

COMMITTEE ON HOUSING

Friday, February 13, 2009

1:00 p.m.

Conference Room 329; State Capitol

AGENDA:

Decision making only (heard on Wednesday, February 4, 2009):

HB 1521 Status	RELATING TO PUBLIC HOUSING. Shortens time for notice, meeting, and grievance requirements for violations with rental agreements, leases, violation of rules, or maintenance in public housing. Streamlines eviction process in public housing.	HSG, FIN
HB 1694 Status	RELATING TO PUBLIC HOUSING. Requires the Hawaii public housing authority to establish a minimum rent of \$250 per month for all state public housing units. Prohibits the Hawaii public housing authority from establishing preferences for tenant selection.	HSG, FIN
HB 202 Status	RELATING TO FORECLOSURES. Requires notification of mortgage foreclosure to the tenant of rental property by the successor in interest prior to termination of the rental agreement and commencement of summary possession proceedings. Provides that holdover tenants are liable to the successor in interest for the pro-rated share of rent and other charges authorized under the previous rental agreement, for each day the tenant remains in possession up until the commencement of summary possession proceedings, after which higher charges authorized under existing law apply.	HSG, CPC/JUD
HB 331 Status	RELATING TO REAL PROPERTY. Requires that tenants of rental property be given sixty days written notice to vacate when the rental property is sold in foreclosure. Requires that tenants of rental property be notified when foreclosure proceedings have begun on the rental property.	HSG, CPC/JUD

<u>HB 443</u> <u>Status</u>	RELATING TO LANDLORD-TENANT CODE. Requires landlord to give tenant prior notice of a foreclosure action and 30-day notice of foreclosure sale.	HSG, CPC
<u>HB 522</u> <u>Status</u>	RELATING TO FORECLOSURES. Requires mortgagees to provide notice to tenants of foreclosure and give them 45 days from the date of notice to vacate when their rental property is disposed of in either a judicial or non-judicial foreclosure.	HSG, JUD
<u>HB 525</u> <u>Status</u>	RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE. Makes a mortgagee in possession or purchaser of residential rental property that has been foreclosed upon subject to a rental agreement between the previous landlord and a tenant.	HSG, CPC/JUD
<u>Decision making only (heard on Wednesday, February 11, 2009):</u>		
<u>HB 351</u> <u>Status</u>	RELATING TO PUBLIC HOUSING. Appropriates funds for the purpose of expenditures by the Hawaii public housing authority to make required repairs and renovations at public housing facilities to ensure compliance with state and federal law.	HSG, FIN
<u>HB 1232</u> <u>Status</u>	RELATING TO SUSTAINABLE AFFORDABLE HOUSING. Requires a portion of housing units in residential developments constructed with state assistance, on land purchase or leased from the State and on land located in a community development district, to be sold pursuant to restrictions that ensure continued affordability over time.	HSG, FIN
<u>HB 1592</u> <u>Status</u>	RELATING TO HOUSING. Establishes provisions for the leveraging of union financing for affordable housing projects.	HSG, FIN

COMMITTEE ON JUDICIARY

Friday, February 13, 2009

2:20 p.m.

Conference Room 325; State Capitol

AGENDA:

HB 1094 (HSCR137) Status	RELATING TO PERMANENCY HEARINGS. Amends chapter 587, Hawaii Revised Statutes, to ensure compliance with federal Title IV-E hearing requirements.	HUS, JUD, FIN
HB 268 Status	RELATING TO LAND COURT. Requires the assistant registrar of the land court to provide, within 10 days and free of charge, an image and index of all instruments that contain real property transactions each week to the administrator of the city and county of Honolulu's real property assessment division.	JUD, FIN
HB 269 Status	RELATING TO REAL PROPERTY. Requires the registrar of the bureau of conveyances to provide, within 10 days and free of charge, an image and index of all instruments that contain real property transactions each week to the administrator of the city and county of Honolulu's real property assessment division.	JUD, FIN
HB 423, HD1 (HSCR183) Status	RELATING TO EMERGENCY CONTRACEPTIVES FOR SEXUAL ASSAULT SURVIVORS. Requires hospitals to provide information about emergency contraception to women who are sexually assaulted and to provide emergency contraception when requested. Provides for administrative penalties for noncompliance. (HB423 HD1)	HLT, JUD, FIN

[HB 1174, HD1](#)
[\(HSCR169\)](#)
[Status](#)

RELATING TO THE UNIVERSITY OF HAWAII.
Allows UH to adopt administrative rules to regulate activities at and within the Mauna Kea Lands, or the lands UH leases from the Board of Land and Natural Resources. Allows UH to provide for procedures to enforce these rules, and to assess and collect administrative fines for violations of these rules. Establishes the Mauna Kea Management Special Fund. (HB1174 HD1)

HED, JUD, FIN

[HB 345](#)
[Status](#)

RELATING TO CAMPAIGN SPENDING.
Amends the pilot project for comprehensive public funding of Hawaii county council elections by commencing the project in the general election year 2014.

JUD, FIN

[HB 1187](#)
[\(HSCR42\)](#)
[Status](#)

RELATING TO THE HOMELESS.
Assists the homeless in reuniting with their families.

HSG, JUD, FIN

Decision making to follow.

Decision making only (heard on Tuesday, February 10, 2009):

[HB 981](#)
[\(HSCR46\)](#)
[Status](#)

RELATING TO HIGHWAY SAFETY.
Makes amendments to Act 171, Session Laws of Hawaii 2008, reflecting recommendations of Ignition Interlock Implementation Task Force.

TRN, JUD, FIN

[HB 819, HD1](#)
[\(HSCR17\)](#)
[Status](#)

RELATING TO CRIME.
Mandates minors aged 15-17 be tried as adults in cases of first and second degree murder. (HB819 HD1)

HUS, JUD, FIN

COMMITTEE ON LEGISLATIVE MANAGEMENT

Friday, February 13, 2009
Conference Room 423; State Capitol

2:00 p.m. AGENDA:

Decision making only (heard on Friday, February 6, 2009):

HB 970 Status	RELATING TO LOBBYISTS. Prohibits former legislators and appointees whose appointments were subject to senate confirmation from engaging in lobbying for 24 months after termination of employment.	LMG, JUD
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2:15 p.m. AGENDA:

HB 707 (HSCR148) Status	MAKING AN APPROPRIATION FOR THE AUDITOR. Appropriates funds for the auditor to conduct a financial audit of all federal funds designated for health care and received by the department of human services.	HUS/HLT, LMG, FIN
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HB 1603, HD1 (HSCR85) Status	RELATING TO HAWAII'S ECONOMY. Direct the Department of Business, Economic Development, and Tourism to undertake an economic diagnostic assessment of the State's economy. Makes an appropriation for costs of economic consultants to assist in the study. (HB1603 HD1)	EBM, LMG, FIN
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HB 409 (HSCR159) Status	RELATING TO PUBLIC SAFETY. Makes clear that the office of the ombudsman has the authority to investigate facilities that hold Hawaii inmates, appropriates funds to conduct investigations, and makes gender neutral amendments.	PBS, LMG, FIN
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[HB 969](#)
[\(HSCR158\)](#)
[Status](#)

RELATING TO PRIVATE PRISON PERFORMANCE
AUDIT.

PBS, LMG, FIN

Authorizes the state auditor to conduct performance audits of private prisons housing Hawaii inmates, namely Red Rock Correctional Center and Saguaro Correctional Center in Eloy, Arizona and Otter Creek Correctional Center in Wheelwright, Kentucky in the following areas: (1) treatment and services that Corrections Corporation of America is providing to Hawaii inmates including medical, mental health, substance abuse treatment, education, vocational training, and food services; (2) visitation, videoconferencing, and telephone communication; and (3) the department of public safety's monitoring of private prisons, enforcement of contract provisions, and public access to contracts and monitoring reports.

Decision making to follow.

COMMITTEE ON TRANSPORTATION

Saturday, February 14, 2009
9:00 a.m.
Conference Room 309; State Capitol

AGENDA:

[HB 230, HD1](#)
[Status](#)

RELATING TO PARKING FOR PERSONS WITH
DISABILITIES.

HLT, TRN, JUD

Makes vehicles owned and used to transport persons with disabilities by nursing facilities eligible for disabled parking license plates, placards, and identification cards. (HB230 HD1)

[HB 1835](#)
[Status](#)

RELATING TO HIGHWAYS.

TRN, FIN

Amends the 2008 CIP appropriation for traffic safety improvements to the Hawaii Belt Road and Papaikou Mill Road intersection in Hawaii county.

[HB 932](#)
[Status](#)

RELATING TO HIGHWAYS.

TRN, FIN

Clarifies ownership of old government roads by providing that county highways include old government roads. Defines old government roads.

<u>HB 1753</u> <u>Status</u>	RELATING TO TRAFFIC VIOLATIONS. Makes driving over 15 miles per hour above the posted speed limit a speeding violation.	TRN, JUD
<u>HB 1161</u> <u>Status</u>	RELATING TO COMMERCIAL DRIVERS. Revises standard for a court-issued license to drive for work-related purposes.	TRN, JUD
<u>HB 1162</u> <u>Status</u>	RELATING TO PENALTIES FOR COMMERCIAL DRIVER'S LICENSE VIOLATIONS. Conforms penalty for violating an out-of-service order to federal regulation; provides penalty for operating a commercial motor vehicle with an alcohol concentration of an amount of 0.04 percent or more and imposes a penalty for operating a commercial motor vehicle with any amount of alcohol concentration.	TRN, JUD
<u>HB 1506</u> <u>Status</u>	RELATING TO PEDESTRIAN SAFETY. Prohibits pedestrians from walking in or on a highway or its right of way for the purpose of soliciting for sale or selling anything or for soliciting or accepting donations of any kind.	TRN, JUD
<u>HB 1754</u> <u>Status</u>	RELATING TO TRAFFIC VIOLATIONS. Exempts excessive speeding from the requirement to provide proof of financial responsibility from a license suspension or revocation.	TRN, JUD
<u>HB 1755</u> <u>Status</u>	RELATING TO MOTOR VEHICLES. Exempts driving under the influence from the requirement to provide proof of financial responsibility following a license suspension or revocation.	TRN, JUD
<u>HB 1697</u> <u>Status</u>	RELATING TO BICYCLES. Increases the registration fee for bicycles and mopeds.	TRN, JUD

<u>HB 1632</u> <u>Status</u>	RELATING TO BICYCLING. Creates the offense of infliction of serious physical injury or death to a vulnerable user of a public way. Requires motor vehicles to pass bicycles on the left at a safe distance. Prohibits motor vehicles from making a sudden right turn within 100 feet after passing a bicycle on the left. Entitles bicycles to use an entire traffic lane.	TRN, JUD
<u>HB 1425</u> <u>Status</u>	RELATING TO MOPEDS. Requires riders of mopeds to wear helmets and provides fines for violations.	TRN, JUD
<u>HB 1169</u> <u>Status</u>	RELATING TO HIGHWAY SAFETY. Makes it mandatory that persons operating a moped or motor scooter or riding as a passenger on a motor scooter on any highway shall wear a safety helmet with a chin strap.	TRN, JUD
<u>HB 771</u> <u>Status</u>	RELATING TO YOSCOOTERS. Defines "yoscooter" in the Statewide Traffic Code; allows yoscooters to be operated by persons age 55 or older on public sidewalks except when rented or operated as part of a guided tour.	TRN, JUD
<u>HB 795</u> <u>Status</u>	RELATING TO THE PROHIBITION OF MINORS FROM THE USE OF ALL-TERRAIN VEHICLES. Prohibits minors from operating or riding on an all-terrain vehicle.	TRN, JUD

Decision making to follow.

COMMITTEE ON HAWAIIAN AFFAIRS

Saturday, February 14, 2009
Conference Room 329; State Capitol

10:00 a.m. AGENDA:

OFFICE OF HAWAIIAN AFFAIRS Haunani Apoliona, Chairwoman
 William Meheula, Attorney at Law
 Clyde Namu`o, Administrator

Presentation on HB 901- OHA to receive a portion of the income and proceeds from land in public land trust.

10:05 a.m. – 4:00 p.m. AGENDA:

HB 901 Status	RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS. Amends the law to provide for the office of Hawaiian affairs to receive a portion of the income and proceeds from land in the public land trust.	HAW,WLO/ JUD, FIN
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Decision making to follow.

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Tuesday, February 17, 2009

8:30 a.m.

Conference Room 312; State Capitol

AGENDA:

HB 473 Status	RELATING TO KAUAI VETERANS CEMETERY. Appropriates moneys for fiscal year 2009-2010 and fiscal year 2010-2011 for the repair and maintenance of the Kauai veterans cemetery.	EBM, FIN
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HB 687, HD1 (HSCR50) Status	RELATING TO VETERANS. Ensures adequate and appropriate health care services for Hawaii's veterans receiving health care services at the Yukio Okutsu state veterans home by providing the department of defense, office of veterans services with greater access and input into the veterans home's operations. (HB687 HD1)	HLT, EBM, FIN
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HB 459 Status	MAKING AN APPROPRIATION FOR THE HAWAII CIVIL AIR PATROL. Makes appropriation for expenses of the Hawaii wing, civil air patrol.	EBM, FIN
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HB 829 (HSCR21) Status	RELATING TO ARMED SERVICES. Provides an exemption from vehicle taxes and registration fees for members of the armed services, including members of the National Guard and Reserves, who were disabled in the line of duty while on active military service.	TRN, EBM, FIN
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<u>HB 1585</u> <u>Status</u>	RELATING TO THE TAXATION OF ONLINE TRAVEL COMPANIES. Assesses the transient accommodations tax and the general excise tax on online travel companies that facilitate transient accommodations over the Internet.	TCI, EBM, FIN
<u>HB 702</u> <u>(HSCR49)</u> <u>Status</u>	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
<u>HB 396, HD1</u> <u>(HSCR39)</u> <u>Status</u>	RELATING TO EMPLOYMENT. Establishes job security requirements upon the divestiture of a covered establishment if the covered establishment employs 100 or more persons. (HB396 HD1)	LAB, EBM, FIN
<u>HB 563</u> <u>Status</u>	RELATING TO INTOXICATING LIQUOR. Requires liquor licenses to carry liability insurance as a condition of acquiring and renewing a license. Requires liquor liability insurers to notify the county liquor commissions upon a termination, rejection, or nonrenewal of a licensee's coverage.	EBM, CPC
<u>HB 617</u> <u>(HSCR20)</u> <u>Status</u>	RELATING TO MASS TRANSIT ROUTE ECONOMIC ZONES. Creates a task force to recommend parameters for the creation of mass transit route economic zones including eligibility and benefits and incentives such as tax credits. Report to legislature, including process to designate economic zones and incentives to attract businesses and affordable housing to encourage ridership. Task force terminates on 06/30/10.	TRN, EBM, FIN
<u>HB 1567</u> <u>(HSCR147)</u> <u>Status</u>	RELATING TO SKILLED NURSING FACILITIES. On 1/1/2010, treats each new skilled nursing facility or facility expanding its operations outside an enterprise zone as operating within an enterprise zone for purposes of eligibility to receive all benefits provided in enterprise zones. Adds definition of skilled nursing facility. Amends definition of medical and health care services.	HUS/HLT, EBM, FIN

[HB 610](#)
[Status](#) RELATING TO SCIENCE AND TECHNOLOGY. EBM, FIN
Establishes a task force to develop the Hawaii state science and technology plan. Appropriates funds.

[HB 1352](#)
[Status](#) RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY. EBM, FIN
Moves natural energy laboratory of Hawaii authority to the department of budget and finance for administrative purposes. Expands the number of directors for NELHA to thirteen. Modifies appointment process for directors. Removes requirement that chairperson and secretary of the research advisory committee serve as directors.

[HB 994](#)
[Status](#) RELATING TO TOURISM. EBM, FIN
Appropriates funds for the application of a spaceport license from the Federal Aviation Administration to establish space tourism in Hawaii.

[HB 596](#)
[Status](#) RELATING TO A TECHNOLOGY MASTER PLAN. EBM, FIN
Creates a high technology industry task force, attached to the high technology development corporation, to develop a state master plan for high technology prior to the convening of the 2011 regular session and updated every 2 years thereafter.

[HB 476](#)
[Status](#) RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION. EBM, FIN
Directs the high technology development corporation to establish a technology industrial park for military technology research and development.

Decision making to follow.

Decision making only to insert substantive provisions into the short form bill. A hearing will be scheduled on Thursday, February 19, 2009, at which time testimony will be accepted:

[HB 1242](#)
[Status](#) RELATING TO TAXATION. EBM, FIN
Short form bill relating to taxation.

Decision making only:

HB 638 Status	RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE. Requires the dismissal of a protest of an award of a contract if the reason for the protest is based upon an error in a bid that is less than one per cent of the bid amount.	EBM, FIN
Heard on 2/12/09		
HB 1503 Status	RELATING TO LIMITED LIABILITY COMPANIES. Creates an optional "ingenuity company" designation for LLCs. Requires an LLC with an ingenuity company designation to exercise its right to exclude conferred by any patent it has an interest in for a public purpose. Establishes reporting requirements.	EBM, JUD
Heard on 2/12/09		
HB 82 Status	RELATING TO GENERAL EXCISE TAX. Establishes an annual exemption from the general excise tax on the purchase of school supplies of less than \$50 per purchase and computers, computer software, and computer supplies of less than \$750 per purchase made between 12:01 A.M. on the last Friday in July and 11:59 P.M. the following Sunday.	EBM, FIN
Heard on 2/10/09		

COMMITTEE ON LABOR & PUBLIC EMPLOYMENT

Tuesday, February 17, 2009
8:30 a.m.
Conference Room 309; State Capitol

AGENDA:

HB 1723 Status	RELATING TO PUBLIC EMPLOYEES. Makes employer contributions to the employer-union health benefits trust fund non-negotiable under collective bargaining. Establishes employer contributions for active public employees at 55 per cent of monthly cost of the health benefits plan.	LAB, FIN
HB 1715 Status	RELATING TO RETIREMENT. Increases, for new public employees, the minimum age and length of service for an unreduced service retirement allowance.	LAB, FIN

[HB 1726](#)
[Status](#)

RELATING TO THE HEALTH FUND.
Prohibits the Hawaii employer-union health benefits trust fund from providing group life insurance benefits if any of the premiums are paid by the State or a county. Allows the trust fund to contract with a group life insurer to make available group life insurance benefits to employee-beneficiaries provided that none of the premiums are paid by the State or any county and the insurer pays a fee to the board of trustees.

LAB, FIN

[HB 1727](#)
[Status](#)

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.
Prohibits the health benefits plan of the employer-union health benefits trust fund from providing dental and vision coverage from 07/01/2009 until 06/30/2015. Allows the board of trustees to make dental and vision benefits available to employee-beneficiaries at no cost to the employers.

LAB, FIN

Decision making to follow.

COMMITTEE ON ENERGY & ENVIRONMENTAL PROTECTION AND COMMITTEE ON HOUSING

Tuesday, February 17, 2009
Conference Room 325; State Capitol

9:30 a.m. AGENDA:

[HB 1273](#)
[Status](#)

RELATING TO ENERGY.
Allows the use of clotheslines on any privately owned single-family residential dwelling or townhouse.

EEP/HSG, FIN

Decision making to follow.

10:00 a.m. AGENDA:

EEP/WLO only:

Act 208, Session Laws of Hawaii 2008, established a full-time temporary renewable energy facilitator position in the Department of Business, Economic Development and Tourism with the following duties:

- Facilitate the efficient permitting of renewable energy projects
- Initiate the implementation of key renewable energy projects by permitting various efficiency improvement strategies identified by the department
- Administer the day-to-day coordination for renewable energy projects on behalf of the department and the day-to-day operations of the renewable energy facility siting process established in [Act 207, Session Laws of Hawaii 2008]
- Submit periodic reports to the legislature on renewable energy facilitation activities and the progress of the renewable energy facility siting process

The purpose of this informational briefing is to receive a presentation from Joshua Strickler, renewable energy facilitator, regarding the permitting process of renewable energy projects.

10:30 a.m. AGENDA:

Decision making only (heard on Tuesday, February 17, 2009):

[HB 285](#)

[Status](#)

RELATING TO RENEWABLE ENERGY.

Directs DLNR, DBED&T, and PUC to assist Hawaii Natural energy Institute in the identification and designation of one or more renewable energy zones in the waters not more than three miles from Oahu for a wave energy converter platforms.

EEP/WLO, FIN