

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Wednesday, February 3, 2010

2:00 p.m.

Conference Room 325; State Capitol

AGENDA:

<u>SB 771, SD1 (SSCR560)</u> <u>Status</u>	RELATING TO APPRAISALS. Requires a real estate appraiser to rely on the Uniform Standards of Professional Appraisal Practice when acting as an appraiser in an arbitration to guide the arbitrator's decision regarding an award. (SD1)	CPC
<u>HB 2633</u> <u>Status</u>	RELATING TO REAL ESTATE LICENSEES. Increases the continuing education requirement for real estate licensees from ten hours to twenty hours in a two-year period.	CPC
<u>HB 1960</u> <u>Status</u>	RELATING TO MORTGAGE FORECLOSURES. Requires the mortgagee in an alternate power of sale foreclosure procedure to attach a copy of the original, signed mortgage agreement and any amendments thereto to the notice of default.	CPC, JUD
<u>HB 2548</u> <u>Status</u>	RELATING TO CONSUMER PROTECTION. Updates regulation of prepaid legal services plans.	CPC, JUD
<u>HB 2630</u> <u>Status</u>	RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT. Increases the grounds for license revocations.	CPC, JUD
<u>HB 2706</u> <u>Status</u>	RELATING TO THE PERMITTED TRANSFERS IN TRUST ACT. Creates the Permitted Transfers in Trust Act to govern transfers of currency, bonds, and securities from a transferor to a trustee by means of an irrevocable trust instrument. Specifies that the rule against perpetuities does not apply to transfers pursuant to the Permitted Transfers in Trust Act.	CPC, FIN
<u>HB 2639</u> <u>Status</u>	RELATING TO MIXED MARTIAL ARTS. Includes amateur mixed martial arts under the regulation of mixed martial arts by the Department of Commerce and Consumer Affairs.	CPC, FIN
<u>HB 2764</u> <u>Status</u>	RELATING TO MIXED MARTIAL ARTS CONTESTS. Removes requirement that a mixed martial arts contest promoter pay 2% of gross sales price relating to broadcasting, television, Internet, and motion picture rights in order to receive a permit.	CPC, FIN

<u>HB 2642</u> <u>Status</u>	RELATING TO UTILITIES REGULATION. Appropriates moneys for the reorganization of the PUC and the division of consumer advocacy.	CPC, FIN
<u>HB 2731</u> <u>Status</u>	RELATING TO PUBLIC ACCOUNTANCY. Replaces the quality review committee under the state board of public accountancy with a peer review committee.	CPC, FIN
<u>HB 2827</u> <u>Status</u>	RELATING TO PUBLIC ACCOUNTANCY. Requires public accountancy firms to undergo peer review on a periodic basis, following the adoption of rules for peer review and firm permits.	CPC, FIN
<u>HB 2029</u> <u>Status</u>	RELATING TO PROFESSIONS AND OCCUPATIONS. Repeals the regulatory programs for marriage and family therapists, dispensing opticians, occupational therapists, athlete agents, hearing aid dealers and fitters, and electrologists. Replaces the regulatory boards for Barbering and Cosmetology, and Speech Pathologists and Audiologists, with the Department of Commerce and Consumer Affairs.	CPC, FIN

Decision making to follow.

2:30 p.m. AGENDA:

EBM/CPC only:

<u>HB 2698</u> <u>Status</u>	RELATING TO TECHNOLOGY. Creates the Hawaii broadband commission and the Hawaii broadband commissioner to promote and maximize availability of broadband services in the State.	EBM/CPC, FIN
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Decision making to follow.

COMMITTEE ON EDUCATION

Wednesday, February 3, 2010

2:00 p.m.

Conference Room 309; State Capitol

AGENDA:

<u>HB 2277</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.	EDN, FIN
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<u>HB 2143</u> <u>Status</u>	RELATING TO EDUCATION. Establishes a voluntary career mentoring program in the department of education to provide high school students with contact information for retirees who volunteer to share experience and knowledge about potential careers.	EDN, FIN
<u>HB 2127</u> <u>Status</u>	RELATING TO EDUCATION. Requires the department of education to provide a minimum of 190 instructional days in each school year.	EDN, FIN
<u>HB 2423</u> <u>Status</u>	RELATING TO EDUCATION BUDGET. Requires the Department of Education to use zero-based budgeting principles in formulating the budget for the 2011-2012 fiscal year.	EDN, FIN
<u>HB 2556</u> <u>Status</u>	RELATING TO ENVIRONMENTALLY SENSITIVE PRODUCTS. Requires the department of education to give first preference to environmentally-sensitive cleaning and maintenance products that carry the design for the environment label designated by the United States Environmental Protection Agency for use in public schools.	EDN, EEP, FIN
<u>HB 2378</u> <u>Status</u>	RELATING TO EDUCATION. Amends the Educational Accountability System to include additional requirements for the Department of Education, Superintendent of Education, and Board of Education. Establishes a school grading system based on certain criteria as well as a report card system to be furnished to parents. Requires the establishment of a longitudinal data collection system.	EDN, FIN
<u>HB 2071</u> <u>Status</u>	RELATING TO EDUCATION. Provides a specific set of student rights and creates a mechanism by which the Department of Education's success at upholding these rights may be monitored and improved upon.	EDN, FIN

Decision making only (heard on 1/27/10 at 2:00 p.m.)

<u>HB 2077</u> <u>Status</u>	RELATING TO EDUCATION. Adds age limits for public school students entering grades eleven and twelve.	EDN
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Decision making to follow.

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Thursday, February 4, 2010

8:00 a.m.

Conference Room 312; State Capitol

AGENDA:

HB 2131 Status	RELATING TO GASOLINE DEALERS. Requires gasoline dealers to provide access to water at no cost to customers who purchase motor vehicle fuel.	EBM, CPC/JUD
HB 2057 Status	RELATING TO PUBLIC PROCUREMENT. Requires a purchasing agency to hold a pre-bid conference. Requires parties that protest a contract award to have attended a pre-bid conference.	EBM, FIN
HB 2058 Status	RELATING TO PUBLIC PROPERTY. Amends definition of the term "concession" to remove telecommunications operations. Exempts telecommunications operations from the Hawaii public procurement code.	EBM, FIN
HB 2133 Status	RELATING TO PROCUREMENT. Amends the Hawaii public procurement code to make public contracts effective as of the notice of the award. Specifies that the solicitation, offer, bid, or proposal and the award notice constitute the entire contract. Provides that a subsequent written and executed contract is not required.	EBM, FIN
HB 2283 Status	RELATING TO PUBLIC PROCUREMENT. Requires government purchasers to follow ethical principles in matters relating to procurement.	EBM, FIN
HB 2438 Status	RELATING TO PROCUREMENT. Clarifies requirements for adequate public notice of an invitation for bids and request for proposals.	EBM
HB 2443 Status	RELATING TO PROCUREMENT. Imposes sixty day period in which to certify contracts after award of contract of procurement.	EBM, FIN
HB 2901 Status	RELATING TO PROCUREMENT. Establishes special procedures for requests for competitive sealed proposals for design-build projects.	EBM, FIN

[HB 2413](#) RELATING TO ECONOMIC DEVELOPMENT. EBM, FIN
[Status](#) Amends the State private investment fund to direct its investment capital to venture capital funds that commit to equity investments in businesses located within the state and demonstrate ability to mentor entrepreneurs; Authorizes \$ in tax credits to be used by the fund as collateral.

[HB 2945](#) RELATING TO ECONOMIC DEVELOPMENT. EBM, FIN
[Status](#) Directs the state private investment fund's investment capital to venture capital funds that commit to equity investments in businesses located within the State and demonstrate an ability to mentor entrepreneurs. Also authorizes an unspecified amount in tax credits to be used by the fund as collateral.

Decision making to follow.

10:30 a.m. AGENDA:

EBM/HED only:

[HB 2382](#) RELATING TO DIGITAL MEDIA. EBM/HED,
[Status](#) Establishes digital media enterprise subzones as unspecified FIN
geographic areas surrounding University of Hawaii campuses that are also designated as enterprise zones; establishes tax benefits for digital media infrastructure development and operation and local workforce employment; authorizes insurance companies to invest in qualified digital media infrastructure projects in lieu of pay certain state taxes; renames and amends the Hawaii television and film development special fund to the Hawaii film office special fund; sunsets on 6/30/2020.

[HB 2830](#) RELATING TO CHARTER SCHOOLS. HED/EBM,
[Status](#) Clarifies certain statutory provisions relating to the education FIN
laboratory charter school.

Decision making to follow.

EBM only:

11:00 AM AGENDA:

Decision making only: (heard on 01/28/10)

[HB 2289](#) RELATING TO GIFT CERTIFICATES. EBM, CPC
[Status](#) Extends the minimum expiration period for gift certificates from two to five years and requires issuers to honor gift certificates during this period. Defines "service fee".

Decision making only: (heard on 02/02/10)

[HB 1943](#) RELATING TO VETERANS. EBM, FIN
[Status](#) Requires the director of the office of veterans' services to act on behalf of deceased veterans found to be indigent at the time of death and without surviving immediate family members to ensure the burial of the veteran's remains in a state veterans cemetery.

[HB 1944](#) RELATING TO HEALTH CLUBS. EBM, CPC
[Status](#) Allows military personnel deployed outside the State on federal active duty to cancel or suspend health club membership at any time during the contract term under certain conditions.

[HB 2844](#) RELATING TO THE FILM INDUSTRY. EBM, FIN
[Status](#) Creates a film industry branch special fund with revenues from a general exercise tax surcharge on motion picture theaters and television broadcasting stations and fees charged by the department of business, economic development, and tourism for its film industry activities.

[HB 1921](#) RELATING TO A CONTROLLING INTEREST TRANSFER TAX. EBM, FIN
[Status](#) Establishes the controlling interest transfer tax of 1.11% to be administered by the director of taxation on any transfer of interest of more than 50% in an entity holding real property in the State.

[HB 2168](#) RELATING TO TAX CREDITS. EBM, FIN
[Status](#) Creates a state new markets tax credit and allows multiple tax credit claims for partners.

[HB 2284](#) RELATING TO REAL PROPERTY. EBM, JUD
[Status](#) Extends repeal date of Act 189, SLH 2009, to 6/30/2010.

<u>HB 2368</u> <u>Status</u>	RELATING TO TAXATION. Reduces the general excise tax liability of eligible businesses in the State by 10% for 4 years. Increases the general excise tax and use tax by 1% for 6 years. Increases the amount of the refundable food/general excise tax credit. Phases out the corporation income tax on corporations, regulated investment companies, and real estate investment trusts over 4 years by reducing the tax rate each year.	EBM, FIN
<u>HB 2430</u> <u>Status</u>	RELATING TO PROCUREMENT. Permits bidders and their subcontractors who are registered under an apprenticeship agreement with DLIR to benefit from a 5% reduction in their bid amount on contracts for \$250,000 or more.	EBM, LAB, FIN

COMMITTEE ON PUBLIC SAFETY AND COMMITTEE ON HEALTH

Thursday, February 4, 2010
8:30 a.m.
Conference Room 309; State Capitol

AGENDA:

<u>HB 1930</u> <u>Status</u>	RELATING TO THE MEDICAL USE OF MARIJUANA. Allows probationers and parolees who meet the requirements of qualifying patients to request that the terms of their probation or parole be modified to be allowed the medical use of marijuana.	PBS/HLT, JUD
<u>HB 2092</u> <u>Status</u>	RELATING TO PUBLIC SAFETY. Establishes the Reduced Ignition Propensity Cigarettes Program Special Fund and authorizes the establishment of staff positions for the state fire council to accomplish its duties and responsibilities.	PBS, FIN
<u>HB 247</u> <u>Status</u>	RELATING TO DISASTER PREPAREDNESS. Establishes a disaster preparedness interagency task force to develop a disaster preparedness and mitigation plan for Hawaii. Directs the task force to take various actions to study and mitigate the effects of vog.	PBS, FIN
<u>HB 1888</u> <u>Status</u>	RELATING TO DISASTER PREPAREDNESS. Establishes the Office of Disaster Preparedness and a Disaster Preparedness Commission to develop a disaster preparedness plan for Hawaii that includes the identification of hazards and hazard impact zones, disaster mitigation policies, requirements, incentives, and best responses.	PBS, FIN

HB 2692 Status	RELATING TO DISASTER PREPAREDNESS PLANNING. Requires the director of civil defense to prepare a disaster preparedness plan for the 44th and 45th House of Representatives districts and to report to the legislature in 2011.	PBS, FIN
HB 2657 Status	RELATING TO PUBLIC SAFETY. Requires the department of public safety to plan for a model wellness center to be built in East Hawaii. Report to legislature in 2011.	PBS, FIN
HB 2068 Status	RELATING TO FIREWORKS. Allows the counties to enact or adopt more restrictive fireworks ordinances or rules than the state law under fireworks law.	PBS, JUD
HB 2114 Status	RELATING TO FIREWORKS. Temporarily allows counties to enact ordinances or adopt rules regulating fireworks that are more restrictive than state law. Repeal and reenactment on 6/30/12.	PBS, JUD
HB 2271 Status	RELATING TO EXPLOSIVES. Prohibits dry ice bombs.	PBS, JUD
HB 2909 Status	RELATING TO DANGEROUS WEAPONS. Prohibits any person from setting off, igniting, discharging, or otherwise causing to explode any homemade explosive device. Establishes a violation as a Class C felony.	PBS, JUD

Decision making to follow.

Decision making only (heard on 01/29/09)

HB 335 Status	RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM. 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.	PBS, JUD, FIN
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11:00 a.m. AGENDA:

TCI/PBS only:

HB 2778 Status	RELATING TO ENFORCEMENT. Increases fireworks-related fees and penalties and allocates the fees to county fire and police departments to fund enforcement fireworks laws in the State.	TCI/PBS, JUD, FIN
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Decision making to follow.

COMMITTEE ON HUMAN SERVICES

Thursday, February 4, 2010

8:45 a.m.

Conference Room 329; State Capitol

AGENDA:

HB 2976 Status	RELATING TO THE INTERDEPARTMENTAL COUNCIL ON EARLY CHILDHOOD EDUCATION. Provides an unspecified date to extend the sunset of the interdepartmental council on early childhood education.	HUS, EDN, FIN
HB 2982 Status	RELATING TO WARRANTS ISSUED BY THE EXECUTIVE DIRECTOR OF THE OFFICE OF YOUTH SERVICES. Amends the duties of the executive director of the office of youth services.	HUS, JUD, FIN
HB 2981 Status	RELATING TO SERVICES FOR ADULTS WITH SPECIAL NEEDS. Requires department of human services to examine and evaluate the veracity, extent, and effect of certain allegations of shortcomings of programs for adults with special needs and report to the legislature. Effective upon approval.	HUS, FIN
HB 2565 Status	RELATING TO DEATH BENEFITS. To provide a State lump-sum death benefit in an amount equal to the Social Security Administration's Lump-Sum Death Benefit for deceased medical or financial assistance recipients who are ineligible for the Social Security Administration benefit.	HUS, FIN

Decision making to follow.

9:00 a.m. AGENDA:

HUS/HLT only:

HB 2990 Status	RELATING TO MEDICAID. Recodifies current Hawaii Medicaid statutes under a new Medicaid Chapter.	HUS/HLT, JUD, FIN
HB 2155 Status	RELATING TO CASE MANAGEMENT. Requires case management agencies and case managers to adhere to a professional code of conduct. Establishes requirements for code of conduct.	HUS/HLT, FIN

<u>HB 2157</u> <u>Status</u>	RELATING TO EXPANDED ADULT RESIDENTIAL CARE HOMES. Increases capacity from two to three nursing facility level residents in Type I Expanded Adult Residential Care Homes.	HUS/HLT, FIN
<u>HB 2160</u> <u>Status</u>	RELATING TO NURSE AIDES. Provides that biannual maintenance and continuing education hours required for nurse aides include a competency evaluation approved by the Department of Human Services.	HUS/HLT, FIN
<u>HB 2260</u> <u>Status</u>	RELATING TO QUEST HEALTH CARE PAYMENTS. Restores adult dental care under QUEST.	HUS/HLT, FIN
<u>HB 2467</u> <u>Status</u>	RELATING TO MEDICAL ASSISTANCE. Requires the Department of Human Services to provide medical assistance for dialysis, chemotherapy, inpatient and outpatient physician visits, and drug prescriptions for immigrants and noncitizens from the Marshall Islands, the Federated States of Micronesia, or Palau.	HUS/HLT, FIN
<u>HB 2469</u> <u>Status</u>	MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL FOR HAWAII QUEST. Makes an emergency appropriation from the Emergency and Budget Reserve Fund to meet the general fund shortfall for payments to managed care plans contracted with the Department of Human Services to provide QUEST services.	HUS/HLT, FIN
<u>HB 2774</u> <u>Status</u>	RELATING TO HUMAN SERVICES. Directs the department of human services to replace its QUEST program with the predecessor public assistance programs including the state health insurance program.	HUS/HLT, FIN
<u>HB 2978</u> <u>Status</u>	RELATING TO CARE HOMES. Creates a uniform set of regulations concerning home and community-based residential care homes. Repeals current provisions relating to adult residential care homes, expanded adult residential care homes, and community care foster family homes.	HUS/HLT, FIN
<u>HB 2983</u> <u>Status</u>	RELATING TO PSYCHOTROPIC MEDICATION. Makes a technical amendment to law on psychotropic medication.	HUS/HLT, FIN

Decision making to follow.

10:45 a.m. AGENDA:

HUS/HLT only:

Decision making only (heard on Thursday, 1/28/10)

HB 2154 Status	RELATING TO HEALTH CARE CASE MANAGEMENT. Convenes a temporary Health Care Case Management Task Force to research the quality of care provided by case managers and case management agencies and to ensure that standards of practice are consistently followed.	HUS/HLT, FIN
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COMMITTEE ON ENERGY & ENVIRONMENTAL PROTECTION

Thursday, February 4, 2010

9:00 a.m.

Conference Room 325; State Capitol

AGENDA:

HB 2237 Status	RELATING TO RENEWABLE FUELS. Amends the ethanol facility income tax credit to include other liquid biofuels, and to enable larger facilities to be eligible for the tax incentive.	EEP, FIN
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HB 2522 Status	RELATING TO RENEWABLE ENERGY. Exempts renewable energy systems of two megawatts or greater from the general excise tax on wholesale and retail transactions from January 1, 2011, to December 31, 2015.	EEP, FIN
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HB 2922 Status	RELATING TO SOLID WASTE. Prohibits the incineration or disposal of fluorescent and compact fluorescent light bulbs in landfills and waste-to-energy facilities in the State.	EEP, JUD
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Decision making to follow.

9:05 a.m. AGENDA:

EEP/WLO only:

Decision making only (heard on 01/28/09)

HB 2365 Status	RELATING TO THE EMERGENCY ENVIRONMENTAL WORKFORCE. Establishes the emergency environmental workforce.	EEP/WLO, HED, FIN
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10:00 a.m. AGENDA:

EEP/AGR/WLO only:

HB 2324 Status	RELATING TO RENEWABLE ENERGY. Requires that by 2015 a minimum of two per cent of each utility's renewable portfolio standard be from biofuel or from agricultural producers.	EEP/AGR, CPC
HB 2421 Status	RELATING TO GOVERNMENT. Makes various amendments, establishes various initiatives, and appropriates funds to promote economic development for local food and energy businesses, ensure Hawaii is energy and food self-sufficient and sustainable to the maximum extent feasible, and help Hawaii's natural resources and humankind adapt and be resilient to the inevitable challenges brought on by climate change. Provides a fuel tax exemption for commercial air transportation providers.	EEP/AGR, FIN
HB 2450 Status	RELATING TO RENEWABLE ENERGY FACILITIES. Clarifies that the exemption from subdivision requirements for leases and easements for renewable energy facilities applies to renewable energy facilities on agricultural land approved by the Land Use Commission and renewable energy facilities on conservation land permitted by the Board of Land and Natural Resources.	EEP/WLO/AGR
HB 2618 Status	RELATING TO RENEWABLE ENERGY. Requires an exemption from subdivision requirements for a renewable energy facility to be deemed approved if not disapproved within the ninety-day time period.	EEP/WLO

Decision making to follow.