

THE SENATE
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON WAYS AND MEANS

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

NOTICE OF DECISION MAKING

DATE: Wednesday February 24, 2010
TIME: 10:00 am
PLACE: Conference Room 211
State Capitol
415 South Beretania Street

A G E N D A

The following measure(s) were previously heard by the Senate standing committee on Education and Housing.

<u>SB 2115</u> <u>(SSCR2031)</u> <u>Testimony</u> <u>Status</u>	RELATING TO PREAUDITS FOR PROPOSED PAYMENTS. Clarifies that the department of education is required to preaudit proposed payments of \$10,000 or more. Allows the University of Hawaii and the department of education to preaudit sample populations for proposed payments of less than \$10,000 to determine the propriety of expenditures and compliance with applicable laws, executive orders, and rules, as their respective chief financial officers determine to be appropriate. Extends the date until which the University of Hawaii and the department of education shall have autonomous authority over their accounting systems and other purchasing responsibilities and duties.	EDH/HRE, WAM
<u>SB 2117, SD1</u> <u>(SSCR2055)</u> <u>Testimony</u> <u>Status</u>	RELATING TO EDUCATION. Repeals the school-level minor repair and maintenance account. Requires the DOE to annually report to the director of finance and the legislature the total amount of funds in the school-level minor repair and maintenance special fund that will carry over to the following fiscal year. (SD1)	EDH, WAM
<u>SB 2172, SD1</u> <u>(SSCR2027)</u> <u>Testimony</u> <u>Status</u>	RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST KAIMUKI CHRISTIAN SCHOOL. Authorizes the issuance of special purpose revenue bonds for Kaimuki Christian School. (SD1)	EDH, WAM
<u>SB 2256, SD1</u> <u>(SSCR2146)</u> <u>Testimony</u> <u>Status</u>	RELATING TO THE DEPARTMENT OF EDUCATION. Authorizes the DOE to adopt rules governing traffic and parking conditions on roadways and areas under the jurisdiction of the DOE, including rules for the assessment of parking fees. Provides that parking fees collected shall be deposited into the same fund into which fees and charges collected for the use of school facilities are deposited; provided that parking fees collected by a school shall be deposited to the credit of that school's nonappropriated local school fund account. (SD1)	EDH, WAM

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<p><u>SB 2257, SD1</u> <u>(SSCR2030)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO ELECTRONIC WARRANT VOUCHERS. Allows the department of education, department of accounting and general services, and the University of Hawaii to accept electronically mailed warrant vouchers for bills of materials, supplies, and incidentals as original documentation, the receipt of which authorizes payment to be made to each individual to whom the State is indebted. (SD1)</p>	<p>EDH/HRE, WAM</p>
<p><u>SB 2277, SD1</u> <u>(SSCR2145)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY. Removes most procedural requirements preliminary to hearings for evictions of tenants of public housing projects and requires instead the Hawaii public housing authority to submit written notice, in accordance with federal law, to delinquent tenants. Clarifies that for federal low-income housing, hearings shall be conducted by an eviction board. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2349, SD1</u> <u>(SSCR2144)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO EXTRACURRICULAR ACTIVITIES. Allows home-schooled students to participate on an equal basis in extracurricular activities offered at the public school they would otherwise be required to attend if they meet certain requirements. Requires DOE to consult with the Athletic Directors and Coaches Association of Hawaii during its rule-making process. Takes effect 7/1/2050. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2431, SD1</u> <u>(SSCR2325)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO EDUCATION. Directs the department of education to create an internet-based, publicly accessible system for reporting student test scores and other indices of the performance of students and of the public education system. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2434, SD1</u> <u>(SSCR2143)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO SALARIES. Sets the cap on the superintendent of education's salary to the salary of the highest paid school-, district-, or state-level administrator in the department. Sets the cap on the salary of the deputy superintendent, assistant superintendents, complex area superintendents, and state librarian at ninety per cent, eighty-five per cent, eighty per cent, and eighty per cent of the superintendent's salary, respectively. Takes effect 7/1/2050. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2452, SD1</u> <u>(SSCR2142)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO TRANSPORTATION OF SCHOOL CHILDREN. Requires the DOE to provide or subsidize the cost of suitable transportation to and from school for K-12 students or students in special education classes at public schools, except those in the Honolulu departmental district. Increases the fuel tax to finance the cost of providing or subsidizing the cost of school transportation. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2470, SD1</u> <u>(SSCR2140)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATION TO EDUCATION. Requires all public schools, including charter schools, to implement a minimum of two hundred days of classroom instruction per school year. (SD1)</p>	<p>EDH/LBR, WAM</p>

<p><u>SB 2567, SD1</u> <u>(SSCR2324)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO EDUCATION. Requires the DOE to approve one set of teaching materials, that are consistent with Race to the Top fund selection criteria, to be used by all public schools, except upon approval of a waiver; require standards-based curriculum to include the set of teaching materials; collaborate with certain organizations to select and approve the set of teaching materials; and report findings to the legislature. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2575, SD1</u> <u>(SSCR2189)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO HOUSING. Creates an anti-speculation capital gains tax on profits from the sale of real property held for less than twenty-four months, excluding the sale of real property that is owned by a resident and provides affordable housing rentals for a minimum period of time and other exceptions. (SD1)</p>	<p>EDH/TIA, WAM</p>
<p><u>SB 2576, SD1</u> <u>(SSCR2224)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO HOUSING. Requires new residential developments in school impact districts to be subject to all statutes, ordinances, charter provisions, and rules relating to school impact fees and school impact districts. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2578</u> <u>(SSCR2273)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO TAXATION. Establishes a refundable ohana residential housing income tax credit for qualified taxpayers who purchase a qualified principal residence on or after April 1, 2010, and before January 1, 2012, that is payable to the qualified taxpayer in two equal installments over the immediately following two taxable years.</p>	<p>EDH, WAM</p>
<p><u>SB 2588</u> <u>(SSCR2320)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE CHARTER SCHOOL ADMINISTRATIVE OFFICE. Requires the charter school administrative office to withhold funds for its operational expenses, including salaries for staff and the executive director. The total amount of withheld funds shall be determined by the review panel and shall not exceed two per cent of the total charter school general fund appropriation.</p>	<p>EDH, WAM</p>
<p><u>SB 2591, SD1</u> <u>(SSCR2272)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE HAWAII TEACHER STANDARDS BOARD. Implements recommendations for the Hawaii teacher standards board by requiring the board to include expenditure information in the annual report; authorizing the board to delegate to the executive director powers and duties; adding additional licensure renewal requirements and verification of meeting licensure renewal requirements; requiring the board to determine if fees shall be raised; requiring the board to develop a comprehensive plan for transferring nonessential functions and duties to other agencies; requiring the board to review its teacher license renewal process; and requiring the board and the department of education to clarify their respective powers, duties, responsibilities. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2592, SD1</u> <u>(SSCR2226)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE GENERAL EXCISE TAX. Allows a general excise tax exemption to qualified persons or firms who receive rental income on newly constructed or moderately or substantially rehabilitated housing projects from households that meet certain residency and annual income criteria. Effective 7/1/2050. (SD1)</p>	<p>EDH, WAM</p>

<p><u>SB 2593, SD1</u> <u>(SSCR2329)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION. Requires the Hawaii housing finance and development corporation to conduct periodic reviews of housing projects certified for a general excise tax exemption to determine whether the housing projects have met eligibility criteria required by law and rule. Effective 7/1/2050. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2594, SD1</u> <u>(SSCR2330)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO HOUSING. Adds a residency requirement for households in a newly constructed or moderately or substantially rehabilitated housing project developed by a qualified person or firm in order for that person or firm to be considered to receive a general excise tax exemption. Effective 7/1/2050. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2595, SD1</u> <u>(SSCR2225)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO HOUSING. Requires that the gross annual income of households in a housing project developed by a qualified person or firm be calculated according to the United States Department of Housing and Urban Development's method of calculation for determining eligibility for the federal housing choice voucher (section 8) program, in order for the person or firm to be considered to receive a general excise tax exemption. Effective 7/1/2050. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2709, SD1</u> <u>(SSCR2141)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO ENVIRONMENTALLY SENSITIVE PRODUCTS. Adds the design for the environment program of the United States Environmental Protection Agency and the EcoLogo program administered by TerraChoice Environmental Marketing Inc. as additional programs whose approved cleaning and maintenance products will be given first preference by the DOE in the purchase and use of cleaning and maintenance products in public schools. (SD1)</p>	<p>EDH/ENE, WAM</p>
<p><u>SB 2786, SD1</u> <u>(SSCR2331)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE DEPARTMENT OF EDUCATION. Requires the department of education to establish and implement a searchable budget database website that will be made publicly available no later than 07/01/2011. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2797, SD1</u> <u>(SSCR2058)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS. Extends voluntary employees' beneficiary association trusts (VEBA) to July 1, 2012. Retains amendments unrelated to VEBA made to sections 89-6 and 89-9, Hawaii Revised Statutes, since the enactment of Acts 202 and 245, Session Laws of Hawaii 2005, upon the repeal and reenactment of those sections on the sunset date of Act 245 (2005). (SD1)</p>	<p>EDH/LBR, WAM</p>
<p><u>SB 2828, SD1</u> <u>(SSCR2229)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO EDUCATION. Clarifies the law for determining school impact fees for financing new or expanding existing department of education schools or facilities. Takes effect 7/1/2050. (SD1)</p>	<p>EDH, WAM</p>

<p><u>SB 2874</u> <u>(SSCR2275)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO TAXATION. Creates a blank fill-in amount for the school-level minor repairs and maintenance special fund and the libraries special fund income tax check-off boxes.</p>	<p>EDH, WAM</p>
<p><u>SB 2889</u> <u>(SSCR2159)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO EDUCATION. Transfers all land and facilities thereon used by the department of education to operate the Keakealani outdoor education center to the Volcano school of arts and sciences.</p>	<p>EDH/WTL, WAM</p>
<p><u>SB 2960</u> <u>(SSCR2223)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO THE DEPARTMENT OF EDUCATION. Restructures the department of education into two major divisions – the academic achievement division and the administration division – and establishes two senior deputy superintendent positions to head the divisions.</p>	<p>EDH, WAM</p>
<p><u>SB 2109, SD1</u> <u>(SSCR2054)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO LOW-INCOME HOUSING. Establishes a program for granting low-income housing tax credit loans in lieu of low-income housing tax credits administered by the Hawaii housing finance and development corporation. Authorizes issuance of general obligation bonds to fund the loans. Applies to qualified low-income buildings placed in service after 12/31/2010. (SD1)</p>	<p>EDH, WAM</p>
<p><u>SB 2451, SD1</u> <u>(SSCR2227)</u> <u>Testimony</u> <u>Status</u></p>	<p>RELATING TO EDUCATION. Requires remote schools to be allocated funds using categorical allotments, rather than through the weighted student formula. Defines a remote school as any public school that is a high school located at least a one-hour drive away from the next nearest high school or a high school located on the island of Lanai, Molokai, or Niihau. Takes effect 7/1/2050. (SD1)</p>	<p>EDH, 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.
- 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.

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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

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