

THE SENATE
THE THIRTY-FIRST LEGISLATURE
REGULAR SESSION OF 2021

COMMITTEE ON JUDICIARY

Senator Karl Rhoads, Chair
Senator Jarrett Keohokalole, Vice Chair

COMMITTEE ON WAYS AND MEANS

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

NOTICE OF DECISION MAKING

DATE: Wednesday, March 3, 2021
TIME: 9:45 a.m.
PLACE: Conference Room 211 & Videoconference
TIMESLOT: WAM

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

A live stream of all Senate Standing Committee meetings will be available on the [Senate YouTube Channel](#).

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A G E N D A

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

SB 320 (SSCR48) Status & Testimony	RELATING TO TAX RETURN PREPARERS. Requires each tax return preparer to have a valid preparer tax identification number issued by the Internal Revenue Service and to furnish the preparer's tax identification number on any return or claim for refund if required by DOTAX. Establishes penalties for failure to comply. Provides that tax return preparers shall not be liable for penalties prior to January 1, 2022.	CPN, JDC/WAM
SB 321, SD1 (SSCR20) Status & Testimony	RELATING TO INCREASING THE PAYMENT AMOUNT FOR THE OFFICE OF HAWAIIAN AFFAIRS' PRO RATA SHARE OF THE PUBLIC LAND TRUST. Requires agencies that collect receipts for any disposition of the public land trust shall each fiscal quarter transfer to the Office of Hawaiian Affairs twenty per cent of each receipt from the disposition. Returns to the Office of Hawaiian Affairs certain moneys previously claimed as public land trust overpayments to the office. Establishes a public land trust revenues negotiating committee exempted from part I of chapter 92, Hawaii Revised Statutes. (SD1)	HWN, JDC/WAM
SB 767, SD1 (SSCR412) Status & Testimony	RELATING TO CANNABIS. Legalizes the personal use, possession, and sale of cannabis in a specified quantity. Requires licensing to operate cannabis establishments. Subjects cannabis establishments to excise taxes and income taxes. (SD1)	PSM, JDC/WAM

<p><u>SB 789, SD1</u> <u>(SSCR358)</u> <u>Status & Testimony</u></p>	<p>RELATING TO PROCUREMENT. Establishes a special procurement process for the procurement of goods and services. Requires the procurement policy board to establish rules and procedures for the special procurement process by December 31, 2021. Requires the head of a purchasing agency to prepare a procurement plan and submit the plan to the Attorney General or corporation counsel. Requires the head of a purchasing agency to electronically post, for at least one year, public notice of special procurement contracts within seven days of the contract award. (SD1)</p>	<p>GVO, JDC/WAM</p>
<p><u>SB 932, SD1</u> <u>(SSCR251)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM. Establishes the clean energy and energy efficiency revolving loan fund. Repeals the building energy efficiency revolving loan fund. Authorizes moneys in the green infrastructure special fund to be used to finance the option to purchase solar systems and other clean energy equipment, including the purchase or lease of electric vehicles. Appropriates funds out of the clean energy and energy efficiency revolving loan fund. (SD1)</p>	<p>EET, JDC/WAM</p>
<p><u>SB 1036, SD1</u> <u>(SSCR221)</u> <u>Status & Testimony</u></p>	<p>RELATING TO PROCUREMENT. Repeals the establishment of the Community Council on Purchase of Health and Human Services. Amends various sections of the State Procurement Code. Establishes the State Payor Committee within the Department of Health to: (1) Implement a unified framework for tracking, coordinating, and guiding the purchase of behavioral health and homelessness services; and (2) Make recommendations to all payers who use state resources to procure behavioral health and homelessness service. Requires that the contracts be reported to the State Payor Committee prior to approval, initiation, continuation, or renewal beginning 7/1/21. Requires nongovernmental entities that contract for services relating to behavioral health, substance abuse, or homelessness services to disclose any sources of funding to perform such services. Effective 7/1/2050. (SD1)</p>	<p>HTH/HMS, JDC/WAM</p>
<p><u>SB 1087, SD1</u> <u>(SSCR481)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND. Suspends the requirement for public employers to make annual required contributions to the Hawaii employer-union health benefits trust fund through fiscal year 2024-2025. Effective 7/1/2050. (SD1)</p>	<p>LCA, JDC/WAM</p>
<p><u>SB 1128, SD1</u> <u>(SSCR296)</u> <u>Status & Testimony</u></p>	<p>RELATING TO OFFICE OF YOUTH SERVICES. Permits individual vocational programs within the purview of the Office of Youth Services to engage in commercial enterprises, including the sale of goods and services, for self-sustainability purposes, for young adults only. Establishes the Office of Youth Services Revolving Fund. Takes effect 5/1/2029. (SD1)</p>	<p>HMS, JDC/WAM</p>

SB 1147, SD1

(SSCR423)

**Status &
Testimony**

RELATING TO TOBACCO PRODUCTS.

Makes unlawful the sale of flavored tobacco products, mislabeling of e-liquid products containing nicotine, and sale of tobacco products other than through retail sales via in-person exchange. Establishes the offense of unlawful shipment of tobacco products. Includes e-liquid and electronic smoking devices 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. Repeals certain provisions of the Hawaii Revised Statutes relating to electronic smoking devices. Provides for the disposition of fines paid for the unlawful shipment of tobacco products into the Hawaii Tobacco Prevention and Control Trust Fund. Effective 1/1/2050.

HTH/CPN,
JDC/WAM

SB 1329, SD1

(SSCR554)

**Status &
Testimony**

RELATING TO PROCUREMENT.

Creates time limits to resolve protests to the awards of competitive sealed proposal contracts and procurements of professional services. (SD1)

GVO, 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.

All testimony received by the Hawai'i Senate is posted on the Hawai'i Legislature's website, which is accessible to the public. Please do not include private information that you do not want disclosed to the public.

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), please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

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.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808)587-7211.

Senator Donovan M. Dela Cruz
Chair

Senator Karl Rhoads
Chair