

COMMITTEE ON HIGHER EDUCATION AND COMMITTEE ON JUDICIARY

Tuesday, March 9, 2010

2:00 p.m.

Conference Room 309; State Capitol

AGENDA:

[SB 2387, SD1](#) RELATING TO THE UNIVERSITY OF HAWAII. HED/JUD, FIN
[\(SSCR2472\)](#) Allows the University of Hawaii board of regents to assess fees
[Status](#) for campus parking at an open meeting subject to open
meetings law, but exempt from public notice, public hearing,
and gubernatorial approval requirements of the Administrative
Procedure Act. (SD1)

Decision making to follow.

HED/EDN only

2:05 p.m. AGENDA:

[SB 2903, SD2](#) RELATING TO THE HAWAIIAN LANGUAGE COLLEGE. HED/EDN,
[\(SSCR2462\)](#) Requires the department of education, the charter school HAW, FIN
[Status](#) administrative office, and the Hawaiian language college at the
University of Hawaii at Hilo to enter into an agreement regarding
the Hawaiian language college's functions related to
Nawahiokalani`opu`u school and other laboratory schools.
Effective 7/1/50. (SD2)

[SB 2385, SD1](#) RELATING TO THE UNIVERSITY OF HAWAII. HED, FIN
[\(SSCR2463\)](#) Gives the University of Hawaii fiscal autonomy from the
[Status](#) comptroller beyond June 30, 2011. Removes the time limit on
the authority of the University of Hawaii to install a different
accounting system. Extends the comptroller's authority to
request the University of Hawaii to provide information for the
preparation of income and expenditure statements. Extends the
University of Hawaii's authority to submit proposed new forms or
changes to forms for only uniform business and accounting
forms for review and approval. Extends the University of
Hawaii's chief financial officer's authority to approve assignment
of moneys to assignees. Extends beyond June 30, 2011 the
requirement for the University of Hawaii to report to the
comptroller transactions involving moneys held outside of the
state treasury by the University of Hawaii.

[SB 2386](#)
[\(SSCR2403\)](#)
[Status](#) RELATING TO THE UNIVERSITY OF HAWAII CAPITAL IMPROVEMENTS PROGRAM PROJECT ASSESSMENT SPECIAL FUND.
Establishes the University of Hawaii capital improvements program project assessment special fund. HED, FIN

[SB 2389](#)
[\(SSCR2402\)](#)
[Status](#) RELATING TO THE UNIVERSITY OF HAWAII.
Repeals the sunset provision in Act 106, Session Laws of Hawaii 2008, to allow the University of Hawaii to continue transferring funds, other than general funds and University of Hawaii tuition and fees special funds, into the University of Hawaii commercial enterprises revolving fund to finance the establishment of new commercial enterprises, with certain exceptions, beyond June 30, 2011. HED, FIN

[SB 2649, SD2](#)
[\(SSCR2460\)](#)
[Status](#) RELATING TO UNIVERSITY OF HAWAII PROJECTS.
Extends the sunset provision in Act 138, Session Laws of Hawaii 2005, relating to providing funding to the University of Hawaii to construct or renovate housing units. (SD2) HED, FIN

[SB 2837, SD1](#)
[\(SSCR2487\)](#)
[Status](#) RELATING TO LICENSING.
Revises minimum requirements for licensing electricians and plumbers. (SD1) HED, CPC

Decision making to follow.

EDN/HED only

2:30 p.m. AGENDA:

[SB 2068, SD2](#)
[\(SSCR2625\)](#)
[Status](#) RELATING TO EARLY EDUCATION.
Removes the provisions requiring the department of education to establish and maintain a public school junior kindergarten program. EDN, FIN

[SB 2115, SD1](#)
[\(SSCR2617\)](#)
[Status](#) 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. EDN/HED, FIN

<u>SB 2117, SD1</u> <u>(SSCR2409)</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)	EDN, FIN
<u>SB 2172, SD2</u> <u>(SSCR2588)</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. Effective 07/01/50.	EDN, FIN
<u>SB 2256, SD1</u> <u>(SSCR2569)</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)	EDN, FIN
<u>SB 2257, SD2</u> <u>(SSCR2580)</u> <u>Status</u>	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. Effective 1/1/2099.	EDN/HED, FIN
<u>SB 2349, SD2</u> <u>(SSCR2602)</u> <u>Status</u>	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 rulemaking process. Takes effect 07/01/2050.	EDN, FIN
<u>SB 2567, SD1</u> <u>(SSCR2573)</u> <u>Status</u>	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)	EDN, FIN

[SB 2709, SD1 \(SSCR2533\)](#)
[Status](#) RELATING TO ENVIRONMENTALLY SENSITIVE PRODUCTS. EDN, EEP, FIN
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)

[SB 2828, SD1 \(SSCR2458\)](#)
[Status](#) RELATING TO EDUCATION. EDN, WLO, FIN
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)

Decision making to follow.

COMMITTEE ON JUDICIARY

Tuesday, March 9, 2010

2:05 p.m.

Conference Room 325; State Capitol

AGENDA:

[SB 2159 \(SSCR2406\)](#)
[Status](#) RELATING TO TRAFFIC ABSTRACT FEE. JUD, FIN
Increases the fee for a traffic abstract from \$7 to \$10 and increases the amount of the fee deposited into the general fund from \$5 to \$8.

[SB 2454, SD2 \(SSCR2445\)](#)
[Status](#) RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS. JUD, FIN
Allows courts to charge fees for certified copies of pleadings, orders, transcripts, and other documents. Provides an exemption for state agencies, as may be limited by court rules. (SD2)

[SB 2661, SD2 \(SSCR2438\)](#)
[Status](#) MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES. JUD, FIN
Makes appropriations for claims against the State, its officers, and its employees. Effective July 1, 2050.

[SB 2807, SD2 \(SSCR2567\)](#) [Status](#) PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 6, OF THE HAWAII CONSTITUTION, RELATING TO THE TAX REBATE REQUIREMENT. JUD, FIN
Proposes a constitutional amendment to article VII, section 6 of the state constitution to authorize the legislature to determine whether excess funds should be used as tax refunds or tax credits to taxpayers of the State or diverted to the State's emergency and budget reserve fund. (SD2)

Decision making to follow.

COMMITTEE ON HOUSING

Wednesday, March 10, 2010

9:00 a.m.

Conference Room 325; State Capitol

AGENDA:

[SB 2277, SD2 \(SSCR2449\)](#) [Status](#) RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY. HSG, JUD
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. Effective 07/01/2099.

[SB 2575, SD2 \(SSCR2587\)](#) [Status](#) RELATING TO HOUSING. HSG, FIN
Creates an anti-speculation capital gains tax on profits from the sale of real property held for less than twenty-four months, with exceptions. Directs revenues to be deposited equally in general fund and rental housing trust fund. Effective 7/1/2050.

[SB 2278, SD2 \(SSCR2611\)](#) [Status](#) RELATING TO PUBLIC HOUSING. HSG, JUD
Amends criminal trespass in the first degree to include a person who enters or remains unlawfully in or upon the premises of a public housing project after reasonable request or warning to leave by housing management authorities. (SD2)

[SB 2276, SD1 \(SSCR2552\)](#) [Status](#) RELATING TO INTOXICATING LIQUOR. HSG, JUD
Prohibits possession of open liquor containers in public housing common areas and on public streets and sidewalks. Deems possession of an open liquor container in a sidewalk or common area of a public housing project as prima facie evidence of consumption of liquor. (SD1)

[HCR 115](#)
[Status](#)
[HR 63](#)
[Status](#)

REQUESTING THE DEPARTMENT OF HUMAN SERVICES, IN COLLABORATION WITH THE DEPARTMENT OF TRANSPORTATION, DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU, AND ANY OTHER AGENCIES OR ENTITIES NECESSARY, TO DEVELOP A PLAN TO RESOLVE ISSUES RELATED TO HOMELESS INDIVIDUALS LIVING IN ABANDONED VEHICLES.

HSG, FIN

[HCR 114](#)
[Status](#)
[HR 62](#)
[Status](#)

URGING THE HAWAII PUBLIC HOUSING AUTHORITY TO ESTABLISH HOMELESS SAFE ZONES.

HSG, FIN

[HCR 148](#)
[Status](#)
[HR 87](#)
[Status](#)

URGING THE UNITED STATES GOVERNMENT TO SEEK REIMBURSEMENT FROM THE FEDERATED STATES OF MICRONESIA FOR HOMELESS SERVICES PROVIDED IN HAWAII TO MIGRANTS UNDER THE COMPACT OF FREE ASSOCIATION.

HSG, FIN

[HCR 138](#)
[Status](#)
[HR 79](#)
[Status](#)

URGING CONDOMINIUM ASSOCIATIONS AND PLANNED COMMUNITY ASSOCIATIONS TO MINIMIZE EXPENSES TO REDUCE THE NEED TO INCREASE MAINTENANCE FEES AND DUES.

HSG, CPC

Decision making to follow.

10:10 a.m. AGENDA:

[SB 2222, SD1](#)
[\(SSCR2387\)](#)
[Status](#)

RELATING TO PLANNED COMMUNITY ASSOCIATIONS. Conforms planned community association laws with respect to proxies to comparable provisions regulating condominium property regimes. (SD1)

HSG, CPC/JUD,
FIN

Decision making to follow.

COMMITTEE ON TRANSPORTATION

Wednesday, March 10, 2010

9:00 a.m.

Conference Room 309; State Capitol

AGENDA:

- [SB 2105, SD2](#) [\(SSCR2523\)](#) [Status](#) RELATING TO PARKING FOR DISABLED PERSONS. TRN, HLT, FIN
Designates disability and communication access board as issuing agency for removable windshield placards, temporary removable windshield placards, special license plates, and identification cards. Deletes counties as issuing agency. Increases the time period that a placard is effective from 4 to 6 years. (SD2)
- [SB 2614](#) [\(SSCR2564\)](#) [Status](#) RELATING TO EXCESSIVE SPEEDING. TRN, JUD
Authorizes the court, in its discretion, to order forfeiture of a defendant's vehicle if it was used in the commission of the excessive speeding offense and in at least two prior excessive speeding convictions.
- [SB 2461, SD2](#) [\(SSCR2482\)](#) [Status](#) RELATING TO TRANSPORTATION. TRN, FIN
Raises rental motor vehicle customer facility charge from \$1/day to \$4.50/day. Appropriates funds out of the rental motor vehicle customer facility charge special fund for multiple purposes. (SD2)
- [SB 2455, SD2](#) [\(SSCR2421\)](#) [Status](#) RELATING TO MOTOR VEHICLE SUN SCREENING DEVICES. TRN, JUD/CPC
Exempts motor vehicle sun screening regulation from application to transparent sun screening materials applied to AS-1 portion of windshield which comply with Federal Motor Vehicle Safety Standard 205. (SD2)
- [SB 2897, SD2](#) [\(SSCR2633\)](#) [Status](#) RELATING TO HIGHWAY SAFETY. TRN, JUD, FIN
Enacts the recommendations of the Ignition Interlock Implementation Task Force made pursuant to Act 171, Session Laws of Hawaii 2008. Effective 1/1/2011. (SD2)
- [SB 2942, SD2](#) [\(SSCR2583\)](#) [Status](#) RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION. TRN, WLO, FIN
Abolishes Aloha Tower development corporation. Transfers the ATDC to the Hawaii community development authority. Transfers harbors modernization group to the department of transportation. Places commercial harbors modernization plan under the harbors modernization group. Makes appropriation. Effective upon approval.

Decision making to follow.

10:00 a.m. AGENDA:

Decision making only (heard on 03/08/10)

SB 2863, SD2 (SSCR2468) Status	RELATING TO THE TAX LIEN AND ENCUMBRANCE RECORD. Enables encumbrance of motor vehicle titles for outstanding judgments payable to the State or a county by allowing recordation in a county director of finance's "tax lien and encumbrance record" with an exemption for state or county agencies from paying the statutory fee. (SD2)	TRN, JUD, FIN
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COMMITTEE ON HAWAIIAN AFFAIRS

Wednesday, March 10, 2010

10:00 a.m.

Conference Room 329; State Capitol

AGENDA:

SB 2524, SD1 (SSCR2113) Status	RELATING TO ISLAND BURIAL COUNCILS. Authorizes the governor to waive the requirements that the Molokai island burial council membership include geographic region, development, and large property owner representatives. (SD1)	HAW, WLO
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HCR 105 Status	SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION AND ITS OLA HAWAII PROGRAM AS DYNAMIC CONTRIBUTORS TO THE BETTERMENT OF THE CONDITIONS AND RELATIONSHIPS BETWEEN NATIVE HAWAIIANS AND THE VISITOR INDUSTRY OF HAWAII.	HAW, TCI
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HR 56 Status	SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION AND ITS OLA HAWAII PROGRAM AS DYNAMIC CONTRIBUTORS TO THE BETTERMENT OF THE CONDITIONS AND RELATIONSHIPS BETWEEN NATIVE HAWAIIANS AND THE VISITOR INDUSTRY OF HAWAII.	HAW, TCI
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HCR 104 Status	SUPPORTING H.R. 3680 AND S. 1732 TO AMEND THE PUBLIC HEALTH SERVICE ACT TO PROVIDE FOR HEALTH DATA REGARDING NATIVE HAWAIIANS AND OTHER PACIFIC ISLANDERS.	HAW, TCI
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HR 55 Status	SUPPORTING H.R. 3680 AND S. 1732 TO AMEND THE PUBLIC HEALTH SERVICE ACT TO PROVIDE FOR HEALTH DATA REGARDING NATIVE HAWAIIANS AND OTHER PACIFIC ISLANDERS.	HAW, TCI
HCR 106 Status	URGING THE STATE OF HAWAII AND HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE EMERGING TRADITIONAL KNOWLEDGE SUPPLEMENT TO THE OCEAN LITERACY PRINCIPLES.	HAW, HED/EDN
HR 67 Status	URGING THE CONGRESS OF THE UNITED STATES AND COMMANDER OF HICKAM AIR FORCE BASE TO CHANGE THE NAME OF THE FORT KAMEHAMEHA WASTEWATER TREATMENT PLANT.	HAW, EBM
HCR 109 Status	REQUESTING STATE DEPARTMENTS TO USE TRADITIONAL HAWAIIAN NAMES WHEN IDENTIFYING FISHPONDS.	HAW, WLO
HR 59 Status	REQUESTING STATE DEPARTMENTS TO USE TRADITIONAL HAWAIIAN NAMES WHEN IDENTIFYING FISHPONDS.	HAW, WLO

Decision making to follow.