

THE SENATE  
THE TWENTY-SEVENTH LEGISLATURE  
REGULAR SESSION OF 2013

COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Senator Rosalyn H. Baker, Chair  
Senator Brickwood Galuteria, Vice Chair

NOTICE OF HEARING

DATE: Thursday, March 14, 2013  
TIME: 9:30am  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

A G E N D A

The Committee previously held public hearings on Senate bill(s) that are substantially similar to the following House bill(s): HB 25, HB 144, HB 791, HB 841, HB 877. Please focus your testimony on the differences, if any, between the House and Senate measure(s) listed.

<a href="#"><u>HB 25, HD2</u></a> <a href="#"><u>(HSCR806)</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS. Allows a planned community association and condominium association, as junior lienholders, to initiate or continue a nonjudicial foreclosure action on a property subject to judicial foreclosure. Repeals requirement to stay power of sale foreclosure process pending a circuit court foreclosure action. Effective January 1, 2100. (HB25 HD2)	CPN, JDL
<a href="#"><u>HB 144, HD2</u></a> <a href="#"><u>(HSCR823)</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS. Repeals chapter 373L; adds definitions and registration and fee requirements to professional employer organization (PEO) law; requires notice to DOTAX of PEO violations for general excise tax exemption purposes; allows PEOs to be successor employers to client companies; establishes a sliding scale bond requirement for PEOs based upon annual payrolls. Effective July 1, 2112. (HB144 HD2)	CPN, WAM
<a href="#"><u>HB 791, HD1</u></a> <a href="#"><u>(HSCR757)</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO NONPROFIT CORPORATIONS. Entitles directors of nonprofit corporations to inspect and copy the books, records, and documents of their nonprofit corporation to the extent reasonably related to their duties as directors at any reasonable time. (HB791 HD1)	CPN, JDL
<a href="#"><u>HB 841, HD1</u></a> <a href="#"><u>(HSCR733)</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO INSURANCE. Updates the Insurance Code by establishing a thirty day window for an application for a hearing on a regulatory action, updating standards to determine if insurers transacting business pose a hazard, adding to corrective measures the Commissioner may order completed by hazardous insurers, and updating provisions that apply to risk retention captive insurance companies. Effective July 1, 2112. (HB841 HD1)	CPN, WAM



<p><a href="#">HB 21, HD2</a>  <a href="#">(HSCR914)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO CONDOMINIUMS.  Amends procedures for reimbursement for common assessments by condominium associations after delinquency or foreclosure. Authorizes collection of specified amounts for deposit into a reserve account to pay for unpaid common assessments in the event of foreclosure, or unit sale or transfer. Effective July 1, 2112. (HB21 HD2)</p>	<p>CPN, JDL</p>
<p><a href="#">HB 245, HD1</a>  <a href="#">(HSCR738)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO DOMESTIC VIOLENCE.  Prohibits landlords from terminating the tenancy of a tenant solely on the tenant's status as a victim of domestic abuse if the tenant provides the landlord with specified documentation. Allows a landlord to terminate a lease or decline to renew a tenancy under certain conditions. (HB245 HD1)</p>	<p>CPN, JDL</p>
<p><a href="#">HB 877, HD1</a>  <a href="#">(HSCR842)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE.  Allows the directors of the Departments of Commerce and Consumer Affairs, of Health, of Human Services, and of Labor and Industrial Relations to delegate voting authority to their designees for all Hawaii Health Connector meetings. (HB877 HD1)</p>	<p>CPN, JDL</p>

**Decision Making to follow, if time permits.**

Click [here](#) to submit testimony to the Senate Committee on Commerce and Consumer Protection. Testimony may be emailed if less than 5 pages in length, to the Committee at [CPNTestimony@Capitol.hawaii.gov](mailto:CPNTestimony@Capitol.hawaii.gov). Please indicate the measure, date and time of the hearing.

Email sent to individual offices or any other Senate office will not be accepted.

**Testimony may be submitted up to 24 hours prior to the start of the hearing.**

**FOR AMENDED NOTICES:** Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

If you require auxiliary aids or services to participate in the public hearing process (i.e. ASL or foreign language interpreter, or wheelchair accessibility), please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808)586-6070.

**This hearing will be on Twitter: [https://twitter.com/HI\\_Senate\\_CPN](https://twitter.com/HI_Senate_CPN).**

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Senator Rosalyn H. Baker  
Chair

