

HOUSE OF REPRESENTATIVES  
THE TWENTY-NINTH LEGISLATURE  
REGULAR SESSION OF 2017

COMMITTEE ON JUDICIARY  
Rep. Scott Y. Nishimoto, Chair  
Rep. Joy A. San Buenaventura, Vice Chair

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SERGEANT-AT-ARMS  
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Rep. Della Au Belatti            Rep. Mark M. Nakashima  
Rep. Tom Brower                Rep. Marcus R. Oshiro  
Rep. Aaron Ling Johanson      Rep. Bob McDermott  
Rep. Chris Lee                  Rep. Cynthia Thielen  
Rep. Dee Morikawa

NOTICE OF HEARING

DATE:        Wednesday, March 29, 2017  
TIME:        2:00 pm  
PLACE:       Conference Room 325  
              State Capitol  
              415 South Beretania Street

A G E N D A

<u>SB 174, SD2, HD1</u> <u>(HSCR1375)</u> <u>Status</u>	RELATING TO MEDICAL MARIJUANA. Amends the definition of debilitating medical condition to include lupus, epilepsy, multiple sclerosis, arthritis, and autism as conditions that qualify for the legal use of medical marijuana. (SB174 HD1)	HLT, JUD
<u>SB 288, SD2, HD1</u> <u>(HSCR1347)</u> <u>Status</u>	RELATING TO SELF-SERVICE STORAGE FACILITIES. Authorizes motor vehicle and boat towing options for self-service storage facilities after sixty days or more delinquency; provided that an occupant is provided notice. Requires owners to notify occupants via electronic mail or verified mail. Allows owners to send notices by electronic mail, publish notices of sales in any commercially reasonable manner, conduct sales online, and charge late fees. Authorizes limits on the liability of the owner of self-service storage facilities to be based on the maximum monetary value of property that may be stored pursuant to the rental agreement. Requires late fees to be provided for in rental agreements. Requires owners to notify occupants of the changes in the law. Effective 1/7/2059. (SD2)	CPC, JUD
<u>SB 305, SD1, HD1</u> <u>(HSCR1374)</u> <u>Status</u>	RELATING TO MEDICAL MARIJUANA DISPENSARIES. Specifies that video monitoring and recording of medical marijuana production center and retail dispensing location premises shall be retained for a period of forty-five days. (SB305 HD1)	HLT, JUD
<u>SB 314, SD1</u> <u>(SSCR551)</u> <u>Status</u>	RELATING TO ARBITRATION. Clarifies provisions relating to required disclosures by arbitrators. Takes effect on 1/7/2059. (SD1)	JUD



<u>SB 322, SD1</u> <u>(SSCR157)</u> <u>Status</u>	RELATING TO COURT JURISDICTION. Provides that circuit and family courts shall have concurrent jurisdiction over certain felonies under certain circumstances involving the offense of endangering the welfare of a minor in the first degree, endangering the welfare of a minor in the second degree, or endangering the welfare of an incompetent person. Provides that district and family courts shall have concurrent jurisdiction regarding the offense of endangering the welfare of a minor in the second degree and endangering the welfare of an incompetent person under certain conditions. Takes effect on 1/7/2059. (SD1)	JUD
<u>SB 369, SD1</u> <u>(HSCR1311)</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Prohibits associations of apartment owners, boards of directors, managing agents, resident managers, and condominium owners from retaliating or discriminating against a condominium owner, board member, or association employee who files a complaint; acts in furtherance of a complaint, report, or investigation of an alleged violation of the State's condominium laws or a condominium's governing documents; or exercises or attempts to exercise any right as a condominium owner. Effective 07/01/2050. (SD1)	CPC, JUD
<u>SB 420, SD1</u> <u>(HSCR1190)</u> <u>Status</u>	RELATING TO LASER DEVICES. Makes it a criminal offense to intentionally or knowingly direct the beam from a laser or laser scope at an occupied aircraft under certain circumstances. Takes effect on 1/7/2059. (SD1)	TRN, JUD
<u>SB 429, SD2, HD1</u> <u>(HSCR1327)</u> <u>Status</u>	RELATING TO THE UNIFORM EMPLOYEE AND STUDENT ONLINE PRIVACY PROTECTION ACT. Adopts uniform laws on protecting the online accounts of employees, applicants, students, and prospective students from employers and educational institutions, respectively. (SB429 HD1)	LAB, JUD
<u>SB 655, SD2, HD1</u> <u>(HSCR1199)</u> <u>Status</u>	RELATING TO MEDIA ACCESS. Allows the news media, under certain conditions, to access areas that are closed pursuant to emergency management powers of the Governor and Mayor. Limits the liability of the State and counties. Specifies that the State, counties, and Emergency Management Authority are not responsible for providing logistical support to media accessing emergency areas. (SB655 HD1)	PBS, JUD
<u>SB 786, SD1, HD1</u> <u>(HSCR1263)</u> <u>Status</u>	RELATING TO MEDICAL MARIJUANA. Amends Hawaii Revised Statutes and Hawaii Administrative Rules to substitute references to "medical marijuana" and like terms with "medical cannabis" and like terms. Requires the Department of Health to make all conforming revisions to Administrative Rules upon their next amendment and to other documents and items by December 31, 2019. (SB786 HD1)	HLT, JUD
<u>SB 895, SD1, HD1</u> <u>(HSCR1361)</u> <u>Status</u>	RELATING TO CRIMINAL TRESPASS. Establishes the offense of criminal trespass onto state lands to the penal code. Amends the offenses of criminal trespass in the second degree to apply to government agricultural property regardless of whether it is fenced, enclosed, or otherwise secured. (SB895 HD1)	WAL, JUD



<u>SB 947, SD2, HD1</u> <u>(HSCR1317)</u> <u>Status</u>	RELATING TO CITATIONS FOR BEAUTY CULTURE VIOLATIONS. Authorizes the issuance of a citation for specific violations of beauty culture laws by licensees and permittees. Sets forth a process for licensees and permittees to contest the citation and provides for the assessment of fines for each violation. (SB947 HD1)	IAC, CPC, JUD
<u>SB 997, SD1, HD1</u> <u>(HSCR1156)</u> <u>Status</u>	RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT. Updates the Uniform Controlled Substances Act to make it consistent with amendments in federal controlled substances law as required under the authority to schedule controlled substances. (SB997 HD1)	HLT, JUD
<u>SB 1171, SD1</u> <u>(HSCR1159)</u> <u>Status</u>	RELATING TO THE HEALTH CARE PRIVACY HARMONIZATION ACT. Identifies certain circumstances under which the State has a compelling interest in the disclosure, use, and production of de-identified protected health information under the Health Care Privacy Harmonization Act; provided that the information has been de-identified pursuant to title 45 Code of Federal Regulations part 164. (SD1)	HLT, JUD
<u>SB 1227, HD1</u> <u>(HSCR1324)</u> <u>Status</u>	RELATING TO FORECLOSURES. Makes permanent the affirmation requirement and form that is filed by an attorney on behalf of a mortgagee who is seeking to foreclose on a residential property under a judicial foreclosure action. Repeals the affirmation requirement of an attorney who files a complaint in a mortgage foreclosure action that would have been effective on 07/01/2017. (SB1227 HD1)	CPC, JUD

RECONSIDERATION OF PROIR DECISION MAKING

The following measure was previously heard on Wednesday, March 15, 2017 at 2:00PM. **No public testimony will be accepted.**

<u>SB 572, SD1</u> <u>(SSCR707)</u> <u>Status</u>	RELATING TO INFORMATION PRACTICES. Allows the office of information practices to adopt rules that all state and county agencies subject to the Uniform Information Practices Act must follow for consistency in agency record protection responsibilities. Takes effect on 1/7/2059. (SD1)	JUD
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DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;
- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may be distributed to the Committee after the hearing.



Submit testimony in ONE of the following ways:

PAPER: 2 copies (including an original) to Room 302 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-6531 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through e-mail or the Web); or

WEB: For testimony less than 10MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

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 586-8515 or email your request for an interpreter to [HouseInterpreter@Capitol.hawaii.gov](mailto:HouseInterpreter@Capitol.hawaii.gov) at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

Selected meetings are broadcast live. Check the current legislative broadcast schedule on the "Capitol TV" website at [www.capitoltv.org](http://www.capitoltv.org) or call 536-2100.



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Rep. Scott Y. Nishimoto  
Chair

