

HOUSE OF REPRESENTATIVES
THE THIRTY-FIRST LEGISLATURE
REGULAR SESSION OF 2021

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Rep. Aaron Ling Johanson, Chair

Rep. Lisa Kitagawa, Vice Chair

Rep. Henry J.C. Aquino Rep. Dee Morikawa
Rep. Sharon E. Har Rep. Richard H.K. Onishi
Rep. Mark J. Hashem Rep. David A. Tarnas
Rep. Sam Satoru Kong Rep. Lauren Matsumoto
Rep. John M. Mizuno

AMENDED NOTICE OF HEARING

DATE: Tuesday, February 16, 2021
TIME: 2:00 p.m.
PLACE: VIA VIDEOCONFERENCE
 Conference Room 329
 State Capitol
 415 South Beretania Street

THE STATE CAPITOL IS CLOSED TO THE PUBLIC DURING THE ONGOING COVID-19 PANDEMIC

Please note that the committee members will participate remotely via videoconference.
Click [here](#) to submit testimony and to testify remotely.

A live stream link of all House Standing Committee meetings will be available online
shortly before the scheduled start time.

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

The following measure(s) has been **ADDED** to the agenda: **HB 477, HD1**

[HB 90, HD2](#)
[\(HSCR154\)](#)
[Status](#)

RELATING TO GOVERNMENT.
Transfers the state fire council, for administrative purposes, from DLIR to DCCA. Places the boiler and elevator safety law under the jurisdiction of DCCA rather than DLIR and creates a boiler and elevator safety appeals board. Transfers administration of the human trafficking victim services fund from DLIR to the judiciary. Effective 12/25/2040. (HD2)

LAT, CPC, FIN

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HB 1253, HD1 (HSCR153) Status	<p>RELATING TO EMPLOYMENT PRACTICES.</p> <p>Prohibits an employer from: (1) requiring an employee to download a mobile application to the employee's personal communication device that enables the employee's location to be tracked or their personal information revealed; (2) terminating or otherwise discriminating against an employee for refusing to download a mobile application on their personal device; or (3) discharging or discriminating against an employee for filing a complaint concerning these unlawful practices. Effective 12/25/2040. (HD1)</p>	<p>LAT, CPC, JHA</p>
HB 1325, HD1 (HSCR253) Status	<p>RELATING TO THE PROCUREMENT CODE.</p> <p>Requires public contractors to obtain insurance to cover at least half of a project's construction costs to the State to provide funds for curing construction defects discovered within ten years after the completion of the contract. Authorizes the State to institute an action against the contractor for the total costs of curing those defects. Effective 7/1/2112. (HD1)</p>	<p>GVR, CPC, FIN</p>
HB 817, HD1 (HSCR255) Status	<p>RELATING TO AGRICULTURE.</p> <p>Requires each state department to ensure that a certain percentage of the produce purchased by that department is locally-grown and report to the legislature on each department's progress toward meeting locally-grown produce benchmarks. Effective 7/1/2112. (HD1)</p>	<p>GVR, CPC, FIN</p>
HB 333, HD1 (HSCR201) Status	<p>RELATING TO PEER-TO-PEER CAR-SHARING.</p> <p>Authorizes peer-to-peer car-sharing. Establishes the peer-to-peer car sharing surcharge tax. Effective 7/1/2050. (HD1)</p>	<p>TRN, CPC, FIN</p>
HB 824, HD1 (HSCR200) Status	<p>RELATING TO INTOXICATING LIQUOR.</p> <p>Requires any express carrier company, common or contract carrier, or other person that transports liquor from outside the State for delivery in the State to prepare and file a monthly report with the liquor commission or liquor control adjudication board of each county. Effective 7/1/2050. (HD1)</p>	<p>TRN, CPC, FIN</p>
HB 285, HD1 (HSCR227) Status	<p>RELATING TO INSURANCE.</p> <p>Requires the auditor to conduct an impact assessment report on the social and financial impacts of prohibiting health insurance companies from denying coverage for certain types of health care on the basis of gender identity if the policy, contract, plan, or agreement covers those treatments for purposes other than gender transition. Effective 7/1/2060. (HD1)</p>	<p>HHH, CPC, JHA</p>

HB 550, HD1 (HSCR193) Status	<p>RELATING TO ENERGY EFFICIENCY.</p> <p>Requires and establishes deadlines for state facilities, except smaller facilities and facilities at Aloha Stadium, to implement cost-effective energy efficiency measures. Directs the Hawaii state energy office to collect utility bill and energy usage data for state-owned buildings and to make the data publicly available. Establishes a goal for the State to achieve at least a twenty-five percent reduction in the electricity consumption of state facilities. Provides that certain agencies that perform energy efficiency retrofitting may continue to receive appropriations for energy expenditures. Beginning 7/1/2022, requires, where feasible and cost-effective, the design of all new state building construction to maximize energy and water efficiency, maximize energy generation potential, and use building materials that reduce the carbon footprint of the project. Effective 7/1/2050. (HD1)</p>	EEP, CPC, FIN
HB 561, HD1 (HSCR4) Status	<p>RELATING TO ENERGY.</p> <p>Requires the public utilities commission to determine whether analysis of the effect of the State's reliance on fossil fuels is necessary for proceedings involving water, wastewater, or telecommunications providers on an individual basis. Provides that the analysis is not required for an electric or gas utility's routine system replacements or determinations that do not directly pertain to capital improvements or operations. Effective 7/1/2050. (HD1)</p>	EEP, CPC, FIN
HB 552, HD1 (HSCR246) Status	<p>RELATING TO THE ENVIRONMENT.</p> <p>Establishes clean ground transportation goals for state agencies on a staggered basis until achieving a one hundred per cent light-duty motor vehicle clean fleet by 12/31/2035. Requires all agencies purchasing or leasing medium- and heavy-duty motor vehicles to seek vehicles that reduce dependence on petroleum-based fuels that meet the needs of the agency, where feasible and cost-effective. Requires state and county agencies to purchase building materials for the project that reduce the carbon footprint of the project whenever feasible and cost-effective. Effective 7/1/2050. (HD1)</p>	EEP/TRN, CPC, FIN
HB 1142, HD1 (HSCR192) Status	<p>RELATING TO ENERGY.</p> <p>Establishes a surcharge on the sale of high-end gasoline-powered vehicles to fund the installation of electric vehicle charging systems. Establishes an electric vehicle charging system subaccount within the public utilities commission special fund. Sunsets 6/30/2030. Effective 7/1/2050. (HD1)</p>	EEP, CPC, FIN
HB 1319, HD1 (HSCR194) Status	<p>RELATING TO CARBON PRICING.</p> <p>Amends the environmental response, energy, and food security tax to address carbon emissions. Establishes a refundable tax credit to mitigate the effect of a carbon emissions tax on taxpayers. Tax credit applies to taxable years beginning after 12/31/2021. Effective 7/1/2050. (HD1)</p>	EEP, CPC, FIN

<u>HB 433, HD1</u> <u>(HSCR66)</u> <u>Status</u>	RELATING TO CLIMATE CHANGE MITIGATION. Assesses a climate change mitigation impact fee on every customer who rents, leases, or utilizes a rental motor vehicle. Establishes the climate change mitigation special fund. Specifies that the impact fees collected shall be deposited to the credit of the general fund; provided that beginning July 1, 2024, the impact fees shall be deposited to the credit of the climate change mitigation special fund. Effective 7/1/2050. (HD1)	EEP, CPC, FIN
<u>HB 683, HD1</u> <u>(HSCR74)</u> <u>Status</u>	RELATING TO SUSTAINABLE AVIATION FUEL. Establishes the sustainable aviation fuel program to provide matching grants to any small business in Hawaii that is developing products related to sustainable aviation fuel or greenhouse gas reduction from commercial aviation operations. Specifies that moneys for the program are from legislative appropriations out of the environmental response, energy, and food security tax. Effective 7/1/2050. (HD1)	ECD, CPC, FIN
<u>HB 286, HD1</u> <u>(HSCR205)</u> <u>Status</u>	RELATING TO REAL ESTATE INVESTMENT TRUSTS. Authorizes the department of taxation to require real estate investment trusts to notify the department of its presence within the State and to report the assets and revenues generated annually. Effective 7/1/2050. (HD1)	ECD, CPC, FIN

DECISION-MAKING

The following measure(s) were previously heard on **February 11, 2021**. No public testimony will be accepted.

<u>HB 304</u> <u>Status</u>	RELATING TO DEFERRED DEPOSITS. Reduces the maximum fee a check casher may charge under a payday loan agreement for deferring the deposit of a check from fifteen per cent to seven per cent of the face value of the check.	CPC, FIN
<u>HB 1192</u> <u>Status</u>	RELATING TO CONSUMER PROTECTION. Transitions from lump sum deferred deposit transactions to installment-based small dollar loan transactions. Specifies various consumer protection requirements for small dollar loans. Beginning 1/1/2023, requires licensure for small dollar lenders that offer small dollar loans to consumers. Specifies licensing requirements for small dollar lenders. Authorizes the division of financial institutions to appoint 2.0 FTE examiner positions, funded via the compliance resolution fund, to carry out the purposes of the small dollar installment loan program. 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 division of financial institutions of the DCCA to conduct an analysis of the regulation of payday lenders and deferred deposit agreements in the State. Effective 7/1/2022.	CPC, FIN

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The following measure(s) were previously heard on **February 12, 2021**. No public testimony will be accepted.

HB 477, HD1
(HSCR137)
Status

RELATING TO CANNABIS.

HHH, CPC, FIN

Authorizes the department of health to allow a licensed dispensary to purchase up to three thousand grams of medical cannabis or manufactured cannabis products from another licensed dispensary to ensure ongoing qualified patient access. Increases the allowable number of production centers and retail dispensing locations per dispensary license. Authorizes medical cannabis dispensaries to distribute cannabis propagules and cuttings to individuals authorized to cultivate cannabis plants for medical use, subject to quantity limits and quality requirements. Effective 7/1/2060. (HD1)

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least **24 hours** prior to the hearing. Testimony received after this time will be stamped late and left to the discretion of the chair to consider. 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 not be processed.

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.

The chair may institute a per-testifier time limit.

Committees meeting in the morning must adjourn prior to the day's Floor Session. Therefore, due to time constraints, not all testifiers may be provided an opportunity to offer verbal comments. However, remote testifiers' written submissions will be considered by the committee.

Please refrain from profanity or uncivil behavior. Violations may result in ejection from the hearing without the ability to rejoin.

The House will not be responsible for bad connections on the testifier's end.

The cable TV broadcast and/or live stream of this meeting will include closed captioning. If you require other auxiliary aids or services to participate in the public hearing process (i.e. interpretive services (oral or written) or ASL interpreter) or are unable to submit testimony via the website due to a disability, please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

Click [here](#) for a complete list of House Guidelines for public testimony.

FOR AMENDED NOTICES: Measures that have been deleted are stricken through and measures that have been added are bolded.

For more information, please contact the Committee Clerk at 586-9470.

Rep. Aaron Ling Johanson
Chair

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