

OFFICE OF THE SPEAKER
TWENTY-FIFTH STATE LEGISLATURE

COMMITTEE REFERRALS

NO. 8
5th LEGISLATIVE DAY-JANUARY 27, 2010

Committee Abbreviations:

AGR - Agriculture	HSG - Housing
CPC - Consumer Protection & Commerce	HUS - Human Services
EBM - Economic Revitalization, Business, & Military Affairs	JUD - Judiciary
EDN - Education	LAB - Labor & Public Employment
EEP - Energy & Environmental Protection	LMG - Legislative Management
FIN - Finance	PBS - Public Safety
HAW - Hawaiian Affairs	TCI - Tourism, Culture, & International Affairs
HED - Higher Education	TRN - Transportation
HLT - Health	WLO - Water, Land, & Ocean Resources

		<u>Committee REFERRAL</u>
HB2752	RELATING TO HIGHWAY SAFETY. Enacts the recommendations of the Ignition Interlock Implementation Task Force made pursuant to Act 171, Session Laws of Hawaii 2008.	TRN, JUD, FIN
HB2753	RELATING TO ELECTRONIC MONITORING. Adds requirement of electronic monitoring to covered offenders under chapter 846E.	JUD, FIN
HB2754	RELATING TO HEALTH. Limits non-economic damages in medical tort actions contingent on compliance with premium rate caps by insurers providing professional liability insurance in Hawaii. Sunsets on the earlier of the date on which an insurer does not comply with the premium rate caps, or July 1, 2016. Conforms state tax treatment of health savings accounts to federal tax treatment.	HLT, JUD/CPC, FIN

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HB2755	RELATING TO TAXATION. Establishes a tax credit for new rainwater harvesting technologies.	EEP, FIN
HB2756	RELATING TO PENSIONS. Revises benefits for members on or after January 1, 2010 to eliminate use of overtime in the calculation of benefits, changes calculation from 'high three' to 'high five'.	LAB, FIN
HB2757	RELATING TO SALARIES. Reduces salaries and leaves of absence for state legislators in fiscal year 2010.	LAB, LMG, FIN
HB2758	RELATING TO HISTORIC PRESERVATION. Requires the state historic preservation officer to explore the use of archaeological technology including a ground penetrating x-ray and geographic information system and determine whether acquiring, maintaining, and using the technology is feasible.	WLO, FIN
HB2759	RELATING TO GAMING. Authorize the Hawaiian homes commission to allow gaming on Hawaiian home lands and to designate specific Hawaiian home lands for the purposes of establishing gaming operations. Creates a gaming commission to regulate all gaming on Hawaiian home lands. Imposes a wagering tax on gross receipts of casino gaming operations and provides for distribution to the general fund and Hawaiian home lands trust fund.	HAW, JUD, FIN
HB2760	RELATING TO NATIVE HAWAIIANS. Requires the Office of Hawaiian Affairs and the	HAW, EBM, FIN
HB2761	RELATING TO SCHOOLS. Beginning in fiscal year 2010-2011, exempts schools on Molokai and Lanai, and the Hana district of Maui, from the applicability of the weighted student formula. Beginning in fiscal year 2011-2012, exempts schools in remote areas from the applicability of the weighted student formula.	EDN, FIN
HB2762	RELATING TO SCHOOLS. Provides that a school's inability to obtain adequate funding under the weighted student formula shall not be a factor in determining whether the school should be closed for the purpose of consolidation.	EDN, FIN

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HB2763	<p>RELATING TO ELECTRONIC HEALTH RECORDS. Requires agencies within the department of health that administer mental health, mental illness, drug addiction, and alcoholism treatment to implement HIPAA-compliant electronic health records systems.</p>	HLT, FIN
HB2764	<p>RELATING TO MIXED MARTIAL ARTS CONTESTS. Removes requirement that a mixed martial arts contest promoter pay 2% of gross sales price relating to broadcasting, television, Internet, and motion picture rights in order to receive a permit.</p>	CPC, FIN
HB2765	<p>RELATING TO THE CREATION OF A PILOT PROJECT FOR AN OCEAN MASTER PLAN. Creates an ocean board to develop and implement, in consultation with relevant county, state, and federal agencies, a pilot project as a precursor to a comprehensive ocean zoning master plan that incorporates ideas from the traditional ahupua`a system and the Hawai`i Ocean Resources Management Plan, and addresses user conflicts in Hawaiian ocean waters through the designation of discrete ocean zones for Maunalua Bay.</p>	WLO, FIN
HB2766	<p>RELATING TO VETERINARY MEDICINE. Requires veterinarians to allow animal owners to have a written, orally ordered, or electronically transferred prescription sent to a pharmacy of the owner's choosing.</p>	HLT, JUD
HB2767	<p>RELATING TO ENDANGERED SPECIES. Establishes the intentional or knowing taking of an endangered species as a class C felony; provides a private right of action to enforce conservation of aquatic life, wildlife, and land plants laws.</p>	WLO, JUD
HB2768	<p>RELATING TO CONCESSIONS ON PUBLIC PROPERTY. Requires the department of transportation to grant a preference to Hawaii businesses when awarding contracts for concessions to be operated at state airports.</p>	TRN/EBM, FIN
HB2769	<p>RELATING TO PHYSICIANS. Directs the department of health to create a program to encourage access to medical care in rural areas of Hawaii by refunding tuition and fees of graduates of the John A. Burns School of Medicine who enroll in a five-year residency or fellowship program at a hospital or clinic in a rural or medically-underserved area of the State.</p>	HLT, HED, FIN

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HB2770	RELATING TO CIVIL IDENTIFICATION. Allows the examiner of drivers of each county to issue identification cards on behalf of the State.	TRN, JUD, FIN
HB2771	RELATING TO DEPARTMENTAL AUDITS. Short form bill relating to departmental audits.	LMG
HB2772	RELATING TO COMPUTERS. Short form bill relating to computers.	LMG
HB2773	RELATING TO TECHNOLOGY. Short form bill relating to technology.	LMG
HB2774	RELATING TO HUMAN SERVICES. Directs the department of human services to replace its QUEST program with the predecessor public assistance programs including the state health insurance program.	HUS/HLT, FIN
HB2775	RELATING TO AGRICULTURE. Establishes fees for permits, letters, and the registration of plants, animals, and microorganisms allowed entry into the State.	AGR, FIN
HB2776	RELATING TO ADMINISTRATIVE LICENSE REVOCATION. Permits driver whose license has been administratively revoked for life to seek reinstatement of the license after 10 years have passed since the lifetime revocation. Requires driver to have had no arrests or convictions for driving while license revoked and be free from dependency or abuse of alcohol and drugs.	TRN, JUD
HB2777	RELATING TO STATE DEPARTMENTS. Requires all departments to have a written license and permit operations manual that serves as the department staff guide for the evaluation, approval, and disapproval of all department and attached agency issued licenses and permits. Requires the governor to submit a report to the legislature regarding the progress or completion of every department license and permit operations manual.	FIN
HB2778	RELATING TO ENFORCEMENT. Increases fireworks-related fees and penalties and allocates the fees to county fire and police departments to fund enforcement fireworks laws in the State.	TCI/PBS, JUD, FIN

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HB2779	RELATING TO STATE LEASES. Allows agricultural or aquacultural lessees on state land to erect or use temporary structures, without state or county approval or a county building permit, if they were built according to the Uniform Building Code and the lessees sign a waiver.	AGR, WLO
HB2780	RELATING TO DRY BULK FREIGHT. Exempts all dry bulk freight from the inspection, quarantine, and eradication service fee and charge.	AGR, FIN
HB2781	RELATING TO INVASIVE SPECIES. Establishes fines for failing to pay, bill, or remit the inspection, quarantine and eradication fee. Exempts dry bulk freight and liquid bulk freight from the fee.	AGR, JUD, FIN
HB2782	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-NINTH REPRESENTATIVE DISTRICT. Appropriates funds for capital improvement projects for the benefit of the 29th representative district.	FIN
HB2783	RELATING TO GENERAL EXCISE TAX. Repeals the sunset provisions with respect to general excise tax exemptions and condominium submanagers, suboperators, and timeshare associations.	TCI, CPC, FIN
HB2784	RELATING TO SMALL CLAIMS COURT. Increases the monetary limit of claims being filed in small claims court.	JUD, FIN
HB2785	RELATING TO THE STATEWIDE TRAFFIC CODE. Prohibits drivers from using a mobile electronic device while operating a motor vehicle.	TRN, JUD
HB2786	RELATING TO REVENUE FOR DEPARTMENT OF EDUCATION BUDGETED EXPENSES. Diverts a portion of the counties' distribution of transient accommodations tax revenues to the department of education primarily to avoid teacher furlough days. Repeals sunset of transient accommodations tax increase that was implemented in 2009.	TCI, EDN, FIN
HB2787	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTIETH REPRESENTATIVE DISTRICT. Appropriates funds for capital improvement projects for the benefit of the 40th representative district.	FIN

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HB2788	RELATING TO ZIPPER LANES. Requires the department of transportation to allow vehicles carrying at least two persons to use zipper lanes when the University of Hawaii is not in session.	TRN, JUD
HB2789	RELATING TO FIREWORKS. Imposes a consumer fireworks ban in counties with a population of 500,000 persons or more except for areas designated as controlled areas by the county fire chief. Increases penalties for fireworks violations. Establishes presumptions to determine liability for the misuse of fireworks.	TCI/PBS, JUD
HB2790	RELATING TO FIREWORKS. Enhances the penalties for fireworks violations and broadens the authority of officers to enforce the fireworks law. Also prohibits fireworks sales from tents and other temporary structures.	TCI/PBS, JUD
HB2791	RELATING TO FIREWORKS. Allows the counties to enact or adopt more restrictive fireworks ordinances or rules than the state fireworks law.	TCI/PBS, FIN
HB2792	RELATING TO SOLAR ENERGY DEVICES. Clarifies that the rules of a private condominium entity shall not render a solar energy device more than twenty-five per cent less effective, increase the cost of installation, maintenance, or removal of a solar energy device, or require an encumbrance on title because of the placement of the solar energy device.	EEP/HSG, JUD
HB2793	RELATING TO FIREWORKS. Changes the period when fireworks may be legally used on Chinese New Year and clarifies certain fireworks penalties. Also specifies that state law enforcement officers may enforce the fireworks law, increases the penalties for articles pyrotechnic shipments, and establishes an enforcement rewards and illegal fireworks reporting program.	TCI/PBS, JUD
HB2794	RELATING TO THE DEPARTMENT OF EDUCATION. Authorizes schools to purchase fresh local produce under the school meals program and to grow food in school gardens for consumption in the school lunch program.	EDN, FIN
HB2795	RELATING TO HEALTH INSURANCE. Requires providers of health insurance to post regularly-updated information regarding policy coverage on an internet website or to provide policy holders with the information via public notice or a newsletter.	HLT, CPC

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HB2796	RELATING TO DOMESTIC ABUSE ORDERS. Authorizes a temporary restraining order to remain in effect for 90 days or until service of a protection order, whichever occurs first. Provides for protective orders issued orally in court to be effective upon service of the respondent.	HUS, JUD
HB2797	RELATING TO OPERATING A VEHICLE WHILE INTOXICATED. Requires the impoundment of the vehicle used by the defendant for highly intoxicated drivers and repeat offenders. Institutes a one-year mandatory prison for offenders who have two prior convictions for DUI. Requires alcohol treatment for repeat offenders.	TRN, JUD, FIN
HB2798	RELATING TO THE COMMISSION ON FATHERHOOD. Increases the length of terms of members of the Commission on Fatherhood from two to four years.	HUS, FIN
HB2799	RELATING TO CRIMINAL OFFENSES. Amends the offense of first degree murder to include causing the death of a person who is a witness to a family court proceeding.	JUD
HB2800	RELATING TO CONSERVATION. Allows the legacy land conservation commission to acquire agricultural easements across lands contiguous to important agricultural lands to protect and conserve important agricultural lands. The Act also provides tax incentives for easement donors.	WLO/AGR, FIN
HB2801	MAKING AN EMERGENCY APPROPRIATION FOR HAWAII HEALTH SYSTEMS CORPORATION FOR OPERATIONAL COSTS. Provides emergency supplemental budget funding to ensure continuous delivery of critical health care services and for the payment of operational costs for HHSC; to fund the establishment of the Big Island Rural Interdisciplinary Program in the Hawaii Health Systems Corporation East Hawaii region.	HLT, FIN
HB2802	RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO HEALTH. Appropriates funds for capital improvement projects relating to the Hawaii Health Systems Corporation.	FIN
HB2803	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-SEVENTH REPRESENTATIVE DISTRICT. Appropriates funds for the capital improvement projects for the benefit of the 37th representative district.	FIN

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HB2804	<p>RELATING TO CHILD SUPPORT ENFORCEMENT. Authorizes the child support enforcement agency to receive and investigate complaints of the misuse of child support. Provides that complaints may be filed by the child for whom child support is ordered or by a guardian ad litem. Provides that child support payments shall be held by the agency during an investigation.</p>	HUS, JUD
HB2805	<p>MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL FOR OPERATING EXPENSES. Appropriates funds to the Hawaii civil air patrol for tsunami operations in Hawaii.</p>	PBS, FIN
HB2806	<p>RELATING TO THE DEPARTMENT OF EDUCATION. Restructures the department of education into two major divisions – the academic achievement division and the administration division – and establishes two senior deputy superintendent positions to head the divisions.</p>	EDN, FIN
HB2807	<p>PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 3, OF THE HAWAII CONSTITUTION, TO REMOVE THE POWER OF THE BOARD OF EDUCATION TO APPOINT THE SUPERINTENDENT OF EDUCATION, TO ENABLE THE GOVERNOR TO APPOINT THE SUPERINTENDENT AS PROVIDED BY LAW. Proposes an amendment to the state constitution to remove the power of the board of education to appoint the superintendent of education.</p>	EDN, JUD, FIN
HB2808	<p>RELATING TO EDUCATION. Authorizes the governor, instead of the board of education, to appoint the superintendent of education.</p>	EDN, JUD, FIN
HB2809	<p>PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CHANGE THE BOARD OF EDUCATION TO AN APPOINTED BOARD. Proposes amendments to the state constitution to allow for the governor to appoint the board of education members as opposed to being elected by voters.</p>	EDN, JUD, FIN
HB2810	<p>RELATING TO THE BOARD OF EDUCATION. Establishes the board of education candidate nomination commission to nominate candidates for the board of education to be appointed by the governor.</p>	EDN, FIN

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HB2811	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-THIRD REPRESENTATIVE DISTRICT. Appropriates funds for capital improvement projects for the benefit of the 23rd representative district.	FIN
HB2812	RELATING TO CONDOMINIUMS. Establishes a minimum number of members for condominium association boards of directors for mixed-use condominiums with a certain number of units and owners. Limits the number of board members representing nonresidential-use units.	HSG, CPC
HB2813	RELATING TO GYNECOLOGY. Requires that a gynecologist give a patient the option of having either a gynecologist or a gynecologist oncologist perform a surgery prior to a gynecologist scheduling surgery for gynecologic cancer with metastasis in the abdominal area.	HLT, FIN
HB2814	RELATING TO TEACHERS. Appropriates funds for retroactive pay for substitute and part-time teachers.	EDN, JUD, FIN
HB2815	RELATING TO CONDOMINIUMS. Permits members of condominium associations to make electronic recordings of association meetings for personal use.	HSG, CPC
HB2816	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FOURTH REPRESENTATIVE DISTRICT. Appropriates funds for capital improvement projects for the benefit of the 44th representative district.	FIN
HB2817	RELATING TO ART. Allows for the disposition by auction of works of art acquired by the State.	TCL, FIN