

HOUSE OF REPRESENTATIVES
THE TWENTY-NINTH LEGISLATURE
REGULAR SESSION OF 2018

RECEIVED

2018 FEB 13 P 1:59

COMMITTEE ON JUDICIARY

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

SERGEANT-AT-ARMS
HOUSE OF
REPRESENTATIVES

Rep. Tom Brower Rep. Gregg Takayama
Rep. Chris Lee Rep. Bob McDermott
Rep. Dee Morikawa Rep. Cynthia Thielen

NOTICE OF HEARING

DATE: Thursday, February 15, 2018
TIME: 2 p.m.
PLACE: Conference Room 325
 State Capitol
 415 South Beretania Street

A G E N D A

HB 1994, HD1
(HSCR187-18)
Status

RELATING TO LAW ENFORCEMENT.
Prohibits state law enforcement agencies from complying with federal immigration detainers or honoring requests for non-public information unless specifically required to do so by a warrant signed by a judge or provisions of federal, state, or local law. (HB1994 HD1)

PBS, JUD, FIN

HB 2299, HD1
(HSCR242-18)
Status

RELATING TO INDEMNIFICATION OF COUNTY AGENCIES.
Facilitates the process by which the University of Hawaii obtains approval to indemnify, defend, and hold harmless a county agency, its officers, agents, and employees, for university purposes and university functions on county property. (HB2299 HD1)

HED, JUD, FIN

HB 2147, HD1
(HSCR250-18)
Status

RELATING TO HEALTH.
Establishes a pre-arrest diversion pilot project for individuals with mental health or substance abuse challenges who allegedly commit nonviolent, non-felony offenses on state property. Appropriates funds. (HB2147 HD1)

HHS, JUD, FIN

HB 2131
Status

RELATING TO SEXUAL ASSAULT.
Creates a Hawaii Sexual Assault Response Team to address the manner in which sexual assault evidence collection kits are processed and tracked, and to ensure that victims of sexual assault are informed of their rights under the law. Requires annual reports to the Attorney General on the status of sexual assault evidence collection kits and annual summary reports by the Attorney General to the legislature. Appropriates funds. Effective 7/1/19.

JUD, FIN



HB 1806, HD1
(HSCR9-18)
Status

RELATING TO FOOD DONATION.
Requires DOH to educate food establishments about liability protections. Expands liability protection for donors to include donations of food and similar donations made directly to needy persons. Authorizes the donation of expired food when the donor believes in good faith that the food remains fit for human consumption. (HB1806 HD1)

HHS, JUD

HB 2693, HD1
(HSCR186-18)
Status

RELATING TO PUBLIC SAFETY.
Prohibits places of public accommodation from denying shelter to any person when an emergency alert advises the public to immediately seek shelter. Provides for a civil penalty for each violation. Provides immunity from civil liability, with certain exceptions. Clarifies that the civil liability exemption applies to facilities receiving compensation and to property owners who sell commodities in the absence of price gouging. (HB2693 HD1)

PBS/VMI, JUD,
FIN

HB 2729, HD1
(HSCR256-18)
Status

RELATING TO CANNABIS FOR MEDICAL USE.
Amends the reciprocity program and adds a visiting patient certifying fee. Extends expiration of a written certification to 3 years for chronic conditions. Permits medical practitioners to establish a patient relationship through telehealth. Permits retesting of a failed batch of medical cannabis or products. Permits dispensary licensees to distribute devices that provide safe pulmonary administration. Increases the maximum allowable tetrahydro cannabinol limit for multi-pack cannabis products and single containers of oil. (HB2729 HD1)

HHS, JUD, FIN

HB 1985, HD1
(HSCR262-18)
Status

RELATING TO LAND USE.
Requires the Board of Land and Natural Resources to provide an annual report to the Legislature with information regarding the value, current zoning, and status of resource value public lands held by the Department of Natural Land and Resources. (HB1985 HD1)

WAL/OMH, JUD,
FIN

HB 2197, HD1
(HSCR98-18)
Status

RELATING TO THE LAND USE COMMISSION.
Requires the Land Use Commission to monitor and evaluate the enforcement of laws on conservation lands by the Department of Land and Natural Resources. Requires the Land Use Commission to submit an annual report to the Legislature regarding its findings. (HB2197 HD1)

WAL, JUD, FIN

HB 2043, HD1
(HSCR149-18)
Status

RELATING TO WASTEWATER.
Authorizes counties to inspect sewer laterals located on private property under certain conditions. Authorizes counties to compel property owners to inspect sewer laterals under certain conditions and to make repairs as necessary. (HB2043 HD1)

EEP, JUD, FIN

HB 2464, HD1
(HSCR279-18)
Status

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.
Makes any person who sells or transfers an interest in a Hawaiian home lands lease ineligible to receive a subsequent lease for the same class of land except in limited circumstances. (HB2464 HD1)

OMH, JUD, FIN



HB 2275, HD1
(HSCR261-18)
Status

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

WAL/TRN, JUD,
FIN

Requires certain private streets, highways, or thoroughfares in a commercial development district of the HCDA to conform to county construction and maintenance standards. Makes owners who exercise ownership rights for financial gain or profit responsible for the costs of conforming and maintaining the private roads. Authorizes private right of action to enforce compliance. Repeal on 6/30/2023. (HB2275 HD1)

HB 885, HD1
(HSCR230-18)
Status

RELATING TO DELAY IN PRIOR APPROVAL FOR MEDICAL SERVICES.

PENDING
REREFERRAL

Prohibits health insurance preauthorization requirements that cause undue delay in receipt of medical treatment or services. Specifies that insurers, but not health care providers, are liable for civil damages caused by undue delays for preauthorization. (HB885 HD1)

HHS, JUD, FIN

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: 3 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 20MB 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 at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.



Rep. Scott Y. Nishimoto
Chair

