

HOUSE OF REPRESENTATIVES  
THE THIRTIETH LEGISLATURE  
REGULAR SESSION OF 2019

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COMMITTEE ON CONSUMER PROTECTION & COMMERCE

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Rep. Rida Cabanilla Arakawa      Rep. Richard H.K. Onishi  
Rep. Romy M. Cachola      Rep. Lauren Matsumoto  
Rep. Sharon E. Har

NOTICE OF HEARING

DATE: Tuesday, February 12, 2019  
TIME: 2:00 p.m.  
PLACE: Conference Room 329  
State Capitol  
415 South Beretania Street

A G E N D A

<u>HB 112</u> <u>(HSCR239)</u> <u>Status</u>	RELATING TO TAXATION. Requires a tax clearance before a professional or vocational license may be issued or renewed. Applies to taxable years after 12/31/2020.	IAC, CPC, FIN
<u>HB 1093, HD1</u> <u>(HSCR163)</u> <u>Status</u>	RELATING TO TRANSPORTATION NETWORK COMPANIES. Establishes rules, regulations, and permitting procedures for transportation network companies operating in the State. Makes permanent insurance requirements for transportation network companies and transportation network drivers. Appropriates funds. (HB1093 HD1)	TRN, CPC, FIN
<u>HB 1033, HD1</u> <u>(HSCR117)</u> <u>Status</u>	RELATING TO MANDATORY VESSEL INSURANCE COVERAGE. Requires owners of certain vessels that operate in and on state ocean waters to obtain marine insurance coverage of a specific type and amount. Provides a limited exemption for transient vessels. Authorizes the DLNR to adopt administrative rules concerning marine insurance. (HB1033 HD1)	WLH, CPC, FIN
<u>HB 332, HD1</u> <u>(HSCR216)</u> <u>Status</u>	RELATING TO CHECK CASHING. Requires check cashers to be registered with DCCA and to offer a voluntary payment plan to customers under certain circumstances. Establishes the terms of voluntary payment plans. Clarifies that a customer may only have one outstanding deferred deposit transaction from any source. Amends notices to customers required of check cashers. Removes the exemption for persons engaged in the bona fide retail sale of goods or services. Requires the Auditor to conduct a sunrise analysis of the regulation of payday lenders and deferred deposit agreements in the State. (HB332 HD1)	IAC, CPC, FIN



<u>HB 241, HD1</u> <u>(HSCR162)</u> <u>Status</u>	RELATING TO MOTOR VEHICLES. Establishes a task force in DCCA to develop proposed legislation for the regulation of peer-to-peer motor vehicle sharing companies. (HB241 HD1)	TRN, CPC, FIN
<u>HB 762, HD1</u> <u>(HSCR36)</u> <u>Status</u>	RELATING TO SINGLE-USE PLASTIC STRAWS. Prohibits a full-service restaurant from providing a single-use plastic straw to a consumer unless requested by the consumer. (HB762 HD1)	EEP, CPC, JUD
<u>HB 1585, HD1</u> <u>(HSCR227)</u> <u>Status</u>	RELATING TO THE ENVIRONMENT. Requires the Department of Business, Economic Development, and Tourism that provides rebates to persons who install a new electric vehicle charging system or upgrade an existing electric vehicle charging system. Creates, and appropriates moneys out of, the electric vehicle charging station rebate program special fund. Amends the uses funds from the energy security special fund may be used for. (HB1585 HD1)	EEP/TRN, CPC, FIN
<u>HB 1564, HD1</u> <u>(HSCR225)</u> <u>Status</u>	RELATING TO COASTAL ZONE MANAGEMENT. Establishes the Hawaii Beach Preservation Revolving Fund within the State Treasury. Establishes a low-interest Contingent Mortgage Financing Pilot Program to encourage certain shoreline property owners to relocate mauka of expected sea level rise and erosion hazard zones. Amends coastal zone management laws to further protect against impacts of sea level rise and coastal erosion. Appropriates funds. (HB1564 HD1)	EEP/WLH, CPC, FIN
<u>HB 546, HD1</u> <u>(HSCR235)</u> <u>Status</u>	RELATING TO INTOXICATING LIQUOR. Permits a small craft producer pub licensee to manufacture not more than 125,000 barrels of malt beverages on the licensee's premises per year. Allows brewpub licensees and small craft producer pub licensees to conduct certain activities at satellite locations. Clarifies the definition of "growler". Allows brewpub licensees and small craft producer pub licensees who manufacture beer solely in the State to obtain a direct shipper permit. (HB546 HD1)	EDB, CPC, FIN
<u>HB 887, HD1</u> <u>(HSCR172)</u> <u>Status</u>	RELATING TO INTOXICATING LIQUOR. Includes certain spirits-based beverages in the definition of cooler beverage. Repeals the definition of draft beer. Applies the same tax rate to all beer. (HB887 HD1)	EDB, CPC, FIN
<u>HB 861, HD1</u> <u>(HSCR118)</u> <u>Status</u>	RELATED TO LAND USE. Requires the Office of Planning, in consultation with the Land Use Commission, Real Estate Commission, and the Department of Planning and Permitting, to study and report on deficiencies in the land subdivision and condominium property regime laws that may result in land being developed contrary to the legislative intent of those laws. (HB861 HD1)	WLH, CPC, FIN
<u>HB 959, HD1</u> <u>(HSCR166)</u> <u>Status</u>	RELATING TO HOMEOWNERSHIP. Establishes revolving funds for the development of for-sale affordable homeownership housing projects. Provides interim construction financing to qualified nonprofit housing trust organizations. Provides loans to self-help housing organizations. (HB959 HD1)	HSG/EDB, CPC, FIN



<u>HB 269, HD1</u> <u>(HSCR217)</u> <u>Status</u>	RELATING TO SELF-SERVICE STORAGE. Authorizes the sale of stored property insurance by self-service storage facility owners under certain conditions. Requires self-service storage facility owners to hold a limited lines license in order to sell, solicit, or offer coverage under a stored property insurance policy. (HB269 HD1)	IAC, CPC, FIN
<u>HB 1407, HD1</u> <u>(HSCR224)</u> <u>Status</u>	RELATING TO THE ENVIRONMENT. Expands the scope of the carbon offset program and authorizes six new positions within the program. Establishes a carbon offset revolving fund to assist in the fulfillment of the purposes of the carbon offset program. Appropriates funds. (HB1407 HD1)	EEP/WLH, CPC, FIN
<u>HB 272, HD1</u> <u>(HSCR241)</u> <u>Status</u>	RELATING TO TELECOMMUNICATIONS. Exempts public telecommunications utilities that provide basic exchange service to every county of the State from the regulatory jurisdiction of the Public Utilities Commission, including provisions governing financial reporting, rate regulation, issuance of securitized assets, disposal of property, and affiliate interests. (HB272 HD1)	IAC, CPC, FIN
<u>HB 550, HD1</u> <u>(HSCR125)</u> <u>Status</u>	RELATING TO RENEWABLE ENERGY. Requires the Public Utilities Commission to study the feasibility of implementing renewable portfolio standards to encourage the use of renewable energy by gas utility companies. Amends the renewable portfolio standard interim goals for 2030 and 2040 to accelerate the adoption of renewable energy. Appropriates funds. (HB550 HD1)	EEP, CPC, FIN
<u>HB 452, HD1</u> <u>(HSCR212)</u> <u>Status</u>	RELATING TO PREFERENTIAL ELECTRICITY RATES FOR PROTECTED AGRICULTURE. Authorizes the Public Utilities Commission to establish preferential electricity rates for agricultural activities that utilize protected agriculture to produce fruits or vegetables for distribution. (HB452 HD1)	AGR/EEP, CPC, FIN
<u>HB 475, HD1</u> <u>(HSCR234)</u> <u>Status</u>	RELATING TO TAXATION OF REAL ESTATE INVESTMENT TRUSTS. Disallows dividends paid deduction for real estate investment trusts. (HB475 HD1)	EDB, CPC, FIN

The following measure(s) were previously heard on **Tuesday, February 5, 2019**. No public testimony will be accepted.

<u>HB 76</u> <u>Status</u>	RELATING TO NONJUDICIAL FORECLOSURES. Provides an explicit grant of power of sale to condominium associations and planned community associations for the purposes of enforcing association liens under the power of sale procedures in state foreclosure law.	CPC, JUD
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HB 811 RELATING TO CONDOMINIUMS. CPC, JUD  
Status Revives for 1 year specified sections of repealed chapter 514A, HRS, to allow developers whose condominium property regimes were issued an effective date pursuant to sections 514A-40 and 514A-41, HRS, to update their public reports without revising any of the associated documents and have their public reports and disclosure abstracts treated as non-expiring developer's public reports under part IV of chapter 514B, HRS.

The following measure(s) were previously heard on **Wednesday, February 6, 2019**. No public testimony will be accepted.

HB 62 RELATING TO MOTOR VEHICLE REPAIRS. CPC, FIN  
Status Prohibits vehicle insurers from charging insureds an additional fee for repairs made with original equipment manufacturer parts if the vehicle manufacturer recommends original equipment manufacturer parts.

HB 68 RELATING TO CONSUMER PROTECTION. CPC, JUD  
Status Prohibits a merchant from adopting a warranty policy that requires a purchaser to pay an additional fee to obtain a repair, replacement, or refund for goods returned pursuant to the warranty.

HB 331 RELATING TO TAXATION. CPC, FIN  
Status Amends the excise tax rate on large cigars.

#### 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: 20 copies (including an original) to Room 426 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-6221 (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 586-6170 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.



*T. Takumi*

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Rep. Roy M. Takumi  
Chair

Hearing CPC 02-12-19

