

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH LEGISLATURE
REGULAR SESSION OF 2011

RECEIVED

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| Rep. Angus L.K. McKelvey | |

AMENDED NOTICE OF HEARING

DATE: Tuesday, March 22, 2011
TIME: 2:00 PM
PLACE: Conference Room 325
State Capitol
415 South Beretania Street

A M E N D E D A G E N D A

THE FOLLOWING MEASURES HAVE BEEN AMENDED TO CORRECT THEIR DRAFT STATUS: SB934,SD2, HD1, SB981,SD2,HD1, SB1520, SD2, HD1.

THE FOLLOWING MEASURE HAS BEEN DELETED FROM THE AGENDA: SB172, SD2.

Copies of the PROPOSED DRAFT are available in room 302 and on the Legislature's website:
<http://www.capitol.hawaii.gov>

SB 1076, SD1, HD1
(HSCR966)
Status

RELATING TO EMPLOYMENT PRACTICES.
Makes it unlawful for an employer or a labor organization with 100 or more employees and a collective bargaining agreement to bar or discharge from employment, withhold pay from, or demote an employee because the employee uses accrued and available sick leave; provided that the employer or labor organization may require the employee to provide written verification from a physician for three or more consecutive days of sick leave. Allows employers and labor organizations to bar or discharge from employment, withhold pay from, or demote an employee if the employee is unable to fulfill essential job functions or requirements of the employee's position, provided the employee's accrued and available sick leave are used first. Effective July 1, 2030. (SB1076 HD1)

LAB/ERB, JUD,
FIN

SB 1089, SD1
(HSCR951)
Status

RELATING TO DISLOCATED WORKERS.
Authorizes the department of labor and industrial relations to exercise enforcement powers against an employer in a covered establishment. Effective 7/1/2050. (SD1)

LAB/ERB, JUD,
FIN



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| <u>SB 1458, SD2, HD1</u> <u>(HSCR975)</u> <u>Status</u> | RELATING TO HEALTH. Establishes a five-year medical marijuana distribution pilot program in the County of Maui. Specifies requirements for the licensing of a compassion care center. Effective July 1, 2050. (SB1458 HD1) | HLT/PBM, JUD, FIN Pending Referral |
| <u>SB 170, SD1, HD1</u> <u>(HSCR950)</u> <u>Status</u> | RELATING TO SHIPPING CONTAINER INSPECTIONS. Authorizes the Department of Transportation and state civil defense to inspect shipping containers for dangerous materials, including explosives. Effective July 1, 2050. (SB170 HD1) | PBM/TRN, JUD, FIN |
| <u>SB 172, SD2, HD1</u> <u>(SSCR575)</u> <u>Status</u> | RELATING TO FIREWORKS. Amends provisions of the fireworks code, imposing new definitions and permitting, importation, labeling, and inspection requirements. Authorizes the fire chief to revoke or suspend permits for enumerated reasons. (SD2, HD1) | PBM, JUD Pending Referral |
| <u>SB 671, SD2</u> <u>(SSCR621)</u> <u>Status</u> | RELATING TO ETHICS. PROPOSED HD1: Allows legislators and employees to accept certain invitations or tickets from a charitable entity, regardless of whether the charitable entity is the host or sponsor of the event. Requires these invitations and tickets to be reported to the Ethics Commission, regardless of their value. Effective upon its approval. | JUD, LMG |
| <u>SB 921, SD2, HD1</u> <u>(HSCR971)</u> <u>Status</u> | RELATING TO MINORS. Allows a child services provider authorized by the Department of Human Services to provide emergency shelter and related services to a minor under certain circumstances. Effective July 1, 2050. (SB921 HD1) | HUS, JUD, FIN Pending Referral |
| <u>SB 934, SD2, HD1</u> <u>(HSCR981)</u> <u>Status</u> | RELATING TO BULLYING AND CYBERBULLYING. Establishes a bullying and cyberbullying policy for all public schools. Requires implementation of the policy in all public schools. Establishes bullying and cyberbullying reporting requirements for all public schools. Establishes a misdemeanor offense of bullying or cyberbullying a minor. Defines "bullying" and "cyberbullying". Requires the department of education and the charter school review panel to report to the legislature annually. Effective 7/1/2050. (SD2, HD1) | EDN, JUD, FIN Pending Referral |
| <u>SB 1291, SD2, HD1</u> <u>(HSCR968)</u> <u>Status</u> | RELATING TO CHILD PROTECTIVE ACT COURT PROCEEDINGS. Ensures that Child Protective Act hearings in chapter 587A, Hawaii Revised Statutes, are consistent with federal Title IV-E provisions. Effective July 1, 2075. (SB1291 HD1) | HUS, JUD, FIN |
| <u>SB 1187, SD1</u> <u>(SSCR618)</u> <u>Status</u> | PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII STATE CONSTITUTION, TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL. Proposes amendment to article V, section 6, of the state constitution to provide that the attorney general be elected as a nonpartisan elected official rather than appointed by the governor. (SD1) | JUD, FIN |

SB 981, SD2, HD1
(HSCR996)
Status

RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.
Requires certain council, board, and commission members to take a training course offered by OHA relating to native Hawaiian traditional and customary rights, natural resource protection and access rights, and the public trust. Effective 7/1/2050. (SD2, HD1)

HAW, JUD, FIN
Pending Referral

SB 986, SD2, HD1
(HSCR999)
Status

RELATING TO THE CRIMINAL JUSTICE SYSTEM.
Establishes a task force to reduce the unnecessary involvement of individuals, particularly Native Hawaiians, with the criminal justice system. Effective July 1, 2011. (SB986 HD1)

HAW/PBM, JUD,
FIN
Pending Referral

SB 1130, SD1
(SSCR730)
Status

RELATING TO THE HAWAIIAN LANGUAGE.
Requires that all letterheads, documents, symbols, and emblems of the State and other political subdivision include accurate and appropriate Hawaiian names and language. Establishes references for accurate, appropriate, and authentic Hawaiian names and words, including proper Hawaiian spelling and punctuation. Effective 1/1/2012. (SD1)

HAW, JUD, FIN
Pending Referral

SB 1520, SD2, HD1
(HSCR998)
Status

RELATING TO GOVERNMENT.
Establishes a nine-member commission to prepare, maintain, and certify a roll of qualified Native Hawaiian constituents; establishes requirements and procedures for preparation of the roll; establishes a process of recognition and ratification of governing documents and an interim first nation governing council; authorizes adoption of rules; appropriates unspecified funds for expenditure by the office of Hawaiian affairs. Effective 7/1/2050. (SD2, HD1)

HAW, JUD, FIN
Pending Referral

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing with a transmittal cover indicating:

- Testifier's name with position/title and organization;
- The Committee the comments are directed to;
- The date and time of the hearing;
- Measure number; and
- The number of copies the Committee is requesting.

While every effort will be made to copy, organize, and collate all testimony received, materials received on the day of the hearing or improperly identified or directed to the incorrect office, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 3 (three) copies (including an original) to Room 302 in the State Capitol;

FAX: For comments less than 5 pages in length, transmit to 586-6211 (for Oahu) or 1-800-535-3859 (for Neighbor Islanders without a computer to submit testimony through e-mail or the Web);

EMAIL: For comments less than 5 pages in length, transmit to JUDtestimony@Capitol.hawaii.gov ; or

WEB: For comments less than 4MB in size, transmit from the Web page at <http://www.capitol.hawaii.gov/emailtestimony>.

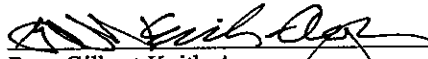
Testimony submitted will be placed on the Legislative Web site after the hearing adjourns. This public posting of testimony on the Web site should be considered when including personal information in your testimony.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-6210 or email your request for an interpreter to HouseInterpreter@Capitol.hawaii.gov at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

Hearing JUD 03-22-11.docx



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Rep. Gilbert Keith-Agaran
Chair

