

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Wednesday, March 24, 2010

2:00 p.m.

Conference Room 325; State Capitol

AGENDA:

- | | | |
|--|--|----------|
| <u>SB 2137, SD1, HD1</u>
<u>(HSCR832-10)</u>
<u>Status</u> | RELATING TO HEALTH CLUBS.
Allows military personnel serving on federal active duty or active duty in federal service and deployed or otherwise serving outside of the state to cancel or suspend health club contracts. (SB2137 HD1) | EBM, CPC |
| <u>SB 2164, SD1, HD1</u>
<u>(HSCR888-10)</u>
<u>Status</u> | RELATING TO CONDOMINIUMS.
Requires that notice of amendments to project documents be provided to owners and potential purchasers and that amendments that effect a material change trigger a purchaser's right of rescission. Requires that the developer set aside a percentage of the initial sales price of each residential apartment in a condominium project to be used to fund the project's estimated replacement reserve fund. Requires disclosure of the cost of capital equipment installed in the project. (SB2164 HD1) | HSG, CPC |
| <u>SB 2837, SD1, HD1</u>
<u>(HSCR763-10)</u>
<u>Status</u> | RELATING TO LICENSING.
Revises the minimum requirements for licensing electricians beginning July 1, 2013. (SB2837 HD1) | HED, CPC |
| <u>SB 2325, SD1, HD1</u>
<u>(HSCR782-10)</u>
<u>Status</u> | RELATING TO CONTRACTORS.
Requires identification of licensed individuals performing electrical, plumbing, and elevator mechanic work on a construction job site. Provides for some exceptions. (SB2325 HD1) | LAB, CPC |
| <u>SB 2390, SD2, HD1</u>
<u>(HSCR823-10)</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. (SB2390 HD1) | HLT, CPC |
| <u>SB 2770, SD1, HD1</u>
<u>(HSCR827-10)</u>
<u>Status</u> | RELATING TO REMOTE DISPENSING PHARMACY.
Clarifies the definitions of "remote dispensing machine" and "remote dispensing pharmacy". Effective July 1, 2050. (SB2770 HD1) | HLT, CPC |

SB 2811, SD2, HD1 (HSCR872-10) Status	<p>RELATING TO PHARMACIES.</p> <p>Requires all pharmacies and remote dispensing pharmacies to have the capacity to accommodate electronic prescriptions. Requires all pharmacies, remote dispensing pharmacies, practitioners, and medical oxygen distributors to maintain prescription records electronically. Effective July 1, 2050. (SB2811 HD1)</p>	<p>HLT, CPC</p>
SB 2357, SD2, HD1 (HSCR755-10) Status	<p>RELATING TO RENEWABLE ENERGY.</p> <p>Requires gas utility companies to annually report to the public utilities commission information on the use of renewable energy resources. Defines feedstock, total feedstock, and non-petroleum feedstock.</p>	<p>EEP, CPC</p>
SB 2488, SD2, HD1 (HSCR877-10) Status	<p>RELATING TO RENEWABLE ENERGY.</p> <p>Prohibits an electric utility from unreasonably denying, burdening, or delaying net energy metering service requested by an eligible customer-generator. Permits the PUC to specify separate generating capacity requirements or limits for each specified individual generation technology. Requires the PUC to ensure the impacts of net energy metering on rates are reasonable. Provides factors the PUC is required to consider in determining generating capacity requirements or limits. Permits existing net-metered customers the option to maintain existing contracts in the event the PUC establishes alternate mechanisms. Effective July 1, 2050. (SB2488 HD1)</p>	<p>EEP, CPC</p>
SB 2898, SD1, HD1 (HSCR826-10) Status	<p>RELATING TO DIVERSION PROGRAM FOR CHEMICALLY DEPENDANT NURSES.</p> <p>Amends requirements for diversion programs for chemically dependent nurses to allow the Board of Nursing to recognize alternative program sponsors. Clarifies disciplinary and reporting requirements. (SB2898 SD1)</p>	<p>HLT, CPC</p>
SB 2163, SD2, HD1 (HSCR825-10) Status	<p>RELATING TO THE PRACTICE OF NURSING.</p> <p>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, and amends the definition of "advanced practice nurse with prescriptive authority" to reflect this. (SB2163 HD1)</p>	<p>HLT, CPC</p>

Decision making to follow.

2:05 p.m. AGENDA:

[HCR 94](#) / [HR 45](#)
[Status](#) REQUESTING A STUDY OF THE CONTRACTING LICENSING LAWS OF OTHER STATES TO CLARIFY WHAT CONSTITUTES "INCIDENTAL AND SUPPLEMENTAL" WORK IN THE CONTEXT OF CONTRACTOR LICENSING. CPC, LMG, FIN

[HCR 124](#)
[Status](#) REQUESTING AN INVESTIGATION OF TEETH WHITENING VENDORS. CPC, FIN

[HCR 92](#) / [HR 41](#)
[\(HSCR680-10\)](#)
[Status](#) REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO STUDY THE FEASIBILITY OF MANDATORY STATEWIDE TRAINING STANDARDS FOR SELLERS AND SERVERS OF ALCOHOLIC BEVERAGES. EBM, CPC

Decision making to follow.

COMMITTEE ON EDUCATION AND COMMITTEE ON AGRICULTURE

Wednesday, March 24, 2010

2:00 p.m.

Conference Room 309; State Capitol

AGENDA:

[HCR 290](#)
[Status](#) REQUESTING THE DEPARTMENT OF EDUCATION TO CONVENE A WORKING GROUP TO CONSIDER LEASING OR RENTING PUBLIC SCHOOL CAFETERIAS TO VALUE-ADDED FOOD PROCESSORS TO PROMOTE THE USE OF LOCALLY-GROWN FRESH PRODUCE IN SCHOOL MEALS. EDN/AGR, FIN

Decision making to follow.

SENATE COMMITTEE ON EDUCATION AND HOUSING AND HOUSE COMMITTEE ON EDUCATION

Wednesday, March 24, 2010

2:15 p.m.

Conference Room 309; State Capitol

AGENDA:

The purpose of the Informational Briefing is to provide the Legislature with an update on KPMG's study, findings, and report to the Legislature pursuant to Senate Concurrent Resolution 115 (Session 2008) and as background to SCR140. The following have been invited to make short presentations prior to the Senate hearing on SCR140:

- 1) Moanalua School Complex
- 2) Castle Foundation/First Hawaiian Bank
- 3) Hawaii Department of Education

COMMITTEE ON HIGHER EDUCATION

Wednesday, March 24, 2010
 2:05 p.m.
 Conference Room 309; State Capitol

AGENDA:

Decision making only (heard on 03/18/10)

SB 2803, SD1 (SSCR2369) Status	RELATING TO THE REGENTS CANDIDATE ADVISORY COUNCIL. Establishes a student advisory group to assist the regents candidate advisory council (RCAC) with recruitment and make recommendations on the qualifications of the candidates for the student member position. Shortens the time during which an individual is ineligible for appointment to the RCAC due to past service on the executive council of the University of Hawaii student caucus. (SD1)	HED
--	---	-----

COMMITTEE ON TOURISM, CULTURE, & INTERNATIONAL AFFAIRS AND COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Thursday, March 25, 2010
 9:30 a.m.
 Conference Room 312; State Capitol

AGENDA:

Decision making only (heard on 03/22/10)

HCR 142 Status	URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO EXPEDITE PAYMENT OF WAR BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THEIR ENTITLED BENEFITS.	TCI/EBM
---	--	---------

HR 82 Status	URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO EXPEDITE PAYMENT OF WAR BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THEIR ENTITLED BENEFITS.	TCI/EBM
---	--	---------

EBM only

10:00 a.m. AGENDA:

HCR 102 (HSCR811-10) 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
HCR 132 Status	URGING CONGRESS TO PASS "CASH FOR CLUNKERS" LEGISLATION IN THE SECOND SESSION OF THE 111TH CONGRESS.	EBM, FIN
HR 73 Status	URGING CONGRESS TO PASS "CASH FOR CLUNKERS" LEGISLATION IN THE SECOND SESSION OF THE 111TH CONGRESS.	EBM, FIN
HCR 175 Status	URGING THE UNITED STATES CONGRESS TO DESIGNATE THE HONOR AND REMEMBER FLAG AS A NATIONAL SYMBOL OF OUR NATION'S CONCERN AND COMMITMENT TO HONORING AND REMEMBERING THE LIVES OF ALL MEMBERS OF THE US ARMED FORCES WHO HAVE LOST THEIR LIVES IN THE LINE OF DUTY.	EBM
HR 110 Status	URGING THE UNITED STATES CONGRESS TO DESIGNATE THE HONOR AND REMEMBER FLAG AS A NATIONAL SYMBOL OF OUR NATION'S CONCERN AND COMMITMENT TO HONORING AND REMEMBERING THE LIVES OF ALL MEMBERS OF THE US ARMED FORCES WHO HAVE LOST THEIR LIVES IN THE LINE OF DUTY.	EBM
HCR 280 Status	URGING THE OFFICE OF VETERANS' SERVICES OF THE DEPARTMENT OF DEFENSE TO INCLUDE A SECTION DEDICATED TO VETERANS OF THE CONFLICTS IN IRAQ AND AFGHANISTAN IN THE HAWAII STATE VETERANS CEMETERY AND ALLOW FOR PHOTOS AND OTHER MEMORIAL OBJECTS OF VETERANS TO BE PLACED AT GRAVESITES IN THE HAWAII STATE VETERANS CEMETERY.	EBM, FIN
HR 202 Status	URGING THE OFFICE OF VETERANS' SERVICES OF THE DEPARTMENT OF DEFENSE TO INCLUDE A SECTION DEDICATED TO VETERANS OF THE CONFLICTS IN IRAQ AND AFGHANISTAN IN THE HAWAII STATE VETERANS CEMETERY AND ALLOW FOR PHOTOS AND OTHER MEMORIAL OBJECTS OF VETERANS TO BE PLACED AT GRAVESITES IN THE HAWAII STATE VETERANS CEMETERY.	EBM, FIN

Decision making to follow.

COMMITTEE ON FINANCE

Thursday, March 25, 2010

10:00 a.m.

Conference Room 308; State Capitol

AGENDA: # 1

- | | | |
|--|---|--------------|
| <u>SB 2139, SD2, HD1 (HSCR833-10) Status</u> | RELATING TO VETERANS.
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 or cremation and inurnment of the veteran's remains in a state veterans cemetery. | EBM, FIN |
| <u>SB 2831, SD1 (HSCR767-10) Status</u> | RELATING TO THE PROCUREMENT CODE.
Makes permanent the requirements for withholding payment to a subcontractor effectuated by Act 175, Session Laws of Hawaii 2009. | EBM, FIN |
| <u>SB 2543, SD2, HD1 (HSCR865-10) Status</u> | RELATING TO TECHNOLOGY.
Creates the Hawaii broadband commission and the Hawaii broadband commissioner to promote and maximize the availability of broadband services in the state. Appropriates funds. Effective July 1, 2112. | EBM/CPC, FIN |
| <u>SB 506, SD1, HD2 (HSCR864-10) Status</u> | RELATING TO PROCUREMENT.
In procurements contracts payable by the State or a county and a utility, provides that the utility's share of contract costs is subject to certification as to sufficiency of funds, and certification is to be based on amounts to be paid by a utility under a legal agreement with the State or county. | EBM/CPC, FIN |
| <u>SB 2840, SD2, HD1 (HSCR866-10) Status</u> | RELATING TO PUBLIC PROCUREMENT.
Requires at least eighty per cent of workers on construction procurements to be Hawaii residents; provides sanctions for noncompliance including temporary suspension of contract work, payment withholding, disqualification from the project, recovery of contract payments, and disbarment or suspension. | EBM/LAB, FIN |
| <u>SB 2544, SD2 (HSCR688-10) Status</u> | RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING LLC PROJECTS ON THE ISLAND OF OAHU.
Extends the authorization to issue special purpose revenue bonds for Honolulu Seawater Air Conditioning LLC. Effective 6/29/2099. | EEM, FIN |

[SB 2563, SD1, HD1](#)
[\(HSCR780-10\)](#)
[Status](#) RELATING TO ENERGY EFFICIENCY. EEP, FIN
Sets the goal of using alternative fuels to meet 30 percent of highway fuel demand by 2030. Requires the Director of the Department of Business, Economic Development, and Tourism to impose and collect fees for the administration of the solar water heater system for new residences program.

[SB 2818, SD2, HD2](#)
[\(HSCR903-10\)](#)
[Status](#) RELATING TO ENVIRONMENTAL PROTECTION. EEP/WLO/
EBM, JUD,
FIN
Reduces the membership of the environmental council from 15 to 9 and establishes the environmental review special fund.
Decision making to follow.

11:00 a.m. **AGENDA: # 2**

[SB 2502, SD1](#)
[\(HSCR752-10\)](#)
[Status](#) MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL FOR OPERATING EXPENSES. PBS, FIN
Appropriates funds to the Hawaii civil air patrol for tsunami operations in Hawaii. Effective 7/1/2110.

[SB 2054, SD2](#)
[\(HSCR751-10\)](#)
[Status](#) RELATING TO CIVIL DEFENSE. PBS, FIN
Establishes within the civil defense agency a statewide communications interoperability coordinator. Effective 7/1/2050.

[SB 2702, SD2](#)
[\(HSCR753-10\)](#)
[Status](#) RELATING TO A MAJOR DISASTER TRUST ACCOUNT. PBS, FIN
Allows federal reimbursement moneys for disaster relief to be deposited into a trust account for future disaster relief. Prohibits lapsing into general fund.

[SB 950, SD2, HD2](#)
[\(HSCR902-10\)](#)
[Status](#) RELATING TO ELECTRIC GUNS. PBS/WLO,
JUD, FIN
Authorizes law enforcement officers of the Department of Public Safety and conservation and resources enforcement officers of the Department of Land and Natural Resources to use electric guns and related equipment while performing their duties. Effective July 1, 2050.

[SB 2533, SD1](#)
[\(HSCR861-10\)](#)
[Status](#) RELATING TO AN AUDIT OF CONTRACTS OF THE DEPARTMENT OF PUBLIC SAFETY WITH THE CORRECTIONS CORPORATION OF AMERICA AND THE FEDERAL DETENTION CENTER. PBS, LMG,
FIN
Directs the auditor to conduct a financial and management audit of the Department of Public Safety's contract with the Corrections Corporation of America.

<u>SB 2919, SD1, HD1 (HSCR878-10) Status</u>	RELATING TO THE HAWAII STATE HOSPITAL. Requires the department of public safety to provide security at Hawaii state hospital. Requires a report from department of health, in collaboration with department of public safety, to the legislature on the plan for the provision of short- and long-term security for the needs of the forensic population of the Hawaii state hospital. Effective July 1, 2025.	HLT, PBS, FIN
<u>SB 930, HD2 (HSCR901-10) Status</u>	RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES. Provides for medical expenses and immunity from liability for licensed medical personnel providing volunteer medical assistance services on behalf of the State or a county. Effective July 1, 2020.	HLT, JUD, FIN
<u>SB 2286, SD1, HD1 (HSCR875-10) Status</u>	RELATING TO LONG TERM CARE. Extends sunset date and reporting dates to legislature of long term care commission.	HLT/HUS, FIN
<u>SB 2611, SD2, HD1 (HSCR830-10) Status</u>	RELATING TO VITAL STATISTICS. Requires DOH, within six weeks of the last day of each month and at no charge, to provide each county's real property assessment division with a list of all persons age 18 and older whose deaths were recorded by DOH during the previous month. Effective July 1, 2020.	HLT, FIN
<u>SB 2729, SD2, HD1 (HSCR821-10) Status</u>	RELATING TO IMMUNIZATION. Authorizes the Department of Health to establish and maintain a single repository of immunization records to be designated as the "Hawaii Immunization Registry" to aid, coordinate, and help promote efficient and cost-effective screening, prevention, and control of vaccine-preventable diseases, including pandemic influenza. Effective July 1, 2050.	HLT, FIN
<u>SB 2494, SD2, HD2 (HSCR880-10) Status</u>	RELATING TO INSURANCE. Requires EUTF health benefits plans to allow enrollees to continue the same prescription drug coverage for current enrollees, and applies this provision retroactively to the 2009 EUTF open enrollment period. Prohibits the Department of Human Services from requiring its approval for a Medicaid or QUEST health plan to deliver services through telehealth, and from requiring in-person health care visits to qualify telehealth services for coverage under these health plans.	HLT, CPC, FIN

Decision making to follow.

12:30 p.m. **AGENDA: # 3**

SB 2661, SD2, HD1 (HSCR761-10) Status	MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES. Makes appropriations for claims against the State, its officers, or its employees. Effective July 1, 2050.	JUD, FIN
SB 2150, HD1 (HSCR844-10) Status	RELATING TO APPELLATE JURISDICTION. Extends the repeal date for certain jurisdictional responsibilities of the appellate courts to June 30, 2014.	JUD, FIN
SB 2454, SD2 (HSCR745-10) Status	RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS. 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.	JUD, FIN
SB 2159 (HSCR749-10) Status	RELATING TO TRAFFIC ABSTRACT FEE. 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.	JUD, FIN
SB 2116, SD2, HD1 (HSCR843-10) Status	RELATING TO INDEMNIFICATION OF COUNTY AGENCIES. Requires the Governor to delegate to the Superintendent of Education the authority to agree to indemnify, defend, and hold harmless a county agency, its officers, agents, and employees, under certain circumstances, when the use of county property will be for a school purpose or function.	JUD, FIN
SB 2807, SD2, HD1 (HSCR831-10) Status	PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 6, OF THE HAWAII CONSTITUTION, RELATING TO THE TAX REBATE REQUIREMENT. 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.	JUD, FIN
SB 910, SD1, HD2 (HSCR207-10) Status	RELATING TO THE TRANSFER OF HOMELESS PROGRAMS WITHIN THE DEPARTMENT OF HUMAN SERVICES. Transfers homeless programs and services within the Department of Human Services by relocating the state homeless programs from the Hawaii Public Housing Authority to the Benefit, Employment, and Support Services Division.	HSG, JUD, FIN

[SB 2473, SD1, HD1 \(HSCR854-10\) Status](#) RELATING TO HOUSING. HSG, FIN
Allows grandchildren of elderly housing project residents to temporarily reside with the residents in certain family crisis situations. Affords residents evicted for raising grandchildren-in-crisis in their housing project units, priority status to return to project housing.

[SB 2593, SD1, HD1 \(HSCR855-10\) Status](#) RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION. HSG, FIN
Requires the Department of Taxation to conduct periodic reviews of housing projects certified for a general excise tax exemption to determine whether the housing projects have met eligibility criteria. Requires the Hawaii Housing Finance and Development Corporation to adopt rules, including penalties for non-compliance, related to the exemption. Effective July 1, 2050.

Decision making to follow.

2:00 p.m. **AGENDA: # 4**

[SB 2172, SD2 \(HSCR771-10\) Status](#) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST KAIMUKI CHRISTIAN SCHOOL. EDN, FIN
Authorizes the issuance of special purpose revenue bonds for Kaimuki Christian School. Effective 07/01/50.

[SB 2115, SD1, HD1 \(HSCR776-10\) Status](#) RELATING TO PREAUDITS FOR PROPOSED PAYMENTS. EDN/HED, FIN
Requires the Department of Education (DOE) to conduct proposed payment preaudits only on payments of \$10,000 or more. Requires the University of Hawaii (UH) and DOE to preaudit a sample population of at least five percent of proposed payments of less than \$10,000. Extends the fiscal autonomy previously granted to UH and DOE until June 30, 2015. Extends the date until which DOE shall have autonomous authority over its accounting system to June 30, 2020. Effective June 29, 2050.

[SB 2117, SD1 \(HSCR770-10\) Status](#) RELATING TO EDUCATION. EDN, FIN
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.

<u>SB 2256, SD1</u> <u>(HSCR772-10)</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.	EDN, FIN
<u>SB 2257, SD2</u> <u>(HSCR775-10)</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 2120, SD1</u> <u>(HSCR834-10)</u> <u>Status</u>	RELATING TO THE CERTIFICATION OF PRINCIPALS AND VICE-PRINCIPALS. Requires the department of education to determine alternative routes to certification for school principals and vice-principals. Repeals the department of education's authority to waive, on a case-by-case basis, certain teacher certification and school-level experience requirements for vice-principal candidates.	EDN/LAB, FIN
<u>SB 2122, SD1</u> <u>(HSCR836-10)</u> <u>Status</u>	RELATING TO RESEARCH. Requires the DOE, UH, DLIR, and other appropriate state agencies to share data to support research that will improve educational and workforce outcomes and meet the longitudinal data requirements of the federal American Recovery and Reinvestment Act of 2009. Establishes a data governance and access committee.	EDN/HED/LA B, FIN
<u>SB 2434, SD1,</u> <u>HD1</u> <u>(HSCR835-10)</u> <u>Status</u>	RELATING TO SALARIES. Adjusts the salary caps of the Superintendent of Education and State Librarian beginning with the 2011-2012 school year. Effective July 1, 2020.	EDN/LAB, FIN
<u>SB 2709, SD1,</u> <u>HD2</u> <u>(HSCR812-10)</u> <u>Status</u>	RELATING TO ENVIRONMENTALLY SENSITIVE PRODUCTS. Adds the Design for the Environment Program of the United States Environmental Protection Agency as a program whose 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.	EDN, EEP, FIN

Decision making to follow.

3:30 p.m. **AGENDA: # 5**

SB 2124, SD2 (HSCR730-10) Status	RELATING TO THE HAWAII HURRICANE RELIEF FUND. Makes an appropriation from the Hawaii hurricane relief fund to restore the remaining public school instructional days for the 2009-2010 and 2010-2011 school years; provided that the moneys shall only be released upon completion of negotiations of parties necessary to execute the restoration of instructional days. Allocates a proportionate amount of the appropriation to charter schools. Requires unexpended funds from each school year to lapse to the Hawaii hurricane relief fund.	EDN/LAB, FIN
SB 2828, SD1, HD2 (HSCR905-10) Status	RELATING TO EDUCATION. Clarifies the law for determining school impact fees for financing new or the expansion of existing Department of Education educational facilities. Effective upon its approval.	EDN, WLO, FIN
SB 2068, SD2, HD1 (HSCR885-10) Status	RELATING TO EARLY EDUCATION. Requires the Department of Education and Early Learning Council to work together on the development and submission of a plan to the Legislature for the integration of the cohort of children who would otherwise attend junior kindergarten into the early learning system.	EDN, FIN
SB 2589, SD2, HD1 (HSCR887-10) Status	RELATING TO CHARTER SCHOOLS. Requires the Department of Education (DOE) to consider making available vacant school facilities or portions of those facilities for use by charter schools. Requires the Charter School Review Panel to compile and submit to DOE a prioritized list of charter schools that wish to use these facilities. Effective July 1, 2050.	EDN, FIN
SB 2440, HD1 (HSCR690-10) Status	RELATING TO THE BOARDS OF WATER SUPPLY. Authorizes a county board of water supply to delegate its power relating to the disbursement of funds to its manager and chief engineer.	WLO, FIN
SB 2610 (HSCR689-10) Status	RELATING TO CONVEYANCE TAX. Requires the director of taxation to provide the administrator of each county's real property assessment division with an image of all certificates of conveyances filed with the bureau of conveyances.	WLO, FIN

<u>SB 1315, SD2, HD1 (HSCR746-10) Status</u>	RELATING TO CONSERVATION AND RESOURCES ENFORCEMENT PROGRAM. Establishes the Conservation and Resources Enforcement Special Fund administered by the Department of Land and Natural Resources to enforce natural, cultural, and historic resources protection laws and rules.	WLO, FIN
<u>SB 2951, SD2, HD1 (HSCR890-10) Status</u>	RELATING TO AGRICULTURE. Provides for fair compensation when leased public land for agricultural or pastoral uses is withdrawn, condemned, or taken for public purposes. Establishes the Agricultural Inspection and Certification Special Fund, to be used for the inspection and certification of agricultural commodities.	WLO/AGR, FIN
<u>SB 2019, SD1, HD1 (HSCR747-10) Status</u>	RELATING TO THE MAXIMUM TERM OF COMMERCIAL USE AND OPERATOR PERMITS FOR THRILL CRAFT AND PARASAILING. Removes the twenty-year limit for state parasailing and thrill craft permits, and makes those permits renewable annually. Directs DLNR to offer for public auction permits that have been revoked for cause. Effective July 1, 2010.	WLO, FIN

Decision making to follow.

HOUSE COMMITTEE ON HUMAN SERVICES AND SENATE COMMITTEE ON HUMAN SERVICES

Thursday, March 25, 2010
 10:00 a.m.
 School Auditorium
 Farrington High School
 1564 North King Street
 Honolulu, HI 96817

AGENDA:

The purpose of this informational briefing is to bring awareness to the growing crisis of gangs and gang-related violence involving our youth in the State of Hawaii.

The following have been invited to participate in this briefing:

All Farrington High School Complex Principals, as well as Administrators from other High Schools, or their designees; and

Adult Friends for Youth (AFY); and

Former and current gang members; and

Kalihi YMCA – Tony Pfaltzgraff or designee; and

Susannah Wesley Community Center – Ron Higashi or designee; and

Palama Settlement – Jan Harada or designee; and

Kalihi Police Station; and

Hawaii Public Housing Authority – Chad Taniguchi or his successor; and

Office of Youth Services – David Hipp or designee; and

PACT – Ruth Ann Quitiquit or designee; and

Kokua Kalihi Valley – Dr. Derauf or designee; and

Anyone interested and/or concerned about this topic.

COMMITTEE ON JUDICIARY

Thursday, March 25, 2010

2:45 p.m.

Conference Room 325; State Capitol

AGENDA:

- | | | |
|--|---|----------|
| SB 2745, SD2,
HD1
(HSCR873-10)
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. Effective July 1, 2050. (SB2745 HD1) | HLT, JUD |
| SB 2921, SD1,
HD1
(HSCR799-10)
Status | RELATING TO ESCROW DEPOSITORIES.
Requires any person operating as an escrow depository as to property located within this state to be a corporation licensed by the commissioner of financial institutions to do so. (SB2921 HD1) | CPC, JUD |
| SB 2883, SD1,
HD1
(HSCR802-10)
Status | RELATING TO EMPLOYMENT PRACTICES.
Makes it an unlawful practice for any employer or labor organization to bar or discharge from employment, withhold pay from, or demote an employee because the employee legitimately uses accrued and available sick leave. (SB2883 HD1) | LAB, JUD |
| SB 2565, SD1
(HSCR781-10)
Status | RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION.
Extends the deadline for the Hawaii civil rights commission to adopt new rules regarding disability discrimination to allow for conformity with new federal rules. (SD1) | LAB, JUD |

<u>SB 2409, HD2</u> <u>(HSCR870-10)</u> <u>Status</u>	RELATING TO MARINE LIFE CONSERVATION DISTRICTS. Requires that 90 days written notice be given of any changes in the conditions of permits issued for the taking of marine life, boating, and other activities in Marine Life Conservation Districts, unless permit conditions or the situation requires immediate modification or the imposition of new conditions to protect the conservation district. (SB2409 HD2)	EBM, WLO, JUD
<u>SB 2701, SD1</u> <u>(HSCR757-10)</u> <u>Status</u>	RELATING TO CONSUMER PROTECTION. Updates regulation of prepaid legal services plans. (SD1)	CPC, JUD
<u>SB 2859, SD2,</u> <u>HD1</u> <u>(HSCR883-10)</u> <u>Status</u>	RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT. Increases the grounds for license revocations.	CPC, JUD
<u>SB 358, SD1,</u> <u>HD1</u> <u>(HSCR879-10)</u> <u>Status</u>	RELATING TO FIREARMS. Prohibits person or government entity from seizing any firearm or ammunition under civil defense, emergency, or disaster relief powers, or during any civil defense emergency period or any time of national emergency or crisis, from any individual who is lawfully permitted to carry or possess the firearm or ammunition under part I of chapter 134, Hawaii Revised Statutes (HRS), and who carries, possesses, or uses the firearm or ammunition in a lawful manner. Prohibits suspension or revocation, under emergency powers, of permits or licenses lawfully acquired and maintained under part I of chapter 134, HRS. (SB358 HD1)	PBS, JUD
<u>HCR 49</u> <u>(HSCR418-10)</u> <u>Status</u>	REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO INVESTIGATE THE INCIDENCE OF DOMESTIC ABUSE PERPETRATED BY WOMEN AGAINST MEN IN HAWAII.	HUS, JUD
<u>HR 11</u> <u>(HSCR417-10)</u> <u>Status</u>	REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO INVESTIGATE THE INCIDENCE OF DOMESTIC ABUSE PERPETRATED BY WOMEN AGAINST MEN IN HAWAII.	HUS, JUD
<u>HCR 220</u> <u>(HSCR807-10)</u> <u>Status</u>	REQUESTING THE HOUSE COMMITTEE ON HUMAN SERVICES TO CONVENE A WORKING GROUP TO FURTHER STUDY RECOMMENDATIONS MADE BY THE SR 10 WORKING GROUP COMMITTEES.	HUS, JUD, FIN
<u>HR 149</u> <u>(HSCR806-10)</u> <u>Status</u>	REQUESTING THE HOUSE COMMITTEE ON HUMAN SERVICES TO CONVENE A WORKING GROUP TO FURTHER STUDY RECOMMENDATIONS MADE BY THE SR 10 WORKING GROUP COMMITTEES.	HUS, JUD, FIN

Decision making to follow.

Decision making only (heard on 03-16-10)

[SB 2726, SD2, HD1](#)
[\(HSCR728-10\)](#)
[Status](#) RELATING TO TIME FRAMES TO REGAIN FITNESS TO PROCEED. HLT, JUD
Establishes specific time frames for a commitment or release on conditions when unfit defendants are charged with non-violent petty misdemeanors (60 days) and non-violent misdemeanors (120 days). Effective July 1, 2025. (SB2726 HD1)

[SB 2937, SD1](#)
[\(SSCR2507\)](#)
[Status](#) RELATING TO INFORMATION PRACTICES. JUD
Enacts an abuse of process law for vexatious requesters of public records. Effective January 1, 2050. (SD1)

3:45 p.m. AGENDA:

[SB 2154, SD1](#)
[\(SSCR2514\)](#)
[Status](#) RELATING TO ADULT PROBATION RECORDS. JUD
Authorizes disclosure of probation drug test results to defendant's doctor when the results indicate substance abuse that may compromise medical care or treatment. Effective 7/1/50. (SD1)

[SB 2754](#)
[\(HSCR839-10\)](#)
[Status](#) RELATING TO COMMERCIAL DRIVER LICENSING. TRN, JUD
Conform sections 286-240(g) and (h), HRS to the federal commercial driver licensing law to meet the requirements of 49 CFR Section 383.51(e) before September 4, 2010, as required by Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU).

[SB 2759](#)
[\(HSCR840-10\)](#)
[Status](#) RELATING TO DRIVER LICENSING. TRN, JUD
Differentiate category four motor vehicles from commercial motor vehicles to clarify that category four motor vehicles do not include commercial motor vehicles as defined in section 286-2, HRS.

Decision making to follow.

HOUSE COMMITTEE ON HUMAN SERVICES AND HOUSE COMMITTEE ON HOUSING AND SENATE COMMITTEE ON HUMAN SERVICES

Thursday, March 25, 2010

4:30 – 6:30 p.m.

Aging and Disability Resource Center Training Room

1055 Kinoole Street, Ste. 10

Hilo, HI 96720

AGENDA:

The purpose of this informational briefing is to review the proposed reduction in services by the Department of Human Services (DHS) and ascertain the adverse impact the reduction may have on families, individuals, the

disabled, the elderly, and DHS state workers. Issues relating to Community Care Homes will also be discussed at this time.

Several issues concerning the following will also be discussed by the Committee on Housing: housing credit checks, housing waitlist focus shifts, housing rental late payment evictions, and housing poverty level discrimination.

The following individuals and/or organizations have been invited to participate:

The Executive Director and/or Deputy Executive Director of HGEA and/or their designee; and

The Department of Human Services (DHS); and

All former and current employees of the Department of Human Services (DHS); and

All providers of services; and

Any other individual and/or organization that is concerned about or affected by the possible impact of the reduction in services at the Department of Human Services (DHS), as well as the issues relating to housing.

COMMITTEE ON FINANCE

Friday, March 26, 2010

10:00 a.m.

Conference Room 308; State Capitol

AGENDA: # 1

SB 2758 (HSCR841-10) Status	RELATING TO SAFETY INSPECTION OF MOTOR CARRIER VEHICLES. Conform sections 286-207 and 286-209, HRS to be compatible to the Federal Motor Carrier Safety Regulations (FMCSR) and avoid any type of sanctions levied by the FMCSA.	TRN, FIN
SB 2201, SD1 (HSCR704-10) Status	RELATING TO MOTOR VEHICLES. Repeals obsolete provisions relating to annual motor vehicle registration.	TRN, FIN
SB 2863, SD2, HD2 (HSCR904-10) 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. Provides certain exceptions.	TRN, JUD, FIN

<u>SB 2461, SD2, HD1 (HSCR756-10) Status</u>	RELATING TO TRANSPORTATION. 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. Effective upon approval.	TRN, FIN
<u>SB 2942, SD2, HD1 (HSCR869-10) Status</u>	RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION. Establishes a task force to determine the feasibility and economic impacts of abolishing the Aloha Tower development Corporation (ATDC) and transferring various functions of ATDC to the Hawaii community development authority and the department of transportation. Requires a report. Makes appropriation for continued consultant services for the Harbors Modernization Plan. Effective upon approval.	TRN, WLO, FIN
<u>SB 2897, SD2, HD2 (HSCR907-10) Status</u>	RELATING TO HIGHWAY SAFETY. Enacts the recommendations of the Ignition Interlock Implementation Task Force made pursuant to Act 171, Session Laws of Hawaii 2008. Effective January 1, 2011. Decision making to follow.	TRN, JUD, FIN

11:00 a.m. **AGENDA: # 2**

<u>SB 2109, SD2 (SSCR2594) Status</u>	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. Effective 7/1/2050.	FIN
<u>SB 2432 (SSCR2119) Status</u>	RELATING TO HAWAII INSTITUTE FOR EDUCATIONAL PARTNERSHIPS. Repeals law establishing the Hawaii institute for educational partnerships.	FIN
<u>SB 2187, SD1, HD1 (HSCR703-10) Status</u>	RELATING TO THE HAWAII TOURISM AUTHORITY. Authorizes the Hawaii Tourism Authority to maintain the confidentiality of competitively sensitive information. Extends certain autonomy provisions of Act 58, SLH 2004, to June 30, 2015.	TCI, FIN

[SB 696, SD1 \(HSCR1193\) Status](#) RELATING TO COQUI FROGS. AGR/TCI, FIN
Authorizes the counties to use a portion of their share of the transient accommodations tax for coqui frog eradication. Requires each county to adopt an ordinance to exercise the authority granted by this measure.

[SB 2527, SD2, HD1 \(HSCR893-10\) Status](#) RELATING TO AGRICULTURE. AGR, FIN
Amends the definition of "agricultural commodity" to include milk, eggs, poultry, and livestock of the bovine, swine, sheep, or goat species and the carcasses or meat of those species. Establishes the Agriculture Inspection and Certification Special Fund under the Department of Agriculture for the inspection, certification, weighing, or grading of agricultural commodities that are to be imported into, exported from, or shipped within the state. Deposits all fees, civil penalties, and other moneys collected by DOA into the Special Fund. Allows DOA to enter into agreements with government and private agencies to hire and pay inspectors to perform certification and audit services, maintain food safety, and establish and maintain an Internet food safety promotional and reporting system. Repeals the Certification Services Revolving Fund. Requires the establishment or increase of certain fees to cover the operation and maintenance costs of agriculture inspection and certification programs, and central services and departmental administrative expense assessments. Appropriates funds for DOA's agriculture inspection and certification program. Effective July 1, 2020.

[SB 2523, SD2, HD1 \(HSCR892-10\) Status](#) RELATING TO AGRICULTURAL INSPECTIONS. AGR, FIN
Makes various amendments to the agricultural inspection and biosecurity laws, including the following: (1) Exempts aggregate bulk freight, cement bulk freight, coal bulk freight, and liquid bulk freight from the Pest Inspection, Quarantine, and Eradication Service fee; (2) Expands the purposes for expenditures from the Pest Inspection, Quarantine, and Eradication Fund; (3) Requires the deposit of fees and fines relating to agricultural inspections into the Pest Inspection, Quarantine, and Eradication Fund; and (4) Repeals the Permit Revolving Fund and Microorganism Import Certification Revolving Fund and transfers the moneys in those funds in the Pest Inspection, Quarantine, and Eradication Fund. (5) Waives exempted fees. Effective July 1, 2010.

Decision making to follow.

12:00 p.m. **AGENDA: # 3**

SB 2603, SD2, HD1 (HSCR853-10) Status	RELATING TO THE SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT. Makes amendments to the application, licensing, and regulatory requirements of the Secure and Fair Mortgage Licensing Act. Establishes the mortgage recovery fund to protect consumers injured by violations of chapter 454F, HRS. Includes mortgage loan originator companies in the regulatory system established by chapter 454F. Authorizes the commissioner of financial institutions to hire temporary and permanent staff to effectuate the purposes of chapter 454F, HRS.	CPC/JUD, FIN
SB 2842, SD2, HD1 (HSCR817-10) Status	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. Effective July 1, 2020.	CPC, FIN
SB 2809, SD2, HD1 (HSCR760-10) Status	RELATING TO UTILITIES REGULATION. Appropriates moneys for the reorganization of the public utilities commission and the department of commerce and consumer affairs' division of consumer advocacy. Effective 7/1/2050.	CPC, FIN
SB 2501, SD1, HD1 (HSCR848-10) Status	RELATING TO PUBLIC ACCOUNTANCY. Requires peer reviews as a condition of certified public accountancy permits to practice.	CPC, FIN
SB 2399, SD1, HD1 (HSCR759-10) Status	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. Defines or redefines terms. Removes or lowers the event fees charged to a promoter. Removes the additional surcharge fees charged for a promoter's license renewal. Effective July 1, 2020.	CPC, FIN

Decision making to follow.

COMMITTEE ON AGRICULTURE AND COMMITTEE ON WATER, LAND, & OCEAN RESOURCES

Monday, March 29, 2010

10:30 a.m.

Conference Room 325; State Capitol

AGENDA:

HR 119/HCR 184 Status	REQUESTING THAT THE LEGISLATURE CONVENE AN INVESTIGATORY PUBLIC HEARING TO EVALUATE THE BIOSECURITY PROGRAM BY EXAMINING STATE AND COUNTY POLICIES AND PRACTICES THAT AFFECT THE AVAILABILITY OF WATER FOR AGRICULTURE AND MAINTENANCE OF AGRICULTURAL IRRIGATION SYSTEMS.	AGR/WLO, FIN
--	--	--------------

Decision making to follow.

WLO only

10:45 a.m. AGENDA:

SB 2532 (SSCR2383) Status	RELATING TO SUSTAINABILITY. Incorporates the definitions, guiding principles, and goals of the Hawaii 2050 sustainability task force report into the Hawaii state planning act, codified as chapter 226.	WLO
--	---	-----

SB 2646, SD1, HD1 (HSCR898-10) Status	RELATING TO HAWAII SURFING RESERVES. Designates three Hawaii Surfing Reserves, comprising surf breaks off of Waikiki to Kewalo Basin, the north shore of Oahu from Ali'i Beach in Haleiwa to Sunset Beach, and Honolua Bay on the island of Maui. Effective July 1, 2040. (SB2646 HD1)	EBM/TCI, WLO
--	---	--------------

HCR 306 Status	REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY ON THE MOST EFFECTIVE AND EFFICIENT METHODS FOR THE CONTROL AND REDUCTION OF THE FERAL PIG POPULATION STATEWIDE.	WLO, FIN
---	---	----------

HCR 181 Status	REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, LAND DIVISION, TO DEVELOP A PLAN TO REDIRECT STORM WATER RUNOFF FROM STATE LANDS ADJACENT TO THE HANAPEPE SALT PONDS AWAY FROM THE SALT PANS.	WLO, FIN
---	--	----------

HCR 243 Status	REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO MAKE THE HALEAKALA TRAIL AVAILABLE TO THE PEOPLE OF HAWAII.	WLO, JUD
---	--	----------

Decision making to follow.

11:00 a.m. AGENDA:

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

[SB 2547, SD1](#)

[\(SSCR2374\)](#)

[Status](#)

RELATING TO SMALL BOAT HARBORS.

Requires small boat harbor commercial vessel permittees who, in the course of providing an excursion between state boating facilities, disembark fare-paying passengers with the expectation that they will enter upon any public or quasi-public real property during the course of their excursion, to comply with all rules and regulations applicable to these areas. Effective 7/1/50. (SD1)

WLO