

THE SENATE  
THE THIRTY-FIRST LEGISLATURE  
REGULAR SESSION OF 2021

COMMITTEE ON JUDICIARY  
Senator Karl Rhoads, Chair  
Senator Jarrett Keohokalole, Vice Chair

NOTICE OF DECISION MAKING

DATE: Tuesday, March 2, 2021  
TIME: 9:35 a.m.  
PLACE: Via Videoconference  
TIMESLOT: JDC

**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:

<a href="#">SB 4, SD1</a> <a href="#">(SSCR523)</a> <a href="#">Status &amp; Testimony</a>	RELATING TO INCLUSIONARY ZONING. Prohibits any law, ordinance, or rule from imposing an inclusionary zoning requirement on housing offered exclusively for sale in perpetuity to buyers who are residents of the State, are owner-occupants, and do not own any other real property. Requires each county to submit a report on inclusionary zoning requirements to the legislature every year until the regular session of 2026. (SD1)	HOU, JDC
<a href="#">SB 25, SD1</a> <a href="#">(SSCR491)</a> <a href="#">Status &amp; Testimony</a>	RELATING TO MEDICAL CARE FOR MINORS. Permits minors to consent to medical care related to the diagnosis or treatment of HIV or the prevention of HIV. Provides that a minor, under certain circumstances, shall not be liable for payment for treatment or prevention of HIV. Authorizes physician assistants, in addition to physicians and advanced practice registered nurses, to render such treatment to minors. (SD1)	HTH, JDC
<a href="#">SB 199, SD1</a> <a href="#">(SSCR512)</a> <a href="#">Status &amp; Testimony</a>	RELATING TO ASSISTED COMMUNITY TREATMENT. Mandates appointment of a guardian ad litem to represent the best interest of a mentally ill individual in assistant community treatment proceedings and regarding an MH-1 application. Eliminates the need for the office of the public offender to participate in the proceedings. Effective 5/1/2029. (SD1)	HMS/HTH, JDC

<p><b><u>SB 279, SD1</u></b>  <a href="#">(SSCR492)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO MARRIAGE OF MINORS.  Requires that, in the event one of the respective parties to a marriage contract is a minor and the other party is more than five years older than the minor, the child protective services unit of the department of human services shall investigate and report to the family court of the circuit in which the minor resides before the marriage is approved. (SD1)</p>	<p>HTH, JDC</p>
<p><b><u>SB 287, SD1</u></b>  <a href="#">(SSCR506)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO VISION ZERO.  Requires the Department of Transportation and the counties to implement a vision zero program in Hawaii by 7/1/2022. Establishes a goal of no traffic fatalities or serious injuries by 2045. (SD1)</p>	<p>TRS, JDC</p>
<p><b><u>SB 346, SD1</u></b>  <a href="#">(SSCR65)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO FARM ANIMALS.  Requires farm owner or operators to confine egg-laying hens in accordance with the standards established in this measure. Effective 12/31/25, prohibits a business owner or operator from selling shell eggs or egg products that are produced by egg-laying hens that were confined in a cruel manner. (SD1)</p>	<p>AEN, JDC</p>
<p><b><u>SB 367, SD1</u></b>  <a href="#">(SSCR330)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO WATER QUALITY.  Waives the requirement for section 401 water quality certification for certain small-scale beach restoration projects authorized by the Department of Land and Natural Resources. (SD1)</p>	<p>WTL/AEN, JDC</p>
<p><b><u>SB 386</u></b>  <a href="#">(SSCR51)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO THE DETENTION OF A MINOR IN AN ADULT JAIL OR LOCKUP.  Requires a family court to make findings, after a hearing and in writing, before a minor can be transferred to an adult jail or lockup or be permitted sight or sound contact with adult offenders.</p>	<p>HMS, JDC</p>
<p><b><u>SB 619, SD1</u></b>  <a href="#">(SSCR495)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO ADVANCED PRACTICE REGISTERED NURSES.  Amends provisions concerning fitness to proceed examinations in criminal proceedings to specify circumstances in which qualified advanced practice registered nurses or advanced practice registered nurses with prescriptive authority who hold an accredited national certification in an advanced practice registered nurse psychiatric specialization may participate. Takes effect 7/1/2050. (SD1)</p>	<p>HTH/CPN, JDC</p>
<p><b><u>SB 620, SD1</u></b>  <a href="#">(SSCR496)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO ADVANCED PRACTICE REGISTERED NURSES.  Authorizes advanced practice registered nurses to certify whether a person is totally disabled under the income tax code. Authorizes advanced practice registered nurses to make capacity determinations. Adds advanced practice registered nurses as primary providers in advance mental health care directives. Effective 7/1/2050. (SD1)</p>	<p>HTH/CPN, JDC</p>
<p><b><u>SB 664</u></b>  <a href="#">(SSCR244)</a>  <a href="#">Status &amp; Testimony</a></p>	<p>RELATING TO PUBLIC SAFETY.  Requires the department of public safety to develop the new Oahu community correctional center.</p>	<p>PSM, JDC</p>

<p><b><u>SB 670, SD1</u></b>  <u>(SSCR515)</u>  <u>Status &amp;</u>  <u>Testimony</u></p>	<p>RELATING TO THE EMPLOYMENT OF A MINOR.  Allows minors under the age of sixteen years to work in theatrical employment provided that the employer procures a valid certificate of employment and the minor is accompanied by a parent, guardian, or responsible adult designated by the parent or guardian, to supervise and advocate on behalf of the minor. Requires the employer to hire a nurse certified in basic life support to accompany, supervise, and advocate on behalf of an infant under the age one who is on set. Requires a studio teacher to accompany, teach, and attend to the health, safety, and well-being of a minor who attained the age of five years, is working during periods when the minor is legally required to attend school. Defines "nurse" and "studio teacher". Takes effect 1/1/2050. (SD1)</p>	<p>LCA, JDC</p>
<p><b><u>SB 678, SD1</u></b>  <u>(SSCR475)</u>  <u>Status &amp;</u>  <u>Testimony</u></p>	<p>RELATING TO COLLECTIVE BARGAINING.  Requires the representative of labor on the Hawaii Labor Relations Board (HLRB) to be a person selected by a simple majority of the exclusive representatives of the collective bargaining units. Establishes procedures for removal of the representative of labor on the HLRB during the member's term by a simple majority of the exclusive representatives of the collective bargaining units. Takes effect 7/1/2050. (SD1)</p>	<p>LCA, JDC</p>
<p><b><u>SB 756, SD1</u></b>  <u>(SSCR507)</u>  <u>Status &amp;</u>  <u>Testimony</u></p>	<p>RELATING TO ELECTRIC VEHICLES.  Authorizes each county to adopt ordinances to enforce section 291-71, HRS, including the establishment of penalties for failure to comply with its requirements or make reasonable efforts to maintain electric vehicle (EV) charging stations in working order. Clarifies that certain enforcement officers may enter private property to enforce EV parking space violations. Requires new EV charging systems installed pursuant to the EV charging system requirement to be at least Level 2 and internet-capable. Changes EV charging equipped parking requirements per one hundred stalls from one stall by 2012 to five stalls by 2025 and ten stalls by 2030. (SD1)</p>	<p>TRS, JDC</p>
<p><b><u>SB 758</u></b>  <u>(SSCR326)</u>  <u>Status &amp;</u>  <u>Testimony</u></p>	<p>RELATING TO MARIJUANA.  Increases from 3 grams to 1 ounce: (1) the minimum amount of marijuana that a defendant must possess to be charged with a petty misdemeanor; and (2) the maximum amount of marijuana that a defendant convicted of possessing marijuana could have possessed without being disqualified from the subsequent expungement of the record of that conviction.</p>	<p>PSM, JDC</p>
<p><b><u>SB 905</u></b>  <u>(SSCR435)</u>  <u>Status &amp;</u>  <u>Testimony</u></p>	<p>RELATING TO THE STATE COUNCIL ON MENTAL HEALTH.  Requires the state council on mental health to include an unspecified number of members with demonstrated knowledge of or work experience involving native Hawaiian health practices.</p>	<p>HWN/HTH, JDC</p>
<p><b><u>SB 936, SD1</u></b>  <u>(SSCR477)</u>  <u>Status &amp;</u>  <u>Testimony</u></p>	<p>RELATING TO PUBLIC HEALTH.  Requires employers to provide employees access to seizure first aid information specified by the department of labor and industrial relations. Effective 7/1/2050. (SD1)</p>	<p>LCA, JDC</p>

<p><b><u>SB 1270</u></b>  <u>(SSCR485)</u>  <u>Status &amp; Testimony</u></p>	<p>RELATING TO THE WORKFORCE DEVELOPMENT COUNCIL.  Replaces the Director of Human Services with the Administrator of the Division of Vocational Rehabilitation, Department of Human Services, as an ex officio, voting member on the Workforce Development Council.</p>	<p>LCA/HMS, JDC</p>
<p><b><u>SB 1311, SD1</u></b>  <u>(SSCR534)</u>  <u>Status &amp; Testimony</u></p>	<p>RELATING TO SUSTAINABLE SCHOOLS.  Requires the department of education to establish food waste and zero-emission vehicle goals as part of the sustainable schools initiative. Requires annual reports to the legislature. (SD1)</p>	<p>EDU/AEN, JDC</p>
<p><b><u>SB 1395, SD1</u></b>  <u>(SSCR368)</u>  <u>Status &amp; Testimony</u></p>	<p>RELATING TO BOARDS AND COMMISSIONS.  Requires the governor to appoint an individual to fill a vacancy within all boards and commissions within an unspecified period of time. Requires that holdover appointments are limited to an unspecified period of time, thereby creating a vacancy at the end of the holdover period. Requires department heads to inform the governor of any vacancy in any board or commission. (SD1)</p>	<p>GVO, JDC</p>

**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.

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Senator Karl Rhoads  
Chair