

THE SENATE
THE TWENTY-SEVENTH LEGISLATURE
REGULAR SESSION OF 2013

[COMMITTEE ON JUDICIARY AND LABOR](#)

Senator Clayton Hee, Chair
Senator Maile S.L. Shimabukuro, Vice-Chair

MEASURES DEFERRED TO TUESDAY, FEBRUARY 12, 2013

DATE: Tuesday, February 12, 2013
TIME: 9:30 AM
PLACE: Conference Room 016
State Capitol
415 South Beretania Street

DECISION MAKING ON THE FOLLOWING MEASURE(S):

SB873 Status and Testimony	RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS. Amends the definition of "debt" in section 231-52, HRS, to include court-ordered restitution subject to civil enforcement. Removes court's authority to revoke restitution once ordered. Creates standards and procedures for income-withholding, for purposes of enforcing restitution orders. Extends victims' access to adult probation records, to include access to payment compliance records, for purposes of enforcing restitution orders. Requires that any bail posted by a defendant be applied toward payment of any court-ordered restitution in the same case.	JDL, WAM
SB66 Status and Testimony	RELATING TO THE CODE OF ETHICS. Makes the financial disclosure statements of members of state boards and commissions holding official authority over permitting or licensing of land use related matters, water use related matters, or the regulation of public utilities public documents and available for public inspection and duplication.	JDL
SB68 Status and Testimony	RELATING TO SENTENCING. Allows judges discretion in setting incarceration terms when sentencing drug offenders in class B and class C felony cases to make the length of the sentence proportionate to the offense and related conduct.	JDL
SB570 Status and Testimony	RELATING TO THEFT. Increases the threshold value of property or services from \$300 to \$750 under the offense of theft in the second degree.	JDL



[SB1085](#)
[Status and Testimony](#)

RELATING TO OBESITY PREVENTION.
Imposes a fee on sugar-sweetened beverages. Establishes the Obesity Prevention Special Fund to support obesity prevention programs.

HTH/JDL, WAM
[Measure added on 2/6/2013]

[SB875](#)
[Status and Testimony](#)

RELATING TO WORKERS' COMPENSATION.
Requires independent medical examinations and permanent impairment rating examinations for workers' compensation claims to be performed by physicians mutually agreed upon by employers and employees or appointed by the director of the department of labor and industrial relations. Allows for the use of an out-of-state physician under certain conditions. Appropriates unspecified funds. Effective 10/1/13. Section 3 effective 7/1/13. Repeals on 6/30/2018.

HTH/JDL, WAM
[Measure added on 2/6/2013]

[SB876](#)
[Status and Testimony](#)

RELATING TO WORKERS' COMPENSATION.
Authorizes the employer and provider of services to notify the director of labor and industrial relations in the event of a reasonable disagreement relating to specific medical service charges. Requires that the notice of dispute is done in writing and that the parties negotiate during the thirty-one calendar days following the date of the notice to the director. Allows parties to request the director to render an administrative decision without a hearing in the event the parties fail to reach an agreement within the thirty-one day negotiation period. Establishes that the administrative decision rendered by the director is final and nonappealable.

HTH/JDL, WAM
[Measure added on 2/6/2013]

[SB1109](#)
[Status and Testimony](#)

RELATING TO HOSPITAL STANDARDS FOR SEXUAL ASSAULT VICTIMS.
Adds a new part to chapter 321, Hawaii Revised Statutes, to ensure that victims of sexual assault are provided with medically and factually unbiased information about and access to emergency contraception when receiving emergency medical care at Hawaii's hospitals for sexual assaults.

HTH/JDL, WAM
[Measure added on 2/6/2013]



[SB666](#)
[Status and Testimony](#)

RELATING TO HEALTH.

Establishes an emergency services patient advocate program to provide assistance to and advocate on behalf of individuals receiving emergency medical care. Makes an appropriation for the administrative costs related to establishing and carrying out the duties of the program.

HTH/JDL, WAM
[Measure added on 2/6/2013]

[SB244](#)
[Status and Testimony](#)

RELATING TO EDUCATION.

Requires charter schools to complete an annual independent financial audit. Requires the state public charter school commission (commission) to develop procedures for conducting criminal history checks of persons who are employed or seeking employment in any position that places them in close proximity to children. Specifies enrollment requirements. Specifies when an employer or potential employer may use criminal history information to terminate or deny employment. Requires commission members to disclose to the commission a list of all charter schools in which the member is an employee, governing board member, vendor, contractor, agent, or representative and disqualifies members from voting on or participating in the discussion of such matters. Authorizes the commission to hire employees without regard to chapters 76 and 89, HRS. Removes the requirement that a nonprofit organization that governs a conversion charter school make minimum annual contributions to the charter school. Makes other amendments to chapter 302D, HRS, for purposes of clarity and consistency.

EDU/JDL, WAM
[Measure added on 2/7/2013]

No testimony will be accepted.

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.

FOR FURTHER INFORMATION, PLEASE CONTACT THE COMMITTEE CLERK AT 808-586-7330.

