

THE SENATE  
THE TWENTY-EIGHTH LEGISLATURE  
REGULAR SESSION OF 2016

COMMITTEE ON WAYS AND MEANS  
Senator Jill N. Tokuda, Chair  
Senator Donovan M. Dela Cruz, Vice Chair

NOTICE OF DECISION MAKING

DATE: Wednesday, February 24, 2016  
TIME: 1:00 p.m.  
PLACE: Conference Room 211  
State Capitol  
415 South Beretania Street

A G E N D A

The following measure(s) were previously heard in their respective committees:

<a href="#"><u>SB 3024, SD1</u></a> <a href="#"><u>(SSCR2257)</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO THE STATE ETHICS COMMISSION. Reduces the appropriation in Act 151, SLH 2015, to the state ethics commission for an electronic filing system. Establishes a task force to examine the State's lobbyist laws and make recommendations to the legislature to amend these laws, if necessary. Re-appropriates the savings for an electronic filing system to cover the expenses of the lobbyist law task force. Takes effect on 1/7/2059. (SD1)	JDL, WAM
<a href="#"><u>SB 3034, SD1</u></a> <a href="#"><u>(SSCR2448)</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	PROPOSING AN AMENDMENT TO ARTICLE I OF CONSTITUTION OF THE STATE OF HAWAII TO ESTABLISH RIGHTS FOR VICTIMS OF CRIMES. Proposes a constitutional amendment to guarantee rights to victims of crimes and a deceased crime victim's surviving immediate family members. (SD1)	JDL, WAM
<a href="#"><u>SB 2104, SD1</u></a> <a href="#"><u>(SSCR2367)</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO THE COLLECTION OF RESTITUTION FOR CRIME VICTIMS. Creates standards and procedures for income-withholding for purposes of enforcing restitution orders. Amends the definition of "debt" relating to the recovery of money owed to the State to include court-ordered restitution subject to civil enforcement. Provides priority of income withholding orders. Extends victims' access to adult probation records to include access to payment compliance records. Requires that any bail posted by a defendant be applied toward payment of any court-ordered restitution in the same case. Makes permanent Act 119, SLH 2011, which allows certain adult probation records to be provided to certain case management, assessment, or treatment service providers upon the screening for admission, acceptance, or admittance of the defendant into a treatment program. Appropriates funds. Takes effect on 1/7/2059. (SD1)	JDL, WAM



<p><b><u>SB 2103</u></b>  <a href="#">(SSCR2387)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO SEARCH WARRANTS.          Allows courts to authorize a person or entity, other than an officer of justice, to carry out a search warrant. Allows courts to authorize an officer to obtain technical assistance if the search warrant granted pertains to an electronic device or storage media.</p>	<p>JDL/EET, WAM</p>
<p><b><u>SB 2438, SD1</u></b>  <a href="#">(SSCR2159)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO CAMPAIGN FINANCE.          Replaces the Hawaii election campaign fund with the general revenues of the State as the funding source for the operating expenses of the campaign spending commission. Appropriates moneys to the commission for operating expenses. (SD1)</p>	<p>JDL, WAM</p>
<p><b><u>SB 2113, SD1</u></b>  <a href="#">(SSCR2393)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO ELECTIONS.          Provides that the preparation of absentee ballots for counting may include opening the return envelope in which the ballot is enclosed and the validation of signatures, but shall not include opening the ballot envelope. Allows official election observers to be present during this process. Requires that, unless otherwise stated, the opening of return absentee ballot envelopes and signature validation commence the day immediately after ballots are transmitted to voters through election day. Provides that the counting of absentee ballots may begin no earlier than the fifteenth day prior to an election and establishes stages of absentee ballot counting. Prohibits persons present during the counting of absentee ballots from disclosing the results. Allows, rather than requires, observation of ballot handling by an official. Allows defective ballots to be replaced with new ballots by counting center employees without the presence of at least two official observers. Establishes a misdemeanor for any person who wilfully causes the results of any absentee ballot count to become publicly known before the polls have officially closed. (SD1)</p>	<p>JDL, WAM</p>
<p><b><u>SB 2444, SD1</u></b>  <a href="#">(SSCR2189)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO ELECTIONS.          Requires the office of elections to join the Electronic Registration Information Center and share information with counties to encourage voter participation and ensure integrity of voter registration rolls. Authorizes the electronic transmission of databases containing driver's license and civil identification card information to election officials and the statewide voter registration system. Appropriates moneys. Takes effect on 1/7/2059. (SD1)</p>	<p>JDL, WAM</p>



**[SB 2496, SD1](#)**

[\(SSCR2453\)](#)

[Status &  
Testimony](#)

RELATING TO ELECTIONS.

Beginning with the primary election in 2018, requires the office of elections to implement election by mail in a county with a population of fewer than 100,000 and beginning with the 2020 primary election, implement election by mail in each of the other counties for all elections. Establishes an elections by mail system, including requirements for ballots, replacement ballots, deficient return of ballots, ballot counting, voter service centers, places of deposit, and election expenses and responsibilities. Establishes procedures for postponed elections. Makes conforming amendments to provide for an elections by mail system. Allows for the electronic transmission of mail-in ballots. Appropriates funds for the implementation and administration of the elections by mail program. Requires the office of elections to submit annual reports to the legislature from 2017 to 2023 regarding implementing the elections by mail program. (SD1)

JDL, WAM

**[SB 2318, SD1](#)**

[\(SSCR2455\)](#)

[Status &  
Testimony](#)

RELATING TO ADDRESS CONFIDENTIALITY.

Establishes the address confidentiality program to help survivors of domestic violence, sexual assault, and stalking to relocate and keep their addresses confidential. Appropriates funds. (SD1)

JDL, WAM

**[SB 2101, SD1](#)**

[\(SSCR2391\)](#)

[Status &  
Testimony](#)

RELATING TO DISTRICT COURT SMALL CLAIMS.

Establishes small claims division's exclusive jurisdiction of cases for amounts of \$1,000 or less. Allows plaintiff to request removal of small claims cases to be heard in ordinary procedures of the district court when counterclaim is filed. Allows a plaintiff to file cases in either the small claims division or regular claims division of district court if the plaintiff is represented by an attorney. Prohibits the award of attorney's fees in cases for amounts of \$1,000 or less exclusive of interests and costs if the plaintiff is represented by an attorney and the district court has concurrent jurisdiction with the small claims division of district court. Takes effect 1/1/2017. (SD1)

JDL/CPH, WAM

**[SB 2551](#)**

[\(SSCR2190\)](#)

[Status &  
Testimony](#)

RELATING TO NON-GENERAL FUNDS.

Requires the judiciary to submit an annual report to the legislature on the judiciary's management of non-general funds.

JDL, WAM

**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 written 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)586-6800.

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Senator Jill N. Tokuda  
Chair

