

THE SENATE
THE TWENTY-NINTH LEGISLATURE
REGULAR SESSION OF 2018

COMMITTEE ON WAYS AND MEANS

Senator Donovan M. Dela Cruz, Chair
Senator Gilbert S.C. Keith-Agaran, Vice Chair

NOTICE OF DECISION MAKING

DATE: Thursday, February 22, 2018
TIME: 10:10 A.M.
PLACE: Conference Room 211
State Capitol
415 South Beretania Street

A M E N D E D A G E N D A

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

SB 3090, SD1

—(SSCR2520)

—Status &
Testimony

~~RELATING TO GOVERNMENT.~~

~~Establishes the Mauna Kea Management Authority. Limits the number of telescopes that may be authorized on Mauna Kea. Authorizes the renegotiation of leases, subleases, easements, permits, and licenses pertaining to Mauna Kea. Requires that revenue derived from activities on Mauna Kea be shared with the Office of Hawaiian Affairs. Excludes Mauna Kea lands from the definition of "public lands." Provides for free access to Mauna Kea for traditional cultural purposes. Establishes police powers and provides for enforcement of laws on land under the jurisdiction of the Mauna Kea Management Authority. Appropriates funds. Effective 12/31/2033. (SD1)~~

~~HRE/WTL, WAM
[Measure deleted
on 02-20-18]~~

SB 351, SD1

—(SSCR465)

—Status &
Testimony

~~RELATING TO THE AHA MOKU ADVISORY COMMITTEE.~~

~~Amends various provisions related to the aha moku advisory committee, including budgetary requirements. Appropriates funds for expenses of the aha moku advisory committee and the annual puwala. (SD1)~~

~~HWNAWTL, WAM
[Measure deleted
on 02-20-18]~~

SB 641

—(SSCR464)

—Status &
Testimony

~~RELATING TO THE CHAIRPERSON OF THE HAWAIIAN HOMES COMMISSION.~~

~~Amends the membership of the commission on water resource management to add the chairperson of the Hawaiian homes commission or the chairperson's designee to serve as an ex officio voting member.~~

~~HWNAWTL, WAM
[Measure deleted
on 02-20-18]~~

SB 1304, SD1

—(SSCR394)

—Status &
Testimony

~~RELATING TO NATIVE HAWAIIANS.~~

~~Establishes the Native Hawaiian health advisory council in the office of health equity to provide guidance to the governor and legislature on issues that impact Native Hawaiians and their communities. Requires the council to establish, update, and maintain a directory or registry of Native Hawaiian professionals and leaders for governor-appointed positions. (SD1)~~

~~HWN, WAM
[Measure deleted
on 02-20-18]~~



SB 2134, SD1

[\(SSCR2354\)](#)

[Status & Testimony](#)

RELATING TO TRAINING.

~~Requires certain additional government decision-makers at both the state and county levels to complete the office of Hawaiian affairs' training courses on native Hawaiian and Hawaiian rights established by Act 169, SLH 2015. Requires the office of Hawaiian affairs, upon designation of a date, time, and location of a training course, to notify the governor and the mayors of the several counties of the availability of the training course and the date, time, and location of the course. Requires the governor and mayors, upon notification, to notify the administrative heads, deputies, and other officials in their respective administrations who are not mandated to complete the course, of the availability, time, date, and location of the course and encourage them to complete the course. (SD1)~~

~~HWN/LBR/PSM,
WAM~~

~~[Measure deleted
on 02-20-18]~~

SB 2136, SD1

[\(SSCR2492\)](#)

[Status & Testimony](#)

RELATING TO INCREASING THE OFFICE OF HAWAIIAN AFFAIRS' PRO RATA SHARE OF PUBLIC LAND TRUST FUNDS.

~~Establishes a blank amount as the office of Hawaiian affairs' pro rata share of the public land trust. Transfers a blank amount less certain funds to the office of Hawaiian affairs for underpayment of the public land trust funds for 7/1/12 to 6/30/18. Requires the department of budget and finance to provide an annual accounting of receipts from lands described in section 5(f) of the Admissions Act. Establishes a committee to recommend the annual amount of the income and proceeds from the public land trust that the office of Hawaiian affairs shall receive annually. Appropriates funds. (SD1)~~

~~HWN/WTL/JDC,
WAM~~

~~[Measure deleted
on 02-20-18]~~

SB 2581

[\(SSCR2352\)](#)

[Status & Testimony](#)

RELATING TO THE KING KAMEHAMEHA CELEBRATION COMMISSION.

~~Increases the number of members on the King Kamehameha celebration commission from thirteen to fifteen. Establishes an executive director to be appointed by the commission.~~

~~HWN/JDC, WAM~~

~~[Measure deleted
on 02-20-18]~~

SB 2717, SD1

[\(SSCR2474\)](#)

[Status & Testimony](#)

RELATING TO CESSPOOLS.

~~Establishes a grant program and special fund to assist beneficiaries on Hawaiian home lands with cesspool upgrade, conversion, or connection costs. Establishes that a recipient of a cesspool upgrade grant shall not be eligible for the cesspool upgrade, conversion, or connection income tax credit. Appropriates moneys for the grant program. (SD1)~~

~~HWN/CPH, WAM~~

~~[Measure deleted
on 02-20-18]~~

SB 2666, SD1

[\(SSCR2128\)](#)

[Status & Testimony](#)

RELATING TO SUSTAINABLE DEVELOPMENT GOALS.

~~Codifies sustainable development goals based on the United Nations' Global Goal five, gender equality. Effective 7/1/2035. (SD1)~~

~~JDC, WAM~~

~~[Measure deleted
on 02-20-18]~~

SB 2671, SD1

[\(SSCR2129\)](#)

[Status & Testimony](#)

RELATING TO SUSTAINABLE DEVELOPMENT GOALS.

~~Codifies sustainable development goals based on the United Nations' Global Goal ten, reducing inequalities. Effective 7/1/2035. (SD1)~~

~~JDC, WAM~~

~~[Measure deleted
on 02-20-18]~~



<p><u>SB 2677, SD1</u> <u>(SSCR2130)</u> <u>Status & Testimony</u></p>	<p>RELATING TO SUSTAINABLE DEVELOPMENT GOALS. Codifies sustainable development goals based on the United Nations' Global Goal sixteen, relating to peace, justice, and strong institutions. Effective 7/1/2035. (SD1)</p>	<p>JDC, WAM [Measure deleted on 02-20-18]</p>
<p><u>SB 2887</u> <u>(SSCR2450)</u> <u>Status & Testimony</u></p>	<p>RELATING TO INTERNATIONAL AFFAIRS. Appropriates moneys for events recognizing the twenty-fifth anniversary of the sister state relationship between Hawai'i and Taiwan.</p>	<p>JDC/ETT, WAM [Measure deleted on 02-20-18]</p>
<p><u>SB 3037</u> <u>(SSCR2469)</u> <u>Status & Testimony</u></p>	<p>RELATING TO INTERNATIONAL EDUCATION PROGRAMS. Appropriates funds for the office of international affairs to fund by grant one or more programs sponsored or organized by the University of Hawaii community colleges or a four-year campus to implement international college experiences for Hawaii students enrolled at a University of Hawaii campus.</p>	<p>JDC/ETT/HRE, WAM [Measure deleted on 02-20-18]</p>
<p><u>SB 2228, SD1</u> <u>(SSCR2302)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. Authorizes a court to decree the forfeiture of all or any portion of the Employees' Retirement System benefits to which a member, former member, or retirant of state or county employment would otherwise have been entitled if the member, former member, or retirant is convicted of a felony that the court finds to be related to the employment of the member, former member, or retirant. Requires the employees' retirement system to comply with the court. Takes effect 1/1/2065. (SD1)</p>	<p>LBR/JDC, WAM [Measure deleted on 02-20-18]</p>
<p><u>SB 2333, SD1</u> <u>(SSCR2467)</u> <u>Status & Testimony</u></p>	<p>RELATING TO RETIREMENT SAVINGS. Establishes a retirement savings board to administer the Hawaii retirement savings plan. Establishes the Hawaii retirement savings plan administrative fund. Requires the board to report to the legislature before establishment of the Hawaii retirement savings plan. Requires the board to annually report to the governor and legislature. Requires a market analysis prior to establishment of the retirement savings plan. Gives the department of budget and finance interim rule-making authority. Appropriates funds. (SD1)</p>	<p>LBR, WAM [Measure deleted on 02-20-18]</p>
<p><u>SB 2351</u> <u>(SSCR2200)</u> <u>Status & Testimony</u></p>	<p>RELATING TO EQUAL PAY. Prohibits prospective employers from requesting or considering a job applicant's wage or salary history as part of an employment application process or compensation offer. Prohibits enforced wage secrecy and retaliation or discrimination against employees who disclose, discuss, or inquire about their own or coworkers' wages.</p>	<p>LBR/JDC, WAM [Measure deleted on 02-20-18]</p>
<p><u>SB 2364, SD1</u> <u>(SSCR2303)</u> <u>Status & Testimony</u></p>	<p>RELATING TO WORKERS' COMPENSATION. Prohibits employer disputes of workers' compensation claims without reasonable cause or while the claim is pending investigation. Establishes negotiation, notice, and review procedures for disputed claims. Establishes penalty for failure to negotiate in good faith. Permits service providers to charge interest on late bill payments. Takes effect 1/1/2045. (SD1)</p>	<p>LBR/JDC, WAM [Measure deleted on 02-20-18]</p>



SB 2366, SD1

[\(SSCR2443\)](#)

[Status & Testimony](#)

RELATING TO COLLECTIVE BARGAINING.
Requires the Labor Relations Board to deliver its orders and decisions by hand, USPS mail using a delivery confirmation, or electronically. Extends the time to hold a hearing on a complaint from 40 to 90 days. Repeals the requirement for the State to pay for witness fees and to conduct an audit. Establishes a collective bargaining dispute resolution special fund. Appropriates funds for one full-time equivalent (1.0 FTE) attorney position, one full-time equivalent (1.0 FTE) chief clerk position, and travel and interpreter costs. Takes effect 1/1/2050. (SD1)

LBR, WAM
[Measure deleted on 02-20-18]

SB 2375, SD1

[\(SSCR2307\)](#)

[Status & Testimony](#)

RELATING TO TEMPORARY DISABILITY INSURANCE.
Permits advanced practice registered nurses to certify an employee's disability. Increases the penalty for employers who fail to submit timely wage and employment information. Permits filing of an appeal of a decision on temporary disability insurance at the various statewide offices of the department of labor and industrial relations. Allows the department to send notices of hearings electronically or via first-class mail. Permits notice of a hearing to be posted on the department's webpage, when notice cannot be delivered. Allows parties to a hearing to appear in person, by telephone, or by other communication device. Takes effect 1/1/2019. (SD1)

LBR/CPH, WAM
[Measure deleted on 02-20-18]

SB 2515, SD1

[\(SSCR2417\)](#)

[Status & Testimony](#)

RELATING TO STATE EMPLOYMENT.
Repeals the authority for department heads to establish positions for special, research, and demonstration projects approved by the governor. Takes effect 1/1/2050. (SD1)

LBR, WAM
[Measure deleted on 02-20-18]

SB 2660

[\(SSCR2306\)](#)

[Status & Testimony](#)

RELATING TO MEDICAL COVERAGE.
In the event of a controverted workers' compensation claim, requires an injured employee's private health care plan to pay for or provide medical care, services, and supplies; provided that when the claim is accepted, the employer shall reimburse the private health care plan and injured employee. In the event of an accepted claim for leukemia, multiple myeloma, non-Hodgkin's lymphoma, or certain cancers by a firefighter with five or more years of service, requires an employer to be liable for 137 per cent of medical care, services, and supplies.

LBR/CPH, WAM
[Measure deleted on 02-20-18]

SB 2746, SD1

[\(SSCR2202\)](#)

[Status & Testimony](#)

RELATING TO INCOME WITHHOLDING FOR CHILD SUPPORT.
Amends the income withholding requirements to impose a fine against any employer who discharges from employment, refuses to employ, or takes disciplinary action against any noncustodial parent subject to income withholding, or who fails to comply with an order of assignment of future income. (SD1)

LBR/JDC, WAM
[Measure deleted on 02-20-18]

SB 2765, SD1

[\(SSCR2360\)](#)

[Status & Testimony](#)

RELATING TO INVESTMENT PERSONNEL OF THE EMPLOYEES' RETIREMENT SYSTEM.
Allows the Board of Trustees of the Employees' Retirement System to appoint one or more investment professionals and changes the status of investment specialists from civil service to exempt from civil service. (SD1)

LBR, WAM
[Measure deleted on 02-20-18]



SB 2801, SD1

(SSCR2199)

Status &
Testimony

~~RELATING TO THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS.~~

~~Establishes the Labor Law Enforcement Special Fund to finance the collection of penalties and fees for violations of labor law; establishes two positions, including an attorney and legal assistant, in the Department of the Attorney General to represent the Department of Labor and Industrial Relations in collecting penalties for violations of law. (SD1)~~

~~LBR/JDC, WAM
[Measure deleted
on 02-20-18]~~

SB 2805

(SSCR2204)

Status &
Testimony

~~RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION.~~

~~Authorizes the Hawaii Civil Rights Commission Executive Director to either issue a final conciliation demand or dismiss a discrimination complaint and issue a notice of right to sue after a determination of a reasonable cause of discrimination is made. Expressly does not extend the Executive Director's authority and discretion with respect to fair housing, to comply with the federal Fair Housing Act.~~

~~LBR/JDC, WAM
[Measure deleted
on 02-20-18]~~

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.

Senator Donovan M. Dela Cruz
Chair

