

THE SENATE  
THE TWENTY-EIGHTH LEGISLATURE  
REGULAR SESSION OF 2016

COMMITTEE ON JUDICIARY AND LABOR

Senator Gilbert S.C. Keith-Agaran, Chair  
Senator Maile S.L. Shimabukuro, Vice Chair

COMMITTEE ON WAYS AND MEANS

Senator Jill N. Tokuda, Chair  
Senator Donovan M. Dela Cruz, Vice Chair

NOTICE OF DECISION MAKING

DATE: Monday, April 04, 2016  
TIME: 9:15 a.m.  
PLACE: Conference Room 211  
State Capitol  
415 South Beretania Street

A G E N D A

THE FOLLOWING MEASURES WERE PREVIOUSLY HEARD IN THEIR RESPECTIVE STANDING COMMITTEES:

<p><a href="#">HB 52, HD1, SD1</a> <a href="#">(SSCR2862)</a> <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO THE SELECTIVE SERVICE REGISTRATION AWARENESS AND COMPLIANCE ACT. Requires compliance with the Military Selective Service Act to qualify for state financial assistance for post-secondary education. Provides exceptions. Takes effect on 7/1/2017. (SD1)</p>	<p>PSM/HEA, JDL/WAM</p>
<p><a href="#">HB 2671, HD2, SD1</a> <a href="#">(SSCR2951)</a> <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO CRIMINAL JUSTICE DATA. Requires chiefs of police and state and county agencies that have the power of arrest to report crime incident reports and other crime information to the Attorney General. Establishes penalties for state and county agency noncompliance with the requirements. Effective January 1, 2017. (SD1)</p>	<p>PSM, JDL/WAM</p>
<p><a href="#">HB 1907, HD2, SD1</a> <a href="#">(SSCR3040)</a> <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO SEXUAL ASSAULT. Requires all law enforcement agencies and departments charged with maintenance, storage, and preservation of sexual assault evidence collection kits to conduct an inventory of all kits they store and transmit a report of the number of untested sexual assault evidence kits they possess to the department of the attorney general. Requires the department of the attorney general to report the number of untested sexual assault evidence kits being stored and various information related to those kits. (SD1)</p>	<p>PSM, JDL/WAM</p>



**HB 2707, HD1, SD1**

[\(SSCR3141\)](#)

[Status & Testimony](#)

RELATING TO MEDICAL MARIJUANA.

Requires the department of health and licensed medical marijuana dispensaries to provide aggregated de-identified data to the department of business, economic development and tourism upon request. Amends various definitions and provisions relating to medical marijuana dispensary operations, paraphernalia, transport, and testing. Provides that advanced practice registered nurses may certify patients for medical marijuana use. Excludes dispensaries from enterprise zone tax exemptions. Specifies the application and non-application of the Internal Revenue Code to expenses related to the production and sale of medical marijuana and manufactured marijuana products for state income tax purposes. Clarifies that amounts received for the sale of marijuana or manufactured marijuana products are not exempt from the state general excise tax. Allows the University of Hawaii to establish medical marijuana testing and research programs that qualify as commercial enterprises to provide testing services for medical marijuana dispensaries. Establishes a legislative oversight working group. Effective 07/01/2050. (SD1)

CPH, JDL/WAM

**HB 2049, HD2, SD1**

[\(SSCR3060\)](#)

[Status & Testimony](#)

RELATING TO TRANSPORTATION.

Authorizes the State or a county to obtain ownership over a road by condemnation pursuant to the State's powers of eminent domain. Exempts the State and counties from maintaining or improving condemned roads. Clarifies that if a privately owned highway, road, alley, street, way, lane, bikeway, bridge, or trail complied with construction codes at the time of construction, then upon transfer of that privately owned highway, road, alley, street, way, lane, bikeway, bridge, or trail to a county, the county which accepts the transfer shall not be required to do any construction, renovation, or repair to bring the privately owned highway, road, alley, street, way, lane, bikeway, bridge, or trail up to any construction code existing at the time of transfer. Creates a commission on remnant private roads to identify all roads by street address and tax map key number located in the State and in each county. Assigns, in the discretion of the commission, ownership of identified remnant private roads to the State or county. Effective 7/1/2030. (SD1)

TRE/PSM,  
JDL/WAM

**HB 1996, HD1**

[\(SSCR3081\)](#)

[Status & Testimony](#)

RELATING TO AGRICULTURE.

Establishes a two-year Agricultural Theft and Vandalism Pilot Project in the Department of Agriculture to focus on investigating and prosecuting agricultural theft and agricultural vandalism in the County of Hawaii. Appropriates funds.

WLA/PSM,  
JDL/WAM

**HB 1997**

[\(SSCR3007\)](#)

[Status & Testimony](#)

RELATING TO AGRICULTURE.

Implements the recommendation of the Hawaii agriculture workforce advisory board to create an agriculture workforce development pipeline initiative to conduct training on all islands for teachers and school administrators in agricultural self-sufficiency.

WLA/EDU,  
JDL/WAM



<p><b><u>HB 2204, HD1, SD1</u></b>  <a href="#">(SSCR2971)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO EDUCATION.  Repeals annual increment and longevity step salary increases for department of education teachers and educational officers and clarifies that such increases shall be determined through collective bargaining. (SD1)</p>	<p>EDU, JDL/WAM</p>
<p><b><u>HB 2647, HD2, SD1</u></b>  <a href="#">(SSCR2990)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO HOMELESSNESS.  Establishes a three-year Work for a Day Pilot Program to be administered by the City and County of Honolulu that provides homeless individuals with work opportunities. Appropriates funds. Requires matching funds in second and third years. Takes effect on 7/1/2050. Repeals on 7/1/2019. (SD1)</p>	<p>HMS/PSM,  JDL/WAM</p>
<p><b><u>HB 2772, HD1, SD1</u></b>  <a href="#">(SSCR3132)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO THE UNIVERSITY OF HAWAII.  Requires UH to train employees and students on sexual harassment policies, appoint a campus advocate at each campus for students to discuss incidents of sexual harassment, report sexual assault cases to the police, and conduct a campus climate survey. Effective 7/1/2525. (SD1)</p>	<p>HEA, JDL/WAM</p>
<p><b><u>HB 1787, HD2, SD1</u></b>  <a href="#">(SSCR3031)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO EDUCATION.  Creates and appropriates funds for Erin's Law Task Force to review policies, programs, and curricula for educating public school students about sexual abuse and sex trafficking prevention, and report recommendations for the establishment of a program to educate public school children on sexual abuse prevention through age appropriate curricula. Effective July 1, 2060. (SD1)</p>	<p>EDU, JDL/WAM</p>
<p><b><u>HB 2264, HD1, SD1</u></b>  <a href="#">(SSCR3118)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION.  Makes an appropriation to the High Technology Development Corporation for the provision of technology internship grants and development of programs to support the local talent pipeline for the technology industry. Takes effect 7/1/2050. (SD1)</p>	<p>EET, JDL/WAM</p>
<p><b><u>HB 767, HD2, SD1</u></b>  <a href="#">(SSCR945)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.  Provides that certain areas within Hawaii Public Housing Authority housing projects are closed to the public and amends criminal trespass in the second degree to permit the prosecution of an unauthorized entry or a violation of a written prohibition to enter into the subject housing projects. Clarifies requirements for signage notifying trespassers of illegal entry. Effective 7/1/2050. (SD1)</p>	<p>HOU, JDL/WAM</p>
<p><b><u>HB 2226, HD2</u></b>  <a href="#">(SSCR2900)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO THE OFFICE OF LANGUAGE ACCESS.  Appropriates funds for three full-time equivalent permanent positions within the Office of Language Access. (HB2226 HD2)</p>	<p>CPH, JDL/WAM</p>



**HB 1756, HD3, SD1**

(SSCR3134)

Status &  
Testimony

RELATING TO NURSING.

Requires the submittal of electronic fingerprints for the purpose of criminal history record checks from: nurse licensure applicants beginning with the July 1, 2017, licensing biennium; and nurse licensure renewal applicants beginning with the July 1, 2019, licensing biennium. Authorizes the board of nursing to conduct investigations of applicants for licensure, renewal, and reactivation; request criminal history records of qualified applicants beginning on July 1, 2017; and request criminal history records, no later than July 1, 2023, of persons who were issued licenses prior to July 1, 2017. (SD1)

CPH, WAM/JDL

**HB 2524, HD1, SD1**

(SSCR3104)

Status &  
Testimony

RELATING TO TEACHER INCENTIVES.

Clarifies that funds for bonuses required by statute or collective bargaining shall not be paid out of a charter school's facilities funding or per-pupil funds. Requires, beginning with fiscal year 2017-2018, that such bonuses be separate line items in the budget. Appropriates funds for teacher bonuses for hard-to-fill placement incentives and National Board certified teacher incentives for charter school teachers. (SD1)

EDU, WAM/JDL

**HB 2559, HD1, SD1**

(SSCR2980)

Status &  
Testimony

RELATING TO MENTAL HEALTH.

Repeals the authority of a law enforcement officer to take into custody and transport a person subject to an assisted community treatment order to any designated mental health program. Requires a court order stating probable cause to believe a person is mentally ill or suffering from substance abuse, is imminently dangerous to self or others and in need of care or treatment, or both, to also direct the person to be taken into custody and, if subject to an assisted community treatment, transported to any designated mental health program. Extends the maximum duration of assisted community treatment that may be ordered by the court to one year. Amends the circumstances under which a subject of an assisted community treatment order may be physically forced to take medication. Takes effect 7/1/2050. (SD1)

CPH, WAM/JDL

**DECISION MAKING MEETING ONLY, NO ORAL TESTIMONY WILL BE ACCEPTED.**

**Persons wishing to submit written testimony may do so up to 24 hours prior to the hearing.**

Click [here](#) to submit testimony to the Senate Committee on Judiciary and Labor.

Click [here](#) to submit testimony to the Senate Committee on Ways and Means.

**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) 586-7344.

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Senator Jill N. Tokuda  
Chair

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Senator Gilbert S.C. Keith-Agaran  
Chair

