

COMMITTEE ON FINANCE

Wednesday, February 17, 2010
Conference Room 308; State Capitol

1:30 p.m. AGENDA:

HB 2850 Status	RELATING TO THE LIQUOR TAX. Temporarily increases the liquor tax rates during the period of 7/1/10 to 6/30/15.	FIN
HB 2853 Status	RELATING TO THE PUBLIC SERVICE COMPANY TAX. Increases the public service company tax rate applicable to public utilities. Takes effect on 07/01/10, and sunsets on 06/30/15.	FIN
HB 2872 Status	RELATING TO TAXATION. Increases the tax rate for banks and other financial corporations. Repeals requirement that \$2,000,000 of tax revenues from banks and other financial corporations be deposited into the compliance resolution fund. Authorizes the commissioner of financial institutions to expedite the imposition of fees on banks and other financial corporations. Takes effect on 07/01/10 and sunsets on 12/31/15. Applies change to entire net income received for calendar year preceding 1/1/11 or fiscal year in which 1/1/11 occurs.	FIN
HB 2851 Status	RELATING TO INSURANCE. Increases the insurance premium tax rates. Repeals the ceiling on insurance premium taxes payable by a captive insurance company. Takes effect on 7/1/10 and sunsets on 06/30/15.	FIN
HB 2852 Status	RELATING TO THE INSURANCE PREMIUM TAX. Temporarily makes the insurance premium tax applicable to mutual benefit societies and health maintenance organizations. Establishes a medical and health promotion tax credit. Authorizes the insurance commissioner to adjust any inadequate rates for the managed care plans of mutual benefit societies and health maintenance organizations.	FIN
HB 2885 Status	RELATING TO THE CONVEYANCE TAX. Temporarily suspends the distribution of a portion of the conveyance tax to the land conservation fund and rental housing trust fund. Reduces distribution to the natural area reserve fund.	FIN

Decision making to follow.

3:00 p.m. AGENDA:

HB 2867 Status	RELATING TO TAXATION. Repeals various income tax credits and deductions. Takes effect upon approval and sunsets on 12/31/2015.	FIN
HB 2866 Status	RELATING TO TAXATION. Adjusts income tax rates for taxable years beginning after December 31, 2009 and ending before January 1, 2016.	FIN
HB 2991 Status	RELATING TO PUBLIC FINANCE. Creates higher income tax brackets and rates for high-income individual taxpayers. Eliminates certain corporate tax exemptions. Provides for taxation of capital gains as ordinary income. Creates commission to provide a more equitable and progressive tax system. Also provides a means to fund public education and other high priority programs.	FIN

Decision making to follow.

4:30 p.m. AGENDA:

HB 2878 Status	RELATING TO TAXATION. Repeals certain exemptions under the general excise, use, and public service company taxes. The Act takes effect on July 1, 2010 and sunsets on June 30, 2015.	FIN
HB 2877 Status	RELATING TO TAXATION. Proposed HD 1: Temporarily suspends the exemption for certain amounts of gross income or proceeds from the general excise tax and requires the payment of the tax at a one-half per cent rate. Takes effect on 07/01/2010 and is repealed on 06/30/2015. (Copies of the proposed HD1 are available in room 306 and on the Legislature's Web site: http://www.capitol.hawaii.gov .)	FIN
HB 2876 Status	RELATING TO TAXATION. Temporarily increases the general excise and use tax rates from 4% to 5%, the capital goods excise tax credit rate from 4% to 5%, and the refundable food/excise tax credit by \$10 per exemption. Takes effect on 07/01/2010 and is repealed on 06/30/2015.	FIN
HB 2880 Status	RELATING TO TAXATION. Increases the "wholesale" rates under the general excise, use, and public service company taxes to one per cent from one-half per cent. Effective 7/1/10; repealed 6/30/15.	FIN

Decision making to follow.

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Wednesday, February 17, 2010

2:00 p.m.

Conference Room 325; State Capitol

AGENDA:

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| <u>HB 2950</u>
<u>Status</u> | RELATING TO ELECTRICIANS.
Reduces the minimum experience requirements to obtain licenses for certain types of electricians, and specifies the types of electricians a journey worker specialty electrician must train under. | CPC |
| <u>HB 1944</u>
<u>(HSCR210-10)</u>
<u>Status</u> | RELATING TO HEALTH CLUBS.
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. | EBM, CPC |
| <u>HB 2289, HD1</u>
<u>(HSCR211-10)</u>
<u>Status</u> | RELATING TO GIFT CERTIFICATES.
Extends the minimum expiration period for gift certificates other than paper certificates from two to five years; limits issuance fees to 15% of face value of the certificate or \$7.50; amends the definition of "gift certificate;" defines "service fee" to exclude issuance fees. (HB2289 HD1) | EBM, CPC |
| <u>HB 1896, HD1</u>
<u>(HSCR182-10)</u>
<u>Status</u> | RELATING TO DENTAL SERVICES.
Prohibits an accident and health or sickness insurer, mutual benefit society, health maintenance organization, or dental service organization from requiring a dentist who provides services to its subscribers to accept a fee set by the accident and health or sickness insurer, mutual benefit society, health maintenance organization, or dental service organization unless the services are covered under the applicable subscriber agreement. Effective July 1, 2020. (HB1896 HD1) | HLT, CPC |
| <u>HB 2056, HD1</u>
<u>(HSCR183-10)</u>
<u>Status</u> | RELATING TO PHARMACIST LICENSURE.
Broadens the practical experience requirements for a pharmacist license to include experience obtained in U.S. territories and the District of Columbia. Removes the requirement that supervision must take place in a pharmacy. Broadens the experience requirements to relate to the practice of pharmacy. (HB2056 HD1) | HLT, CPC |

<u>HB 2464, HD1</u> <u>(HSCR231-10)</u> <u>Status</u>	RELATING TO PRACTICE OF PHARMACY. Amends the definition of "practice of pharmacy" by allowing immunizations to be administered to persons at least nine years of age with parental consent. Effective July 1, 2020. (HB2464 HD1)	HLT, CPC
<u>HB 2096, HD1</u> <u>(HSCR228-10)</u> <u>Status</u>	RELATING TO PRESCRIPTION DRUGS. Requires providers of accident or health and sickness insurance to base prescription drug coverage on a drug formulary or prior authorization requirement established and regularly updated by a drug formulary advisory board whose membership includes practicing physicians, pharmacists, and health care practitioners. Requires the Insurance Commissioner to provide administrative oversight to ensure compliance by the various insurers. Effective July 1, 2020. (HB2096 HD1)	HLT, CPC
<u>HB 2461, HD1</u> <u>(HSCR184-10)</u> <u>Status</u>	RELATING TO INSURANCE. Requires health insurers and like entities to offer at least the same drug coverage to the insured that the insured had under the insured's previous policy with a different insurer or like entity. Effective July 1, 2020. (HB2461 HD1)	HLT, CPC
<u>HB 2208, HD1</u> <u>(HSCR229-10)</u> <u>Status</u>	RELATING TO INSURANCE. Requires health insurers to promptly pay claims for services to medicaid recipients, by repealing the exemption for medicaid claims from the clean claims law. Requires the Department of Human Services to pay health plans with interest when payment is delayed, except under certain circumstances beyond the department's control. Effective July 1, 2020. (HB2208 HD1)	HLT, CPC
<u>HB 2350, HD1</u> <u>(HSCR230-10)</u> <u>Status</u>	RELATING TO LIMITED BENEFIT HEALTH INSURANCE. Excludes limited benefit health insurance from accident and health or sickness insurance provisions enacted after July 1, 2010, unless the provisions expressly state that they apply. (HB2350 HD1)	HLT, CPC

Decision making to follow.

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

<u>HB 2520</u> <u>(HSCR104-10)</u> <u>Status</u>	RELATING TO PHOTOVOLTAIC READY NEW RESIDENTIAL HOMES. Requires that new single-family residential construction incorporate design elements and minimum equipment installation at the time of construction so as to facilitate the future adoption of a photovoltaic system.	EEP/HSG, CPC
<u>HB 2521, HD1</u> <u>(HSCR132-10)</u> <u>Status</u>	RELATING TO NET ZERO ENERGY CAPABLE CONSTRUCTION. Requires all new single-family residential construction be designed to be "net zero energy capable" as of 1/1/15.	EEP/HSG, CPC

[HB 2238](#)
[\(HSCR18-10\)](#)
[Status](#) RELATING TO RENEWABLE PORTFOLIO STANDARDS. EEP, CPC
Amends definition of "renewable electrical energy" to include, beginning January 1, 2015, customer-sited, grid-connected renewable energy generation.

[HB 2921, HD1](#)
[\(HSCR125-10\)](#)
[Status](#) RELATING TO LICENSING. HED, CPC
Revises the minimum requirements for licensure of electricians. Effective July 1, 2013. (HB2921 HD1)

2:05 p.m. AGENDA:

[HB 1847, HD1](#)
[\(HSCR333-10\)](#)
[Status](#) RELATING TO THE PRACTICE OF NURSING. HLT, CPC
Defines the practice of nursing. Directs the state board of nursing to adopt certain provisions of the NCSBN Model Nursing Practice Act and Model Nursing Administrative Rules. Delineates the scope of practice for registered nurses, licensed practical nurses, and advanced practice registered nurses. Repeals Hawaii Administrative Rules relating to prescriptive authority for advanced practice registered nurses. (HB1847 HD1)

[HB 2312, HD1](#)
[\(HSCR334-10\)](#)
[Status](#) RELATING TO NATUROPATHIC MEDICINE. HLT, CPC
Establishes a Naturopathic Formulary Board to create a naturopathic formulary for the Board of Naturopathic Medicine that will be updated and published every two years. Repeals provisions authorizing the use of "legend drugs" as a part of the practice of naturopathic medicine. Effective July 1, 2020. (HB2312 HD1)

[HB 2812, HD1](#)
[\(HSCR342-10\)](#)
[Status](#) RELATING TO CONDOMINIUMS. HSG, CPC
Establishes a minimum number of members for condominium association boards of directors for mixed-use condominiums with a certain number of units and owners. (HB2812 HD1)

Decision making to follow.

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

[HB 2906](#)
[Status](#) RELATING TO PSYCHOLOGICAL TESTING. CPC
Authorizes social workers, marriage and family therapists, advanced practice registered nurses, and physician assistants to engage in psychological testing, provided that they hold at least master's degrees. Defines "psychological testing".

COMMITTEE ON EDUCATION

Wednesday, February 17, 2010
2:00 p.m.
Conference Room 309; State Capitol

AGENDA:

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| HCR 38
Status | URGING THE DEPARTMENT OF EDUCATION TO ALLOW VACANT CLASSROOMS TO BE USED BY CHARTER SCHOOLS. | EDN, FIN |
| HCR 56
Status | REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION. | EDN, LMG, FIN |
| HCR 74
Status | REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A TWO-YEAR PILOT PROGRAM TO OFFER ONLINE INSTRUCTION TO MIDDLE AND HIGH SCHOOL STUDENTS IN THE PUBLIC SCHOOL SYSTEM. | EDN, FIN |
| HCR 52
Status / HR 14
Status | REQUESTING THE DEPARTMENT OF EDUCATION TO IMPLEMENT A STATEWIDE PLAN TO ELIMINATE THE WASTE OF MILK DISTRIBUTED WITH SCHOOL LUNCHES. | EDN, FIN |
| HCR 58
Status / HR 18
Status | RECOGNIZING SEPTEMBER 2010 AS EDUCATION AWARENESS AND APPRECIATION MONTH IN HAWAII. | EDN |

Decision making to follow.

HOUSE COMMITTEE ON EDUCATION AND SENATE COMMITTEE ON EDUCATION AND HOUSING

Wednesday, February 17, 2010
3:00 p.m.
Conference Room 309; State Capitol

AGENDA:

The purpose of this joint informational briefing is to provide an update to the Legislature on the strategic action plans relating to the Kupuna component of the Hawaiian Studies Program of the Board of Education and the Department of Education pursuant to SCR 74 SD 1 Legislative Session of 2007, Management Audit of the Department of Education's Hawaiian Studies Program.

The following have been invited to participate:

- 1) Hawaii Board of Education
- 2) Hawaii Department of Education
- 3) Ka Lei Papahi o Kakuhihewa

4:00 p.m. AGENDA:

The purpose of this joint informational briefing is to provide an update to the Legislature on the status of the early learning system in Hawaii.

The following have been invited to participate:

- 1) Early Learning Council
- 2) Good Beginnings Alliance
- 3) Hawaii Association for the Education of Young Children
- 4) Hawaii Careers with Young Children

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Thursday, February 18, 2010

9:00 a.m.

Conference Room 312; State Capitol

AGENDA:

HR 30 Status	URGING CONGRESS AND THE PRESIDENT OF THE UNITED STATES TO SUPPORT THE PASSAGE OF S. 1337, THE FILIPINO VETERANS FAMILY REUNIFICATION ACT OF 2009, OR SIMILAR LEGISLATION, TO EXPEDITE FAMILY REUNIFICATION FOR CERTAIN FILIPINO VETERANS OF WORLD WAR II.	EBM, TCI
HCR 71 Status	URGING CONGRESS AND THE PRESIDENT OF THE UNITED STATES TO SUPPORT THE PASSAGE OF S. 1337, THE FILIPINO VETERANS FAMILY REUNIFICATION ACT OF 2009, OR SIMILAR LEGISLATION, TO EXPEDITE FAMILY REUNIFICATION FOR CERTAIN FILIPINO VETERANS OF WORLD WAR II.	EBM, TCI
HR 16 Status	SUPPORTING THE UNITED STATES BUREAU OF THE CENSUS AND URGING ALL HAWAII RESIDENTS TO PARTICIPATE IN 2010.	EBM
HCR 54 Status	SUPPORTING THE UNITED STATES BUREAU OF THE CENSUS AND URGING ALL HAWAII RESIDENTS TO PARTICIPATE IN 2010.	EBM
HR 29 Status	RECOGNIZING AND COMMENDING THOSE WHO PROVIDE SUPPORT TO THE FAMILIES OF DEPLOYED MEMBERS OF THE ARMED FORCES.	EBM

Decision making to follow.

COMMITTEE ON HUMAN SERVICES

Thursday, February 18, 2010

9:30 a.m.

Conference Room 329; State Capitol

AGENDA:

The purpose of this informational briefing is to address the impact of the possible four-month delay in payments to Healthcare providers by the Department of Human Services (DHS).

The following have been invited to participate:

The Director of the Department of Human Services (DHS) and/or her designee; and

Healthcare Association of Hawaii (HAH); and

Alohacare; and

Evercare; and

HMSA; and

Kaiser Permanente; and

Ohana Health Plan; and

Nursefinders Home Care; and

Adult Foster Homecare Association (AFHA); and

Advanced Care Management Services; and

Ahonui Case Management, Inc.; and

Alliance of Residential Care Administrators (ARCA); and

Aloha Health Care Providers, Inc.; and

Azil Case Management Agency; and

Barnes & Sabado Case Management; and
Blue Water Resources; and
Case Management, Inc.; and
Case Management Professionals, Inc.; and
Catholic Charities Quality Living Choices Program; and
Hale Makua; and
Harvest Case Management Agency, LLC; and
Hawaii Care Case Management; and
Health Care Connection, Inc.; and
Kupuna Alternative Care, LLC; and
MB Case Management, Inc.; and
Nightingale Case Management, Inc.; and
Ohana Alternative Care Services; and
Ohana Case Management; and
Pono Case Management Agency; and
Quality Case Management, Inc.; and
Queen's Community Based Programs; and
Ramiro-Anderson Case Management; and
Residential Choices, Inc.; and
Talavera Case Management Agency, Inc.; and
TLC Case Management; and
The Primary Care Providers (TPCP); and
Universal Case Management Agency; and
United Group of Homecare Owners (UGHO); and

Any organizations delivering Transportation services for healthcare providers; and

Any other individual or organization that may be affected by these delays.

COMMITTEE ON FINANCE

Thursday, February 18, 2010

10:00 a.m.

Conference Room 308; State Capitol

AGENDA:

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| <u>HB 2057, HD1</u>
<u>(HSCR346-10)</u>
<u>Status</u> | RELATING TO PUBLIC PROCUREMENT.
Amends various sections of the Hawaii Public Procurement Code, Chapter 103D, Hawaii Revised Statutes, to simplify and streamline procurement processes to enable agencies to expeditiously acquire the resources or services they need to perform their missions. | EBM, FIN |
| <u>HB 2133, HD1</u>
<u>(HSCR347-10)</u>
<u>Status</u> | RELATING TO PROCUREMENT.
Amends the Hawaii public procurement code to set time limits or awards in the request for proposal process, make public contracts effective as of the notice of the award, specify that the solicitation, offer, bid, or proposal and the award notice constitute the entire contract, and provide that a subsequent written and executed contract is not required. Requires the State Procurement Office to authorize reseller agreements in multi-state contracting agreements. Requires the Procurement Policy Board to adopt rules to promote Hawaii businesses. | EBM, FIN |
| <u>HB 2441, HD1</u>
<u>(HSCR378-10)</u>
<u>Status</u> | RELATING TO PROCUREMENT.
Requires contracts awarded to projects of the departments of Hawaiian home lands and transportation; county boards of water supply; and county departments of housing, planning and permitting, and transportation to be awarded within 30 days of the bid opening date, subject to sufficient available funding and possible further negotiations to benefit the public. Requires contracts by these agencies for design professional services to be awarded within 45 days of the bid opening date. | EBM, FIN |
| <u>HB 2901, HD1</u>
<u>(HSCR379-10)</u>
<u>Status</u> | RELATING TO PROCUREMENT.
Establishes discretionary request for competitive sealed proposal procedure using the design-build process where not more than five offerors selected on their qualifications submit proposals, and stipends are paid to unsuccessful offerors who allow the agency to use elements of their designs and waive their right to protest the award. | EBM, FIN |

HB 2058, HD1 (HSCR257-10) Status	RELATING TO PUBLIC PROPERTY. Authorizes the natural energy laboratory of Hawaii authority to enter into concessions for cell towers.	EBM, FIN
HB 2831, HD1 (HSCR364-10) Status	RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY. Authorizes the Natural Energy Laboratory of Hawaii Authority (NELHA) to acquire, hold, and sell qualified securities subject to certain conditions. Authorizes NELHA to accept donations of money, property, and services. Effective January 1, 2112.	EBM, FIN
HB 2445, HD1 (HSCR216-10) Status	RELATING TO THE HAWAII TOURISM AUTHORITY. Authorizes the Hawaii Tourism Authority to maintain the confidentiality of competitively sensitive information. Preserves certain autonomy provisions of Act 58, SLH 2004. Requires quarterly reports. Effective January 1, 2112.	TCI, FIN
HB 2817, HD1 (HSCR217-10) Status	RELATING TO ART. Allows for the disposition by public auction of works of art acquired by the State. Effective January 1, 2112.	TCI, FIN
HB 2446, HD1 (HSCR331-10) Status	RELATING TO HAWAII TELEVISION AND FILM DEVELOPMENT. Transfers the television and film industry activities and responsibilities under the Department of Business, Economic Development, and Tourism to the Hawaii Tourism Authority. Effective July 1, 2112.	TCI/EBM, FIN

Decision making to follow.

COMMITTEE ON PUBLIC SAFETY

Thursday, February 18, 2010
10:00 a.m.
Conference Room 309; State Capitol

AGENDA:

HB 415, HD1 (HSCR406-10) Status	RELATING TO PUBLIC SAFETY. Directs the auditor to conduct a financial and management audit of the Department of Public Safety's contract with the Corrections Corporation of America. (HD1)	PBS
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Decision making to follow.