

HOUSE OF REPRESENTATIVES
THE TWENTY-EIGHTH LEGISLATURE
REGULAR SESSION OF 2016

RECEIVED

2016 MAR 22 P 2:41

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Rep. Angus L.K. McKelvey, Chair
Rep. Justin H. Woodson, Vice Chair

SERGEANT-AT-ARMS
HOUSE OF
REPRESENTATIVES

Rep. Della Au Belatti	Rep. Mark M. Nakashima
Rep. Tom Brower	Rep. Marcus R. Oshiro
Rep. Richard P. Creagan	Rep. Joy A. San Buenaventura
Rep. Sharon E. Har	Rep. Gregg Takayama
Rep. Mark J. Hashem	Rep. Ryan I. Yamane
Rep. Derek S.K. Kawakami	Rep. Beth Fukumoto Chang
Rep. Chris Lee	Rep. Bob McDermott

NOTICE OF DECISION MAKING

DATE: Wednesday, March 23, 2016
TIME: 2:00PM
PLACE: Conference Room 325
State Capitol
415 South Beretania Street

A G E N D A

The following measure(s) were previously heard on 03/16/2016 at 2:05PM.

<u>SB 2793, SD1</u> <u>(SSCR2518)</u> <u>Status</u>	RELATING TO BROADBAND. Extends until 6/30/2023 the provisions of Act 264, SLH 2013, which requires the State and the counties to take action within sixty days for broadband-related permit applications, requires the State to take action within one hundred forty-five days for use applications for broadband facilities within the conservation district, establishes other requirements regarding broadband-related permits, and subjects weight load for utility poles to capacities established by the FCC and PUC. (SD1)	CPC, FIN
<u>SB 2855, SD2</u> <u>(SSCR2709)</u> <u>Status</u>	RELATING TO MORTGAGE RESCUE FRAUD. Makes numerous amendments to Hawaii's mortgage rescue fraud prevention act, chapter 480E, Hawaii Revised Statutes, for consistency with the federal Mortgage Assistance Relief Services Rule. (SD2)	CPC, FIN
<u>SB 2408, SD1</u> <u>(SSCR2613)</u> <u>Status</u>	RELATING TO PARTITION OF HEIRS PROPERTY. Adopts Uniform Partition of Heirs Property Act. Establishes procedures and remedies for use in actions for partition of real property involving heirs property (real property held in tenancy in common that meets certain requirements). Effective 1/7/2059. (SD1)	CPC, JUD

The following measure(s) were previously heard on 03/21/2016 at 3:00PM.



SB 13
(SSCR532)
Status

RELATING TO PSYCHOLOGY.
Expands doctoral degree requirement for licensing of psychologists to include additional doctoral programs accredited by the American Psychological Association.

CPC

SB 2854, SD2
(SSCR2587)
Status

RELATING TO INSURANCE.
Makes various updates to title 24, Hawaii Revised Statutes, including: requiring an insurer to file an affidavit prior to discontinuing writing property coverage; requiring insurance commissioner authorization for insurers providing residential property coverage; requiring insurers to file and pay their premium tax statements electronically beginning on 1/1/2017; requiring conspicuous disclosure of preexisting condition provisions in short-term health policies; including physician assistant-delivered services under coverage for child health supervision for accident and health or sickness policies and mutual benefit societies; requiring an entity to notify a health care provider or claim filer under certain conditions; adding flexibility to captive laws of sponsored captive insurance companies; providing mental illness benefits coverage to licensed dietitians treating eating disorders; requiring certain entities to respond to the insurance commissioner during an investigation or examination; providing visual or optometric services coverage for licensed physicians and optometrists and surgical or emergency services coverage for dentists under health plans of mutual benefit societies; providing coverage for pharmacist-delivered contraceptive services; and making other housekeeping and conforming amendments. Effective 7/1/2050, except for sections 3 and 4, which are effective 1/1/2051. (SD2)

CPC, FIN

SB 2319, SD1, HD1
(HSCR1063-16)
Status

RELATING TO INSURANCE.
Requires all insurers in the State, including health benefits plans under chapter 87A, Hawaii Revised Statutes, and Medicaid managed care programs, to cover reimbursement for contraceptive supplies intended to last for up to a twelve-month period of prescription contraceptive supplies for an insured. (SB2319 HD1)

HLT, CPC, FIN

SB 2667, SD1, HD1
(HSCR1081-16)
Status

RELATING TO INSURANCE.
Requires health insurers to promptly pay clean claims for services and repeals the exemption of medicaid claims from the clean claims definition. (SB2667 HD1)

HLT, CPC, FIN



SB 2395, SD1, HD1
(HSCR1060-16)
Status

RELATING TO TELEHEALTH.
Requires the State's medicaid managed care and fee-for-service programs to cover services provided through telehealth. Specifies that any telehealth services provided shall be consistent with all federal and state privacy, security, and confidentiality laws. Specifies medical professional liability insurance policy requirements with regard to telehealth coverage. Clarifies that reimbursement for services provided through telehealth shall be equivalent to reimbursement for the same services provided via face-to-face contact between a health care provider and a patient. Requires written disclosure of coverages and benefits associated with telehealth services. Requires that telehealth encompasses store and forward technologies, remote monitoring, live consultation, and mobile health. Ensures telehealth is covered when originating in a patient's home and other non-medical environments. Clarifies requirements for physicians and out-of-state physicians to establish a physician-patient relationship via telehealth. Requires that reimbursement requirements for telehealth services apply to all health benefits plans under chapter 87A, Hawaii Revised Statutes. (SB2395 HD1)

HLT/HUS, CPC,
FIN

SB 2894, SD2, HD1
(HSCR1077-16)
Status

RELATING TO HEALTH INSURANCE.
Authorizes the Department of Human Services to develop and administer outreach as required by the Affordable Care Act. Establishes a state health insurance exchange, the Hawaii Health Insurance Programs, in the Department of Labor and Industrial Relations to conform Hawaii law to the Affordable Care Act. Appropriates funds to the Department of Labor and Industrial Relations and the Department of Human Services. Repeals the Hawaii health insurance exchange programs on January 1, 2018. (SB2894 HD1)

HLT/LAB, CPC,
FIN

SB 2961, SD2, HD1
(HSCR1105-16)
Status

RELATING TO FAMILY LEAVE.
Establishes a family leave insurance program, which allows employees to make contributions into a trust fund to be used to provide employees with family leave insurance benefits to care for a designated person. Appropriates funds to the Department of Labor and Industrial Relations to implement the program. Requires a study to be performed by the Department of Labor and Industrial Relations and an actuarial study to be performed by the Department of Budget and Finance. (SB2961 HD1)

LAB, CPC, FIN

SB 2376, SD1, HD1
(HSCR1119-16)
Status

RELATING TO PRESCRIPTION DRUG BENEFITS.
Authorizes in any county with an area of 2,000 square miles or more, a beneficiary of a prescription drug benefit plan whose residence is 10 or more miles away from the nearest retail community pharmacy to obtain a prescription, without penalty, from a non-network retail community pharmacy located within 10 miles of the beneficiary's residence. Requires reimbursement to a non-network retail community pharmacy. Requires the Insurance Commissioner to submit annual reports to the Legislature on the effects of this measure on healthcare costs. (SB2376 HD1)

HLT, CPC, FIN



SB 2076, SD2
(HSCR1080-16)
Status

RELATING TO HEALTH CARE.
Establishes a durable medical equipment supplier license program for suppliers of durable medical equipment, prosthetics, orthotics, and related supplies through the office of health care assurance. Allows license fees to be deposited into the office of health care assurance special fund. Amends the cap on amounts of the health care assurance special fund that may be used per fiscal year. Amends the balance of the office of health care assurance special fund above which moneys are deposited into the general fund. Effective 1/21/17. (SD2)

HLT, CPC, FIN

SB 2383, SD2, HD1
(HSCR1061-16)
Status

RELATING TO THE HAWAII HEALTH CONNECTOR.
Repeals the Hawaii Health Connector (Connector) as part of the transition to a federally supported, state-based exchange. Specifies that any debts and liabilities of the Connector remain that of the Connector and do not constitute the debts and liabilities of the State. Specifies that the provisions in the measure shall not diminish or limit the consumer protections contained in or alter the provisions of the Hawaii Prepaid Health Care Act. (SB2383 HD1)

HLT, CPC, FIN

SB 2672, SD1
(HSCR1066-16)
Status

RELATING TO ADVANCED PRACTICE REGISTERED NURSES.
Amends various statutes to clarify the role of advanced practice registered nurses with regards to their authority and participation in the health care system. Amends definitions in the statutes to conform with the duties and responsibilities of advanced practice registered nurses. (SD1)

HLT, CPC, FIN

SB 2861, SD2
(HSCR1065-16)
Status

RELATING TO THE JOINT FORMULARY ADVISORY COMMITTEE.
Repeals the Joint Formulary Advisory Committee established by the Department of Commerce and Consumer Affairs. Allows the Board of Nursing to be the sole authority that determines the exclusionary formulary for qualified advanced practice registered nurses with prescriptive authority. (SD2)

HLT, CPC, FIN

SB 2675, SD1
(HSCR1031-16)
Status

RELATING TO LICENSING.
Authorizes the board of dental examiners, Hawaii medical board, and board of pharmacy to deny a license to an applicant who has been disciplined by another state or federal agency and the board of nursing to deny a license to an applicant who has been disciplined by another state agency. Authorizes the board of dental examiners, Hawaii medical board, board of nursing, and board of pharmacy to impose the same disciplinary action against a licensee as was taken by another state or federal agency. Establishes conditions for the disciplinary action. Prohibits a licensee from practicing until a final order of discipline is issued if the licensee has been prohibited from practicing in another state. Requires any final order of discipline taken to be public record. (SD1)

HLT, CPC, JUD

SB 3092, SD2, HD1
(HSCR1097-16)
Status

RELATING TO PROCUREMENT.
Authorizes procurement officers to consider a previously licensed and listed subcontractor's license as valid; provided that certain conditions are satisfied. (SB3092 HD1)

EDB, CPC, FIN



SB 2607, SD2
(HSCR1083-16)
Status

RELATING TO STUDENT DATA MANAGEMENT.
Limits the ways in which the operator of a website, online service, online application, or mobile application working with the DOE can use student data. Takes effect on 1/7/2059. (SD2)

EDN, CPC, JUD

SB 2329, SD1, HD1
(HSCR1039-16)
Status

RELATING TO SECURITY INTERESTS IN REAL PROPERTY.
Requires a mortgagee or record assignee to provide to a mortgagor or borrower, upon full satisfaction of the mortgage and discharge of the secured debt, a reassignment or release of security interests in leases and rents that served as additional security for the mortgage. Authorizes title insurers or underwritten title companies to make demands on mortgagees and, in the absence of compliance, to reassign or release mortgagees' security interests in leases and rents on behalf of the mortgagee or record assignee, under certain conditions. Authorizes certain entities to institute an action in any circuit court to obtain the release or reassignment instrument in the absence of compliance of a mortgagee or record assignee. (SB2329 HD1)

WAL, CPC, FIN

SB 2660, HD1
(HSCR1040-16)
Status

RELATING TO BUREAU OF CONVEYANCES.
Removes the sunset date of Act 119, Session Laws of Hawaii 2013, as amended, thereby making permanent the voluntary deregistration process for fee non-time share interests. (SB2660 HD1)


WAL, CPC, FIN

As this is a decision making meeting only, no public testimony will be accepted.

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 586-6160 at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

For further information, please call the Committee Clerk at 586-6160.

Selected meetings are broadcast live. Check the current legislative broadcast schedule on the "Capitol TV" website at www.capitoltv.org or call 536-2100.



Rep. Angus L.K. McKelvey
Chair

