

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS AND COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Monday, March 15, 2010

2:00 p.m.

Conference Room 325; State Capitol

AGENDA:

[SB 2543, SD2 \(SSCR2601\)](#) [Status](#) RELATING TO TECHNOLOGY. EBM/CPC, FIN
Requires the director of commerce and consumer affairs, in conjunction with expanded digital cable programming and services, promote and encourage telework; establishes a telework promotion and broadband assistance advisory council; establishes a work group to develop procedures for streamlined permitting functions applicable to development of broadband services or technology; requires department of commerce and consumer affairs to report annually to the legislature on expenditures of federal moneys for broadband facilities, services, equipment, or contracts. Effective 07/01/2050.

[SB 506, SD1, HD1 \(HSCR1182\)](#) [Status](#) RELATING TO PROCUREMENT. EBM/CPC, FIN
PROPOSED SB506 SD1 HD2: In procurement contracts payable by the State or a county and a utility, provides that the portion to be paid by the utility is subject to certification as to the sufficiency of funds to pay contract costs, and certification is to be based on amounts to be paid by a utility pursuant to a legal agreement with the State or county.

Copies of the proposed HD1 are available in room 427 and on the Legislature's Web site:

<http://www.capitol.hawaii.gov>.

Decision making to follow.

COMMITTEE ON FINANCE

Monday, March 15, 2010

2:00 p.m.

Conference Room 308; State Capitol

AGENDA:

Corina Eckl, Fiscal Program Director, for the National Conference of State Legislatures (NCSL), will provide an update of the:

- Current fiscal conditions of all the states; and
- Strategies being employed to meet budget shortfalls

From NCSL's "**State Budget Update: November 2009**":

"The state revenue nightmare continues. Officials were hopeful that fiscal year (FY) 2009 would mark the bottom of the revenue plunge, but their hopes have been shattered. Not only have revenues continued to fall below expectations, they are projected to be anemic for years to come. This means another round of budget gaps, certainly in FY 2010, but even beyond in many states.

State lawmakers closed a cumulative budget gap of \$145.9 billion in their FY 2010 budgets. ... Now, midway through FY 2010 for most states, new gaps have opened. And that will not be the end of it. The longest economic downturn in decades appears to be well entrenched and is manifesting itself in multi-year budget shortfalls...

*Ironically, a contributing factor to future state budget gaps is the end of federal stimulus funds provided by the American Recovery and Reinvestment Act (ARRA). Those additional funds supported state budgets in FY 2009 and, to an even greater extent, in FY 2010. That money recedes in FY 2011 and, when it is gone, will leave big holes in state budgets—what many state officials are calling the "cliff effect." Despite a growing consensus that the national recession—the principal cause of state fiscal problems—has ended, state finances will not recover in the near term. **History shows that state budgets continue to struggle long after a recession ends. The information in this report is further evidence of that fact.**"*

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Tuesday, March 16, 2010

8:30 a.m.

Conference Room 312; State Capitol

AGENDA:

SB 2323, HD1	RELATING TO EMPLOYMENT SECURITY.	LAB, EBM, FIN
(HSCR696-10)	Requires the Department of Labor and Industrial Relations to	
Status	either allow individuals to post job-availability online	
	independently, or post the information online for the individual	
	after the individual provides the necessary information on a form	
	prescribed by the Department. (SB2323 HD1)	

[SB 2775, SD1 \(SSCR2543\)](#)
[Status](#) RELATING TO PUBLICITY RIGHTS NAMES AS DISTINGUISHED FROM TRADE NAMES AND SPECIFYING REGISTRATION PROCEDURES FOR PUBLICITY RIGHTS NAMES BY AMENDING CHAPTER 482P. EBM, CPC/JUD
Renames "publicity rights trade name registration" as "publicity rights name registration" under chapter 482P, Hawaii Revised Statutes; gives the department of commerce and consumer affairs discretion to implement the law in a manner that complies with the law's legislative intent. (SD1)

[SB 2545, SD2 \(SSCR2630\)](#)
[Status](#) RELATING TO INTOXICATING LIQUOR. EBM, CPC/JUD
PROPOSED SB2545 SD2 HD 1: Restricts to 6:00 a.m. to 12:00 a.m., BYOB liquor consumption on premises not licensed by a liquor commission. Establishes a class 17 license for BYOB establishments operating between 12:00 a.m. and 2:00 a.m. Increases limit on on-premises brewpub license manufacturing from 10,000 to 30,000 barrels. Effective July 1, 2020.

Copies of the proposed HD1 are available in room 427 and on the Legislature's Web site:
<http://www.capitol.hawaii.gov>.
Decision making to follow.

COMMITTEE ON HEALTH

Tuesday, March 16, 2010
9:30 a.m.
Conference Room 329; State Capitol

AGENDA:

[SB 2371, SD2 \(SSCR2520\)](#)
[Status](#) RELATING TO LIMITED BENEFIT HEALTH INSURANCE. HLT, CPC
Excludes limited benefit health insurance and medicare supplements from provisions of chapter 431:10A enacted after July 1, 2010. (SD2)

[SB 2102, SD2 \(SSCR2412\)](#)
[Status](#) RELATING TO PRESCRIPTION DRUGS. HLT, CPC
Requires providers of accident or health and sickness insurance to base prescription drug coverage a drug formulary or prior authorization requirements established and regularly updated by a drug formulary advisory board whose membership includes a majority of Hawaii resident practitioners. Effective 7/1/50. (SD2)

SB 2105, SD2 (HSCR707-10) Status	RELATING TO PARKING FOR DISABLED PERSONS. 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)	TRN, HLT, FIN
SB 2188 (SSCR2397) Status	RELATING TO DENTISTRY. Redefines the practice of dentistry to include teeth whitening.	HLT, CPC
SB 2491, SD2 (SSCR2418) Status	RELATING TO TELEMEDICINE. Clarifies telehealth as a practice of medicine. Amends liability insurance provisions to allow for telehealth coverage under medical malpractice insurance. Effective 7/1/50. (SD2)	HLT, CPC/JUD
SB 2700, SD1 (SSCR2356) Status	RELATING TO THE DENTAL LICENSURE EXAMINATION. Provides the board of dental examiners to accept either the ADEX examination or the CRDTS examination for licensure. Eff. date July 1, 2050. (SD1)	HLT, CPC
SB 2745, SD2 (SSCR2610) Status	RELATING TO CONTROLLED SUBSTANCES. Makes Hawaii's controlled substance laws consistent with that of federal law and clarifies sections of chapter 329, Hawaii Revised Statutes relating to controlled substances. (SD2)	HLT, JUD
SB 2811, SD2 (SSCR2416) Status	RELATING TO PHARMACIES. Requires all pharmacies and remote dispensing pharmacies to have the capacity to accommodate electronic prescriptions. Requires all pharmacies and dispensing pharmacies to maintain prescription records electronically. Effective 7/1/50. (SD2)	HLT, CPC

Decision making to follow.

HLT/HUS only

11:15 a.m. AGENDA:

SB 2270, SD2 (SSCR2484) Status	RELATING TO MEDICAID REIMBURSEMENTS. Requires medicaid reimbursement to hospitals for patients occupying acute-licensed beds who are on a waitlist for long-term care to be at least equal to the rate paid for acute care services; requires medicaid reimbursement to long-term care facilities for patients with medically complex conditions to be at least equal to the rate paid for subacute care; appropriates funds for increased reimbursements. Effective 07/01/2050. (SD2)	HLT/HUS, FIN
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[SB 2810, SD2](#) RELATING TO PRESCRIPTION DRUGS. HLT/HUS,
[\(SSCR2441\)](#) Authorizes pharmacists to provide medication therapy CPC, FIN
[Status](#) management to qualified QUEST patients. Requires pharmacies to have written collaborative pharmacy practice agreements on file for each qualified patient and have an electronically maintained patient records system for each qualified patient.

[SB 2286, SD1](#) RELATING TO LONG TERM CARE. HLT/HUS, FIN
[\(SSCR2023\)](#) Extends sunset date and reporting dates to legislature of long
[Status](#) term care commission. (SD1)

Decision making to follow.

11:15 a.m. AGENDA:

[SB 2099, SD2](#) RELATING TO HEALTH. HLT/HUS, FIN
[\(SSCR2553\)](#) Proposed HD1: Sets requirements for obtaining a certificate of
[Status](#) need for a proposed renal dialysis facility and the amount of health care services that must be provided by new and existing renal dialysis facilities to continue to qualify under the certificate of need process.

Decision making to follow.

COMMITTEE ON ENERGY & ENVIRONMENTAL PROTECTION

Tuesday, March 16, 2010

10:00 a.m.

Conference Room 325; State Capitol

AGENDA:

[SB 2709, SD1,](#) RELATING TO ENVIRONMENTALLY SENSITIVE PRODUCTS. EDN, EEP, FIN
[HD1](#) Adds the Design for the Environment Program of the United
[\(HSCR731-10\)](#) States Environmental Protection Agency as a program whose
[Status](#) approved cleaning and maintenance products will be given first preference by public schools in the purchase and use of environmentally-sensitive cleaning and maintenance products.
(SB2709 HD1)

[SB 2488, SD2 \(SSCR2577\)](#)
[Status](#) RELATING TO RENEWABLE ENERGY. EEP, CPC
Requires electric utilities to compensate net metering surplus customer-generators for excess electricity at the end of the twelve-month period; increases customer-generator capacity to two megawatts; permits existing net-metered customers to remain with the net metering program regardless of available alternatives; increases the total allowable generating capacity produced by customer-generators to 15% of that distribution feeder's penetration level or the penetration level that triggers additional technical study, as determined by the PUC, whichever is higher; increases the maximum number of kilowatts a customer-generator system may have before public utilities commission approval for safety and performance standards is required; directs the PUC to determine the net surplus compensation rate. Effective 7/1/50. (SD2)

Decision making to follow.

Decision making only (heard on 03/11/10)
[SB 1675, SD2 \(SSCR746\)](#)
[Status](#) RELATING TO RENEWABLE ENERGY. EEP, FIN
Proposed HD Provides a general excise tax exemption for nonprofit organizations that install renewable energy technology systems.

EEP/EBM only

10:30 a.m. AGENDA:

Decision making only (heard on 03/11/10)
[SB 2559, SD2 \(SSCR2545\)](#)
[Status](#) RELATING TO ENVIRONMENTAL PROTECTION. EEP/EBM, FIN
Proposed HD 1 Description: Requires businesses in the State to charge and collect a 5-cent offset fee for each disposable checkout bag provided to a customer. Allocates the offset fee: 2 cents to the business and 3 cents to the general fund. Effective 7/1/2010.

Copies of the proposed HD1 are available in room 317 and on the Legislature's Web site:
<http://www.capitol.hawaii.gov>.

EEP only

10:35 a.m. AGENDA:

[HCR 208](#)
[Status/HR 137](#)
[Status](#) URGING THE STATE OF HAWAII TO IDENTIFY AND EEP, FIN
APPROPRIATE PERMANENT FUNDING FOR THE HAWAII STATE
ENERGY OFFICE.

[HCR 230](#)
[Status/HR 159](#)
[Status](#) URGING THE HAWAII CLEAN ENERGY INITIATIVE END-USE EEP
EFFICIENCY WORKING GROUP TO CONVENE DEVELOPMENT AND
BUILDING INDUSTRY STAKEHOLDERS TO IDENTIFY BARRIERS
TO IMPLEMENTATION AND WORK TOWARDS A CONSENSUS
POSITION TO PROMOTE THE DESIGN AND CONSTRUCTION OF
NET ZERO ENERGY BUILDINGS.

Decision making to follow.

COMMITTEE ON LABOR & PUBLIC EMPLOYMENT

Tuesday, March 16, 2010

10:00 a.m.

Conference Room 309; State Capitol

AGENDA:

[SB 2849, SD2](#)
[\(SSCR2589\)](#)
[Status](#) RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS LAB, FIN
TRUST FUND.
PROPOSED HD1: Establishes bargaining unit health benefits
trust funds. Changes the Hawaii Employer-Union Health Benefits
Trust Fund to provide health and other benefits to exempt
employees and retirees and changes the name of the fund to the
Hawaii Public Employee Health Benefits Trust Fund. Amends the
impasse procedures for certain bargaining units by shortening the
time frames for arbitration.

Copies of the proposed HD1 are available in room 326 and on the Legislature's Web site:

<http://www.capitol.hawaii.gov>

[SB 2050](#)
[\(SSCR2379\)](#)
[Status](#) RELATING TO VOCATIONAL REHABILITATION IN WORKERS' LAB, FIN
COMPENSATION LAW.
Requires a provider in its rehabilitation plan to determine if
modified or other work with the same employer represents
suitable gainful employment.

SB 2324, SD2 (SSCR2524) Status	RELATING TO UNEMPLOYMENT INSURANCE BENEFITS. Authorizes an individual that is attached to a regular employer who is not offering work to still receive unemployment insurance benefits under certain circumstances if the individual separates from an employer offering part-time employment. (SD2)	LAB, FIN
SB 2597 (SSCR2385) Status	RELATING TO THE HAWAII EMPLOYERS' MUTUAL INSURANCE COMPANY. Clarifies that the Hawaii Employers Mutual Insurance Company shall not have any additional third-party duty nor incur any additional liability toward members or beneficiaries beyond that explicitly created by statute. Makes housekeeping amendments.	LAB, CPC/JUD
HR 84/ HCR 145 Status	URGING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO MEET OR EXCEED OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION POSITION BENCHMARKS FOR WORKPLACE SAFETY AND HEALTH.	LAB, FIN
HCR 102 Status	EXPRESSING SUPPORT FOR ENFORCEMENT OF EXISTING OSHA REGULATIONS ON THE USE OF HEXAVALENT CHROMIUM AND URGING OSHA TO DEVELOP SAFER ALTERNATIVES AND BAN HEXAVALENT CHROMIUM.	LAB, EBM
HR 127/ HCR 194 Status	REQUESTING THE ESTABLISHMENT OF A JOINT GOVERNMENT AND PRIVATE SECTOR HUMAN RESOURCES TASK FORCE TO STUDY THE SIMPLIFICATION OF JOB CLASSIFICATIONS WITHIN STATE GOVERNMENT AND THE STREAMLINING OF OPERATIONS BETWEEN THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT AND LINE DEPARTMENTS.	LAB, FIN

Decision making to follow.