' retirement system purchase Ala Moana Center and the Ward Centers.</p>	LAB, EBM, FIN
HB 784	<p>PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 2, OF THE HAWAII CONSTITUTION, TO AUTHORIZE THE LEGISLATURE TO ALLOW THE JUDICIARY TO REDUCE PENSION BENEFITS OF AN EMPLOYEE OF THE STATE OR A POLITICAL SUBDIVISION WHO IS CONVICTED OF A FELONY RELATED TO THE EMPLOYEE'S EMPLOYMENT.</p> <p>Proposes a constitutional amendment to article XVI, section 2 of the state constitution to authorize the legislature to allow the judiciary to reduce the pension benefits of any member of the employees' retirement system who is convicted of a felony related to the member's employment with the State or any political subdivision.</p>	LAB, JUD, FIN
HB 787	<p>RELATING TO WHISTLEBLOWERS' PROTECTION.</p> <p>Provides additional protection to public employees who report violations of the law, and other improper activities such as waste, gross misconduct, incompetence, or inefficiency. Expands the state ombudsman's responsibilities regarding whistleblowers.</p>	LAB, JUD, FIN
HB 111	<p>RELATING TO STATE SALARIES.</p> <p>Establishes a two year statute of limitations for recovering indebtedness to State through withholding of state salary.</p>	LAB, FIN
HB 628	<p>RELATING TO INTERGOVERNMENTAL MOVEMENTS.</p> <p>Allows for the exchange or movement of civil service employees between the State and any county, between counties, between the federal government and the State, or between the federal government and any county; provided certain conditions are met.</p>	LAB, FIN

HB 629 RELATING TO LIQUOR COMMISSION EMPLOYEES. LAB, JUD
Repeals section 281-22, HRS, which allows liquor commission employees to support, advocate, or aid in the election or defeat of any candidate for public office.

Decision making to follow.

COMMITTEE ON WATER, LAND, & OCEAN RESOURCES

Friday, January 30, 2009

9:00 a.m.

Conference Room 325; State Capitol

AGENDA:

HB 199 RELATING TO WILDLIFE. WLO, JUD
Prohibits and establishes as a misdemeanor: (1) The possessing or using of a snare to hunt or take wildlife; (2) The using of bait to hunt or take wildlife; and (3) The taking of wildlife for the purpose of keeping as a pet.

HB 609 MAKING AN APPROPRIATION TO PLAN, DESIGN, AND CONSTRUCT A TEST WELL IN UPCOUNTRY MAUI TO SERVE AS THE FIRST PHASE IN THE CONSTRUCTION OF A GROUND WATER WELL TO SUPPLEMENT THE UPCOUNTRY MAUI SURFACE WATER SYSTEM. WLO, FIN
Appropriates funds to plan, design, and construct a test well in upcountry Maui, either in Makawao or Pukalani, to serve as the first phase in the construction of a ground water well to supplement the upcountry surface water system.

HB 586 RELATING TO THE KANEOHE BAY REGIONAL COUNCIL. WLO, FIN
Sunsets the Kaneohe Bay Regional Council but retains their plans, programs, and policies.

HB 641 RELATING TO BEACH ACCESS. WLO, FIN
Requires the department of land and natural resources to identify, publicize, and enforce access by public to beaches.

HB 248	RELATING TO WATER. Requires all potable water systems constructed after 7/1/10 to use polyvinyl chloride pipe.	WLO, CPC
HB 645	RELATING TO KAENA POINT. Removes any restriction on camping in Kaena point state park.	WLO, FIN

Decision making to follow.

COMMITTEE ON AGRICULTURE

Friday, January 30, 2009
9:30 a.m.
Conference Room 312; State Capitol

AGENDA:

HB 242	RELATING TO AGRICULTURE. Appropriates funds for the expansion of value-added agricultural operations at the Del Monte and Maui community college facilities.	AGR, HED, FIN
HB 663	RELATING TO AGRICULTURE. Directs UH college of tropical a and human resources to undertake study of the feasibility of developing an animal feed industry in the State.	AGR, HED, FIN
HB 721	RELATING TO AGRICULTURE. Creates a task force in the UH, CTAHR, to assess the overall structure of agricultural industry in the State.	AGR, HED, FIN
HB 404	RELATING TO AGRICULTURE. Establishes an agricultural products transportation program to provide grants to qualified agricultural producers to alleviate ocean and air intrastate transportation costs.	AGR, FIN
HB 237	RELATING TO MACADAMIA NUTS. Appropriates funds to fund a marketing study for Hawaii's macadamia nut industry, including the best structure for the establishment of a Hawaii Macadamia Nut Commission.	AGR, FIN

Decision making to follow.

HOUSE COMMITTEE ON TOURISM, CULTURE, & INTERNATIONAL AFFAIRS AND
SENATE COMMITTEE ON TOURISM

Friday, January 30, 2009

10:15 a.m.

Conference Room 225; State Capitol

AGENDA:

The purpose of this informational briefing is to provide the Legislature with an update on the audit of the HTA. Invited participants include:

Hawaii Tourism Authority (HTA)

Hawaii Visitors and Convention Bureau (HVCB)

Hawaii Convention Center (HCC)/ SMG Hawaii