

# HB2272 HD2

Measure Title: RELATING TO PROFESSIONS AND VOCATIONS.  
 Report Title: Land Surveying; Professional Land Surveyors; Landscape Architects  
 Description: Clarifies the definition of "landscape architect". Replaces the existing definition of "surveyor" or "land surveyor" with definitions for "land surveying" and "professional surveyor", "professional land surveyor", or "land surveyor". (HB2272 HD2)  
 Companion: SB2167  
 Package: None  
 Current Referral: CPN  
 Introducer(s): YAMANE

<b>Sort by Date</b>		<b>Status Text</b>
1/20/2012	H	Pending introduction.
1/23/2012	H	Introduced and Pass First Reading.
1/23/2012	H	Referred to ERB, CPC, referral sheet 6
1/24/2012	H	Bill scheduled to be heard by ERB on Thursday, 01-26-12 8:30AM in House conference room 312.
1/26/2012	H	The committee(s) on ERB recommend(s) that the measure be deferred until 02-02-12.
1/31/2012	H	Bill scheduled for decision making on Thursday, 02-02-12 8:30AM in conference room 312.
2/2/2012	H	The committee(s) on ERB recommend(s) that the measure be deferred until 02-07-12.
2/3/2012	H	Bill scheduled for decision making on Tuesday, 02-07-12 8:30AM in conference room 312.
2/7/2012	H	The committees on ERB recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 10 Ayes: Representative(s) McKelvey, Choy, Awana, Brower, Evans, Hashem, Nishimoto, Tsuji, Marumoto, Pine; Ayes with reservations: none; Noes: none; and 1 Excused: Representative(s) Tokioka.

2/16/2012	H	Reported from ERB (Stand. Com. Rep. No. 487-12) as amended in HD 1, recommending passage on Second Reading and referral to CPC.
2/16/2012	H	Passed Second Reading as amended in HD 1 and referred to the committee(s) on CPC with none voting aye with reservations; none voting no (0) and M. Lee, Souki excused (2).
2/23/2012	H	Bill scheduled to be heard by CPC on Monday, 02-27-12 2:05PM in House conference room 325.
2/27/2012	H	The committees on CPC recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 8 Ayes: Representative(s) Yamane, Brower, Cabanilla, Ito, Souki, Tsuji, Marumoto, Thielen; Ayes with reservations: none; Noes: none; and 7 Excused: Representative(s) Herkes, Carroll, Coffman, Keith-Agaran, Luke, McKelvey, Ching.
3/2/2012	H	Reported from CPC (Stand. Com. Rep. No. 734-12) as amended in HD 2, recommending passage on Third Reading.
3/2/2012	H	Forty-eight (48) hours notice Tuesday, 03-06-12.
3/6/2012	H	Passed Third Reading as amended in HD 2 with none voting aye with reservations; none voting no (0) and none excused (0). Transmitted to Senate.
3/8/2012	S	Received from House (Hse. Com. No. 167).
3/8/2012	S	Passed First Reading.
3/8/2012	S	Referred to CPN.
3/14/2012	S	The committee(s) on CPN has scheduled a public hearing on 03-29-12 9:00AM in conference room 229.



NEIL ABERCROMBIE  
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BRIAN SCHATZ  
LT. GOVERNOR

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PRESENTATION OF  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
REGULATED INDUSTRIES COMPLAINTS OFFICE

TO THE SENATE COMMITTEE ON  
COMMERCE AND CONSUMER PROTECTION

TWENTY-SIXTH STATE LEGISLATURE  
REGULAR SESSION, 2012

THURSDAY, MARCH 29, 2012  
9:00 A.M.

TESTIMONY ON HOUSE BILL NO. 2272 H.D.2  
RELATING TO PROFESSIONS AND VOCATIONS

TO THE HONORABLE ROSALYN H. BAKER, CHAIR,  
AND TO THE HONORABLE BRIAN T. TANIGUCHI, VICE CHAIR,  
AND MEMBERS OF THE COMMITTEE:

The Regulated Industries Complaints Office ("RICO") of the Department of Commerce and Consumer Affairs appreciates the opportunity to testify on House Bill No. 2272 H.D.2, Relating To Professions and Vocations. My name is Daria Loy-Goto, RICO's Acting Complaints and Enforcement Officer. RICO offers the following comments on the bill.

House Bill No. 2272 H.D.2 replaces the current definitions of "surveyor" or "land surveyor" with new definitions for "land surveying" and "professional surveyor", "professional land surveyor" or "land surveyor" in Chapter 464, Hawaii

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Revised Statutes, which governs professional engineers, architects, surveyors, and landscape architects. The bill also amends the current definition of "landscape architect" and is effective upon approval.

RICO notes that this Committee heard the Senate companion measure, Senate Bill No. 2167, and passed the bill with amendments. The House Committee on Economic Revitalization and Business (ERB) subsequently passed the bill with an H.D.1 that revised the defective date of the bill to July 1, 2012. House Bill No. 2272 H.D.2 is substantially similar, but not identical, to Senate Bill No. 2167 S.D.1 H.D.1 and does not have a defective effective date. In comparing the House and Senate versions, RICO prefers the language in Senate Bill No. 2167 S.D.1 H.D.1, except for the defective effective date. In particular, RICO prefers the phrase "but is not limited to:" on page 1, lines 15-16 of Senate Bill No. 2167 S.D.1 H.D.1.

Both House Bill No. 2272 H.D.2 and Senate Bill No. 2167 S.D.1 H.D.1 represent the combined efforts of the Board of Engineers, Architects, Surveyors, and Landscape Architects, industry groups, and RICO to update existing definitions that would capture the full range of conduct performed by land surveyors.

Thank you for this opportunity to testify on House Bill No. 2272 H.D.2. I will be happy to answer any questions that the members of the Committee may have.

**PRESENTATION OF THE  
BOARD OF PROFESSIONAL ENGINEERS, ARCHITECTS,  
SURVEYORS AND LANDSCAPE ARCHITECTS**

**TO THE SENATE COMMITTEE ON  
COMMERCE & CONSUMER PROTECTION**

**TWENTY-SIXTH LEGISLATURE  
Regular Session of 2012**

**Thursday, March 29, 2012  
9:00 a.m.**

**TESTIMONY ON HOUSE BILL NO. 2272, H.D.2, RELATING TO PROFESSIONS AND  
VOCATIONS.**

**TO THE HONORABLE ROSALYN H. BAKER, CHAIR,  
AND MEMBERS OF THE COMMITTEE:**

My name is Dan Hirota, surveyor member of the Board of Professional Engineers, Architects, Surveyors and Landscape Architects ("Board"). The Board appreciates the opportunity to testify in support of House Bill No. 2272, H.D.2, Relating to Professions and Vocations.

The purpose of House Bill No. 2272, H.D.2, is to replace the existing definition of "'surveyor' or 'land surveyor'" with definitions for "land surveying" and "'professional surveyor', 'professional land surveyor', or 'land surveyor'" and to clarify the definition of "landscape architect".

The Board believes the existing definition for "surveyor" or "land surveyor" is outdated and does not reflect the full scope of practice of land surveying. Amending the definition of land surveying would provide a more accurate description of the activities involved in the practice of land surveying.

The companion bill, Senate Bill No. 2167, was heard by your Committee and passed out as S.D.1. Both bills are very similar, except for technical, non-substantive

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differences. The Board prefers Senate Bill No. 2167, S.D.1, if the effective date in Section 3 is amended to be upon approval of the Act.

Thank you for the opportunity to testify in support of House Bill No. 2272, H.D.2.