

Ka 'Aha Kenekoa
THE SENATE

Ka 'Aha 'Ōlelo Kanakolu
THE THIRTIETH LEGISLATURE

'Aha Kau Kānāwai 2019
REGULAR SESSION OF 2019

Ke Kōmike Ho'okolokolo
COMMITTEE ON JUDICIARY
Kenekoa/Senator Karl Rhoads, Luna Ho'omalu/Chair
Kenekoa/Senator Glenn Wakai, Hope Luna Ho'omalu/Vice Chair

Ke Kōmike Ki'ina Hana a me nā Kumuwaiwai
COMMITTEE ON WAYS AND MEANS
Senator Donovan M. Dela Cruz, Chair
Senator Gilbert S.C. Keith-Agaran, Vice Chair

'Ōlelo Ho'olaha No Ka Ho'oholo Mana'o 'Ana
NOTICE OF DECISION MAKING

Lā / DATE: Pō'aluā, Pepeluali 26, 2019 / Tuesday, February 26, 2019
Hala / TIME: 10:00 am
Wahi / PLACE: Lumi 'Aha Kūkā 211 / Conference Room 211
Ke Kapikala Moku'āina / State Capitol
415 South Beretania Street

Papa Kumuhana
A G E N D A

Ua pau ka/nā pila ma lalo nei i ka ho'olohe 'ia e nā kōmike i pili i ke/nā kumuhana o ia (mau) pila:
The following measure(s) were previously heard in their respective subject matter committees:

SB 1463, SD1 (SSCR632) Status & Testimony	RELATING TO TAXATION Replaces the environmental response, energy, and food security tax with a carbon emissions tax. Repeals state fuel taxes under the fuel tax law. Requires the Department of Business, Economic Development, and Tourism to submit an annual report to the Legislature. Takes effect 1/1/2021; provided that repeal of the fuel tax credit for commercial fishers takes effect beginning with taxable years after 12/31/2019. (SD1)	AEN/EET, WAM/JDC
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<p>SB 1310, SD1 (SSCR321) Status & Testimony</p>	<p>RELATING TO INDIVIDUAL HOUSING ACCOUNTS. Establishes the individual housing accounts savings board to administer the individual housing accounts savings program and individual housing accounts savings program administrative fund. Requires the board to annually report to the governor and legislature. Requires a taxpayer to pay a penalty of ten per cent of any amounts distributed before three hundred sixty-five days from the date the amounts were made as a contribution. Allows taxpayers to open an individual housing account in the name of the taxpayer's dependent upon birth. Authorizes the use of an individual housing account to provide assistance during economic hardships or for capital improvement for homeownership, cemetery and mortuary services, and senior housing. Authorizes the establishment an individual housing account to make payments for first month's rent or a rental deposit or to provide funding for downpayment assistance or closing costs on a principal residence. Includes community development financial institutions as authorized trustees of individual housing accounts. Makes an appropriation. (SD1)</p>	<p>HOU, WAM/JDC</p>
<p>SB 227, SD1 (SSCR140) Status & Testimony</p>	<p>RELATING TO IMMIGRATION. Makes an appropriation to the Department of Human Services to contract with non-profit providers to provide access to legal counsel to immigrants in immigration proceedings. (SD1)</p>	<p>HMS, JDC/WAM</p>
<p>SB 412, SD1 (SSCR411) Status & Testimony</p>	<p>RELATING TO VOTING. Requires that any person who is eligible to vote and applies for a new or renewal motor vehicle driver's license, provisional license, or instruction permit, or a new, renewal, or duplicate identification card be automatically registered to vote if that person is not already registered to vote unless the applicant affirmatively declines to be registered to vote. Authorizes access to and electronic transmission of databases maintained or operated by the counties or the department of transportation containing driver's license or identification card information to election officials and the statewide voter registration system. Effective 1/1/2020. (SD1)</p>	<p>TRS, JDC/WAM</p>
<p>SB 477, SD1 (SSCR448) Status & Testimony</p>	<p>RELATING TO EDUCATION. Allows the Department of Education to provide sexual abuse and sex trafficking prevention training to certain staff. Requires DOE to make available to certain staff explanatory information about protocols that DOE has approved for providing services to victims of sexual abuse and sex trafficking. (SD1)</p>	<p>EDU, JDC/WAM</p>
<p>SB 554, SD1 (SSCR404) Status & Testimony</p>	<p>RELATING TO STATE WATER CODE PENALTIES. Adds a minimum penalty of \$50 per violation of the state water code and makes each day that a violation exists or continues a separate offense. Requires the Commission on Water Resource Management to determine the amount of the penalty based on the circumstances of the violation. Takes effect 12/31/2050. (SD1)</p>	<p>WTL, JDC/WAM</p>

<p><u>SB 567, SD1</u> <u>(SSCR591)</u> <u>Status & Testimony</u></p>	<p>RELATED TO MENTAL HEALTH TREATMENT. Requires an individual to be examined upon commitment to a psychiatric facility for involuntary hospitalization to determine whether an assisted community plan is indicated and, if so, requires the department of the attorney general to assist with the petition for assisted community treatment and related court proceeding. Requires the department of health to convene a mental health emergencies task force. (SD1)</p>	<p>CPH, JDC/WAM</p>
<p><u>SB 728, SD1</u> <u>(SSCR157)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS. Increases the maximum amount of public funds available to each candidate running for the board of trustees of the office of Hawaiian affairs to fifteen per cent of the expenditure limit established for each election. Increases the amount each board of trustees candidate must raise in order to qualify for public funds. (SD1)</p>	<p>HWN, JDC/WAM</p>
<p><u>SB 759, SD1</u> <u>(SSCR33)</u> <u>Status & Testimony</u></p>	<p>RELATING TO AGRICULTURE. Requires the Department of Agriculture to establish a 2-year Agricultural Theft and Vandalism Pilot Project to examine the effectiveness of prosecuting agricultural theft and agricultural vandalism in the counties of Hawaii and Maui. Appropriates funds. (SD1)</p>	<p>AEN, JDC/WAM</p>
<p><u>SB 819, SD1</u> <u>(SSCR370)</u> <u>Status & Testimony</u></p>	<p>RELATING TO PRESCRIPTIVE AUTHORITY FOR CERTAIN CLINICAL PSYCHOLOGISTS. Authorizes and establishes procedures and criteria for prescriptive authority for clinical psychologists who meet specific education, training, and registration requirements. Requires the Board of Psychology to accept applications for prescriptive authority privilege beginning 7/1/2022. Requires the Board of Psychology to report to the Legislature prior to the Regular Session of 2021. Sunsets on 8/31/2025. Effective 7/1/2050. (SD1)</p>	<p>CPH, JDC/WAM</p>
<p><u>SB 921, SD1</u> <u>(SSCR17)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL. Creates a division within the Department of the Attorney General to provide legal advice regarding Hawaiian shoreline public access rights. Makes an appropriation. (SD1)</p>	<p>WTL, JDC/WAM</p>
<p><u>SB 941, SD1</u> <u>(SSCR464)</u> <u>Status & Testimony</u></p>	<p>RELATING TO AGRICULTURAL LANDS. Requires an owner or occupier of agricultural land to notify the Land Use Commission of the agricultural uses for which land was subdivided. Grants the Commission enforcement authority over conditions, restrictions, uses, and subdivision of agricultural lands, including the right to enter and inspect lands, issue orders, and impose fines or liens for violations. Appropriates funds. (SD1)</p>	<p>AEN/WTL, JDC/WAM</p>
<p><u>SB 1033, SD1</u> <u>(SSCR659)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE LICENSURE OF MIDWIVES. Establishes licensure of midwives. Exempts Native Hawaiian healers from licensure requirements. Requires registration for current practicing midwives by 1/1/2024, and thereafter full licensure must be obtained. Provides provisional licensure until full licensure can be obtained. Appropriates funds from the compliance resolution fund. Effective 7/1/2050. (SD1)</p>	<p>CPH, JDC/WAM</p>

<p><u>SB 1051, SD1</u> <u>(SSCR368)</u> <u>Status & Testimony</u></p>	<p>RELATING TO HOMELESS INDIVIDUALS WITH SEVERE MENTAL ILLNESS. Requires the department of human services to establish a task force to determine specific implementation requirements necessary to establish a pilot program to provide shelter and mental health treatment for homeless individuals with severe mental illness or severe co-occurring mental illness and substance use disorders who are subject to court-ordered guardianship. Appropriates funds. (SD1)</p>	<p>HMS/CPH, JDC/WAM</p>
<p><u>SB 1143, SD1</u> <u>(SSCR331)</u> <u>Status & Testimony</u></p>	<p>RELATING TO COLLECTIVE BARGAINING. Expands the types of employee information government agencies are required to disclose, upon written request, to employees' exclusive representatives. Requires that information regarding new hire employees under the collective bargaining disclosure requirements of section 89-16.6, Hawaii Revised Statutes, be provided to the appropriate exclusive representatives within one payroll period. Takes effect on 1/1/2051. (SD1)</p>	<p>LCA, JDC/WAM</p>
<p><u>SB 1204, SD1</u> <u>(SSCR575)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND DEFINITIONS. Amends the definitions of "dependent-beneficiary" and "employee-beneficiary" as used in chapter 87A, Hawaii Revised Statutes. Clarifies the eligibilities of surviving children to receive benefits. Updates references related to marriage to account for civil unions in interpreting who is a "dependent-beneficiary" and "employee-beneficiary". Takes effect 1/1/2051. (SD1)</p>	<p>LCA, JDC/WAM</p>
<p><u>SB 1292, SD1</u> <u>(SSCR664)</u> <u>Status & Testimony</u></p>	<p>RELATING TO TRANSIENT ACCOMMODATIONS. Part I: Describes the purpose of this Act. Part II: Adds definitions to the TAT law. Amends the definition of "transient accommodations" to include additional forms of transient accommodations. Part III: Makes it unlawful for a hosting platform to provide, and collect a fee for, booking services regarding transient accommodations if the operator is not registered with the Department of Taxation. Establish additional options for counties to obtain relief for violations of county ordinances or rules. Specifies that where a county seeks injunctive relief for violations related to single-family transient vacation rental units, the county need not show irreparable injury. Part IV: Amends requirements relating to transient accommodations tax certificates of registration to ensure greater transparency. Part V: Allows a transient accommodations broker to register as a GET and TAT tax collection agent for its operators and plan managers. (SD1)</p>	<p>EET/CPH, JDC/WAM</p>
<p><u>SB 1419, SD1</u> <u>(SSCR280)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE UNIVERSITY OF HAWAII. Requires the University of Hawaii to include all long-term leases the university enters into with the intent to purchase as part of its capital improvement projects budget request. (SD1)</p>	<p>HRE, JDC/WAM</p>

He hālāwai ho‘oholo mana‘o wale nō, ‘a‘ohe ‘ōlelo hō‘ike ha‘i waha e ‘ae ‘ia.
Decision making meeting only, no oral testimony will be accepted.

‘O nā kānaka i makemake e waiho mai i ‘ōlelo hō‘ike i kikokiko/kākau ‘ia, hiki nō a hiki i 24 hola ma mua o ka ho‘omaka ‘ana o ka hālāwai ho‘oholo mana‘o.

Persons wishing to submit written testimony may do so up to 24 hours prior to the hearing.

E waiho mai i kāu ‘ōlelo hō‘ike no ke Kōmike Ho‘okolokolo ma o ke kaomi ‘ana ma ‘ane‘i.

Click [here](#) to submit testimony to the Senate Committee on Judiciary.

No Nā Papa ‘Ōlelo Ho‘olaha I Ho‘ololi ‘Ia: Kahawaena ‘ia nā pila i kāpae ‘ia a kahalalo ‘ia nā pila i pāku‘i ‘ia. Kahawaena ‘ia me ke kahalalo pū ‘ia nā pila i kāpae ‘ia mai ka papa kumumana‘o.

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.

No nā mea pono kōkua unuhi, a i ‘ole kekahi mau mea lawelawe ‘ē a‘e no ke komo ‘ana i nā hanana ma ka ‘aha ho‘olohe, e kāhea aku i ke kākau ‘ōlelo kōmike he 24 hola ma ka li‘ili‘i loa ma mua o ka ‘aha ho‘olohe i mea e hiki ai ke ho‘omākaukau pono.

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.

No Ka ‘Ike ‘Ē A‘e, E Kelepona Aku I Ke Kākau ‘Ōlelo Kōmike Ma (808) 586-6130.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 586-6130.

Kenekoa/ Senator Donovan M. Dela Cruz
Luna Ho‘omalū/Chair

Kenekoa/Senator Karl Rhoads
Luna Ho‘omalū/Chair