

THE SENATE
THE THIRTIETH LEGISLATURE
REGULAR SESSION OF 2020

[COMMITTEE ON WAYS AND MEANS](#)

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

[COMMITTEE ON JUDICIARY](#)

Senator Karl Rhoads, Chair
Senator Jarrett Keohokalole, Vice Chair

NOTICE OF DECISION MAKING

DATE: Wednesday, February 26, 2020
TIME: 1:10 P.M.
PLACE: Conference Room 211
State Capitol
415 South Beretania Street

A G E N D A

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

[SB 1363, SD1](#)

[\(SSCR555\)](#)

[Status &
Testimony](#)

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

Establishes \$ _____ as the Office of Hawaiian Affairs' pro rata share of the public land trust. Transfers \$ _____ less certain funds to the Office of Hawaiian Affairs for underpayment of the public land trust funds for 7/1/2012 to 6/30/2019. Requires the Director of Finance to make up the difference between a specified minimum amount and an amount of public land trust receipts from an agency to the Office of Hawaiian Affairs by transferring the difference into the carry-forward trust holding account. Requires the Department of Land and Natural Resources to provide an annual accounting of receipts from lands described in section 5(f) of the Admission 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,
WAM/JDC

[SB 1443](#)

[\(SSCR578\)](#)

[Status &
Testimony](#)

RELATING TO THE HAWAII TECHNOLOGY DEVELOPMENT CORPORATION.

Prohibits a company from receiving a grant in consecutive years under the manufacturing development program.

TEC, WAM/JDC

[SB 2205, SD1](#)

[\(SSCR2885\)](#)

[Status &
Testimony](#)

RELATING TO IMPORTANT HOUSING LANDS.

Establishes that important housing lands are public lands owned by the State that are located within 1.0 miles of any rail mass transit station and needed to promote the development of homes priced below market rates for Hawaii residents who are owner-occupants and own no other real property, in perpetuity. Requires the State and counties to identify and designate important housing lands. Appropriates funds. (SD1)

HOU, WAM/JDC

<p><u>SB 2214, SD1</u> <u>(SSCR2530)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO HOUSING. Requires state or county agencies to issue discretionary permits for housing development projects that meet certain requirements within sixty days of receipt of a permit application deemed to be complete by the receiving state or county agency. (SD1)</p>	<p>HOU/PSM, WAM/JDC</p>
<p><u>SB 2216, SD1</u> <u>(SSCR2404)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO TAXATION. Establishes an empty homes conveyance tax against certain residential property owners who own a vacant residential unit in the State. (SD1)</p>	<p>HOU, WAM/JDC</p>
<p><u>SB 2235, SD1</u> <u>(SSCR2824)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO THE USE OF INTOXICANTS WHILE OPERATING A VEHICLE. Deposits fines for repeat offenders, habitual offenders, and offenders who operate a vehicle after license and privilege have been suspended or revoked for operating a vehicle under the influence of an intoxicant into a state drug and alcohol toxicology testing laboratory special fund to be administered by the Department of Health. (SD1)</p>	<p>TRS/PSM, WAM/JDC</p>
<p><u>SB 2282, SD1</u> <u>(SSCR2783)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO AGRICULTURE. Establishes the agricultural enforcement program and agricultural enforcement special fund within the Department of Agriculture. Authorizes the Board of Agriculture and agricultural enforcement officers to exercise police powers. Extends to the agricultural enforcement program the applicability of certain statutory provisions relating to the law enforcement officer independent review board; possession of electric guns; the law enforcement standards board; emergency vehicles; and worker's compensation for volunteer emergency response personnel. Authorizes the use of funds in the agricultural development and food security special fund for protection of agricultural resources. Appropriates funds. (SD1)</p>	<p>AEN, WAM/JDC</p>
<p><u>SB 2383</u> <u>(SSCR2731)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO LESS THAN LETHAL FORCE. Requires the department of public safety to review its policies and procedures governing the use of force, weapons, and equipment. Requires the law enforcement standards board to review the department's use of force training. Appropriates funds for training, equipment, and related records management for the department.</p>	<p>PSM, WAM/JDC</p>
<p><u>SB 2629, SD1</u> <u>(SSCR2833)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO THE ENVIRONMENT. Requires state agencies to participate in a carbon offset program to offset carbon emissions caused by their employees' air travel. Requires the Department of Land and Natural Resources and Department of Budget and Finance to establish and administer a carbon offset program. (SD1)</p>	<p>WTL/GVO, WAM/JDC</p>

<p><u>SB 2708, SD1</u> <u>(SSCR2459)</u> Status & Testimony</p>	<p>RELATING TO AGRICULTURAL ENTERPRISES. Authorizes the Department of Agriculture to plan, design, construct, operate, manage, maintain, repair, demolish, and remove infrastructure on any lands under the jurisdiction of the department, to support and promote agriculture. Establishes the agricultural enterprise program. Establishes the Agricultural Enterprise Special Fund. Requires the Board of Agriculture to annually report an accounting of non-agricultural park lessees to the Legislature. Makes an appropriation. (SD1)</p>	<p>AEN, WAM/JDC</p>
<p><u>SB 2795, SD1</u> <u>(SSCR2394)</u> Status & Testimony</p>	<p>RELATING TO ADDRESS CONFIDENTIALITY. Appropriates funds for one full-time equivalent (1.0 FTE) position, operating costs, and equipment to support the Office of the Lieutenant Governor in administering the Address Confidentiality Program. (SD1)</p>	<p>GVO, WAM/JDC</p>
<p><u>SB 2888, SD1</u> <u>(SSCR2751)</u> Status & Testimony</p>	<p>RELATING TO STATEWIDE INTEROPERABLE PUBLIC SAFETY COMMUNICATIONS. Establishes a Statewide Interoperable Communications Executive Committee for public safety communications and the position of the Statewide Interoperable Communications Coordinator. (SD1)</p>	<p>PSM/TEC, WAM/JDC</p>
<p><u>SB 2922, SD1</u> <u>(SSCR2692)</u> Status & Testimony</p>	<p>RELATING TO TRANSIENT ACCOMMODATIONS TAX. Amends the transient accommodations tax law to repeal the misdemeanor penalty for failing to register and replacing it with a civil fine structure and to make various technical amendments. (SD1)</p>	<p>EET, WAM/JDC</p>
<p><u>SB 2951</u> <u>(SSCR2532)</u> Status & Testimony</p>	<p>RELATING TO SHORT-TERM RENTAL ASSISTANCE. Creates the short-term rental assistance fund; establishes the short-term rental assistance program.</p>	<p>HOU/HMS, WAM/JDC</p>
<p><u>SB 3106, SD1</u> <u>(SSCR2602)</u> Status & Testimony</p>	<p>RELATING TO INDUSTRIAL HEMP. Requires DOA to establish a permanent hemp program pursuant to federal law, and a corresponding special fund. Requires DOH to adopt rules for the licensing, inspection, and regulation of industrial hemp processing facilities. Reduces or repeals certain regulatory provisions of existing hemp pilot program. Establishes authorized cultivation of hemp as affirmative defense. Excludes hemp from the definition of marijuana. Requires chairperson of board of agriculture to prepare a state plan for approval of the federal Secretary of Agriculture and report on the approval process to legislature and governor. Appropriates funds. Takes effect 7/1/2050. (SD1)</p>	<p>AEN/CPH, WAM/JDC</p>
<p><u>SB 146</u> <u>(SSCR563)</u> Status & Testimony</p>	<p>RELATING TO THE STATE FIRE COUNCIL. Authorizes the State Fire Council to use moneys in the reduced ignition propensity cigarette program special fund to support the duties and responsibilities of the state fire council. Specifies the testing procedures of the reduced ignition propensity cigarette program. Provides that a manufacturer of cigarettes that fail certain testing may be subject to civil penalties.</p>	<p>PSM, JDC/WAM</p>

<p><u>SB 410</u> <u>(SSCR115)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE TRAFFIC CODE. Increases the penalties for those who violate the pedestrians' right-of-way in crosswalks.</p>	<p>TRS, JDC/WAM</p>
<p><u>SB 568</u> <u>(SSCR246)</u> <u>Status & Testimony</u></p>	<p>RELATING TO DRIVER'S LICENSES. Excludes gender or sex markers from limited purpose driver's licenses and limited purpose provisional driver's licenses.</p>	<p>TRS, JDC/WAM</p>
<p><u>SB 591</u> <u>(SSCR236)</u> <u>Status & Testimony</u></p>	<p>RELATING TO PUBLIC SCHOOLS. Increases the amount of damages allowed for public school restitution agreements from \$3,500 to \$10,000.</p>	<p>EDU, JDC/WAM</p>
<p><u>SB 1253, SD1</u> <u>(SSCR499)</u> <u>Status & Testimony</u></p>	<p>RELATING TO PENALTIES FOR VIOLATIONS ON CERTAIN STATE LANDS. Decriminalizes traffic infractions within natural area reserves, game management areas, wildlife sanctuaries, and public hunting areas. Takes effect 12/31/2050. (SD1)</p>	<p>WTL/TRS, JDC/WAM</p>
<p><u>SB 1256, SD1</u> <u>(SSCR500)</u> <u>Status & Testimony</u></p>	<p>RELATING TO CERTAIN PENALTIES FOR VIOLATIONS OF SUBTITLE 4. Amends fines for destroying or harvesting trees or tree products, including koa, on state forest reserves lands to an amount up to \$10,000 or three times the market value at the time and place of the violation for each tree, whichever is greater, in addition to any costs associated with restoration or replacement of the habitat and damages to public land or natural resources, or any combination thereof. Clarifies that any person violating any provision of part II (Forest Reserves) of chapter 183, Hawaii Revised Statutes, or any rule adopted pursuant thereto, other than section 183-17, Hawaii Revised Statutes, shall be guilty of a petty misdemeanor. Decriminalizes traffic infractions within forest reserves and sets fine amounts. Repeals the general penalty provision of section 183-4, Hawaii Revised Statutes. Takes effect 12/31/2050. (SD1)</p>	<p>WTL/TRS, JDC/WAM</p>
<p><u>SB 1289, SD1</u> <u>(SSCR649)</u> <u>Status & Testimony</u></p>	<p>RELATING TO ROOFTOP SOLAR INSTALLATION. Prohibits the issuance of building permits beginning on January 1, 2022, for new single-family dwellings that are part of a development of twenty or more dwellings and do not include a rooftop solar energy generation system, unless a variance is granted. (SD1)</p>	<p>EET/HOU, JDC/WAM</p>
<p><u>SB 1352</u> <u>(SSCR111)</u> <u>Status & Testimony</u></p>	<p>RELATING TO INDUSTRIAL HEMP. Clarifies that financial institutions are authorized to conduct business with persons and entities that lawfully deal with industrial hemp.</p>	<p>CPH, JDC/WAM</p>
<p><u>SB 1543, SD1</u> <u>(SSCR633)</u> <u>Status & Testimony</u></p>	<p>RELATING TO PROCUREMENT. Prohibits the expenditure of state funds by state agencies for the purchase of beverages in plastic bottles or rigid plastic containers, except under certain circumstances. (SD1)</p>	<p>AEN/GVO, JDC/WAM</p>

<p><u>SB 2005</u> <u>(SSCR2343)</u> <u>Status &</u> <u>Testimony</u></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 1/1/2021.</p>	<p>TRS, JDC/WAM</p>
<p><u>SB 2043, SD1</u> <u>(SSCR2346)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO LEASEHOLD CONDOMINIUMS ON STATE LAND. Authorizes the Hawaii housing finance and development corporation, Hawaii community development authority, and Hawaii public housing authority to sell leasehold units in residential condominiums located on state lands. (SD1)</p>	<p>HOU, JDC/WAM</p>
<p><u>SB 2137, SD1</u> <u>(SSCR2313)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO ELECTIONS. Authorizes election officials to establish additional voter service centers. (SD1)</p>	<p>PSM, JDC/WAM</p>
<p><u>SB 2227, SD1</u> <u>(SSCR2617)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO ELECTRONIC SMOKING PRODUCTS. Requires that e-liquid and electronic smoking devices be included within the definition of "tobacco products", as used in the cigarette tax and tobacco tax law. Increases the license fee for persons engaged as a wholesaler or dealer of cigarettes and tobacco products. Increases the retail tobacco permit fee for retailers engaged in the retail sale of cigarettes and tobacco products. Allocates a portion of funds collected on excise taxes on tobacco products to fund health education, prevention, and nicotine cessation programs for youth, regarding the risks and dangers of the use of electronic smoking devices. Repeals certain provisions of the Hawaii Revised Statutes relating to electronic smoking devices. Effective 9/1/2020. (SD1)</p>	<p>CPH, JDC/WAM</p>
<p><u>SB 2257, SD1</u> <u>(SSCR2303)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO EDUCATION. Amends the minimum qualifications for nominees to the State Public Charter School Commission to require residency in the State. Provides that commission members may be reimbursed for necessary and reasonable travel expenses incurred in the conduct of official commission business.</p>	<p>EDU, JDC/WAM</p>
<p><u>SB 2271, SD1</u> <u>(SSCR2340)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO SAFETY EQUIPMENT. Requires Department of Education school football programs to ensure that each non-new football and privately purchased football helmet and other safety equipment used in a football program is reconditioned and recertified at least once every two years. (SD1)</p>	<p>EDU, JDC/WAM</p>

<p>SB 2307, SD1 (SSCR2466) Status & Testimony</p>	<p>RELATING TO STATE PROCUREMENT OF WIFI AND INTERNET SERVICES. Requires that all state and state funded facilities have internet computer and wireless access filters to restrict access to pornography sites. Exempts state-owned housing and dormitories. (SD1)</p>	<p>GVO/TEC, JDC/WAM</p>
<p>SB 2310, SD1 (SSCR2462) Status & Testimony</p>	<p>RELATING TO CHILD SUPPORT. Requires certain amounts of child support moneys collected by the Department of Human Services (DHS) for public assistance of a child to pass through to the family receiving public assistance. Requires DHS to disregard passed through child support payments when calculating the income of an applicant for or recipient of public assistance. Increases the maximum fine for an 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 to pay child support. Appropriates funds. Effective 7/1/2021. (SD1)</p>	<p>HMS, JDC/WAM</p>
<p>SB 2391 (SSCR2374) Status & Testimony</p>	<p>RELATING TO THE HAWAIIAN HOMES COMMISSION. Allows the Hawaiian homes commission or the department of Hawaiian home lands to retain independent legal counsel as needed. Authorizes the Hawaiian homes commission and the department of Hawaiian home lands to use the services of the attorney general as needed and when the interests of the State, Hawaiian homes commission, and department of Hawaiian home lands are aligned. Provides that funds paid to independent legal counsel shall be paid by the State.</p>	<p>HWN, JDC/WAM</p>
<p>SB 2401, SD1 (SSCR2503) Status & Testimony</p>	<p>RELATING TO TRAFFIC VIOLATIONS. Repeals several exemptions from the prohibition on operating a pickup truck with a passenger seated in the bed or load-carrying area, including the exemption that allows passengers over twelve years of age to ride in the bed or load-carrying area. Reduces the fine for violating the prohibition. (SD1)</p>	<p>TRS, JDC/WAM</p>
<p>SB 2414 (SSCR2354) Status & Testimony</p>	<p>RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS. Amends ballot requirements to display candidates for the office of Hawaiian affairs, board of trustees, by residency and non-residency requirements and to randomize the order of candidate names within those groupings.</p>	<p>HWN, JDC/WAM</p>
<p>SB 2476, SD1 (SSCR2595) Status & Testimony</p>	<p>RELATING TO HEALTH. Authorizes naturopathic physicians with the same authority as physicians and advanced practice registered nurses in regards to providing written certifications to qualified patients for the medical use of cannabis. Effective 7/1/2050. (SD1)</p>	<p>CPH, JDC/WAM</p>
<p>SB 2537, SD1 (SSCR2363) Status & Testimony</p>	<p>RELATING TO ACCESS TO PUBLIC PROPERTY. Prohibits the obstruction of access to beaches. Creates a one hundred dollar penalty for the first conviction of obstructing access to public property. Effective 12/31/33. (SD1)</p>	<p>WTL, JDC/WAM</p>

SB 2586, SD1

[\(SSCR2592\)](#)

[Status & Testimony](#)

RELATING TO MEDICAL CANNABIS.
Permits qualifying patients to be reimbursed by health insurers, mutual benefit societies, and health maintenance organizations for amounts spent on medical cannabis and manufactured cannabis products. Limits the monthly amount of reimbursement. Effective 7/1/2050. (SD1)

CPH, JDC/WAM

SB 3055, SD1

[\(SSCR2706\)](#)

[Status & Testimony](#)

RELATING TO MOPEDS.
Requires a transition to silent, clean electric mopeds by prohibiting a retailer from selling or offering for sale combustion engine-powered mopeds beginning January 1, 2022. Effective January 1, 2025. (SD1)

TRS/CPH,
JDC/WAM

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., interpretive services (oral or written), ASL 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 Karl Rhoads
Chair

Senator Donovan M. Dela Cruz
Chair