

THE SENATE
THE THIRTY-FIRST LEGISLATURE
REGULAR SESSION OF 2021

COMMITTEE ON WAYS AND MEANS
Senator Donovan M. Dela Cruz, Chair
Senator Gilbert S.C. Keith-Agaran, Vice Chair

NOTICE OF DECISION MAKING

DATE: Thursday, April 1, 2021
TIME: 9:30AM
PLACE: Conference Room 211 & Videoconference
TIMESLOT: WAM

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

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A G E N D A

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

HB 79, HD1, SD1 (SSCR1099) Status & Testimony	RELATING TO HOUSING. Establishes an affordable homeownership revolving fund within HHFDC to provide loans to nonprofit community development financial institutions and nonprofit housing development organizations for the development of affordable homeownership housing projects. Authorizes the transfer of taxable general obligation bond proceeds and accrued interest from the rental housing revolving fund to the affordable homeownership revolving fund. Appropriates funds out of the affordable homeownership revolving fund. Effective 7/1/2050. (SD1)	HOU, WAM
HB 149, HD1, SD1 (SSCR1018) Status & Testimony	RELATING TO GIFT CERTIFICATES. Clarifies that cards issued by a county for the purposes of paying transit fares and county fees and other uses are not subject to the State's unfair and deceptive practices regulations related to gift certificates. Effective 1/1/2022. (SD1)	CPN, WAM
HB 189 (SSCR1024) Status & Testimony	RELATING TO DESIGNATING SUBSTITUTE JUDGES ON THE INTERMEDIATE COURT OF APPEALS. Authorizes the Chief Justice to designate circuit court judges, retired intermediate appellate judges, or retired supreme court justices to temporarily fill a vacancy on the Intermediate Court of Appeals.	JDC, WAM

<p><u>HB 243, HD1, SD1</u> (SSCR1150) Status & Testimony</p>	<p>RELATING TO SEA LEVEL RISE ADAPTATION. Requires each executive branch department to: identify existing and planned facilities that are vulnerable to sea level rise, flooding impacts, and natural hazards; assess options for mitigation impacts of sea level rise to existing and planned facilities; establish staff level points of contact to improve interagency coordination for sea level rise adaptation, flooding, and resilience; and submit annual reports to the governor, legislature, office of planning, and Hawaii climate change mitigation and adaptation commission. Effective 1/1/2050. (SD1)</p>	<p>WTL/AEN, WAM</p>
<p><u>HB 286, HD1, SD1</u> (SSCR1088) Status & Testimony</p>	<p>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 1/1/2022. (SD1)</p>	<p>CPN, WAM</p>
<p><u>HB 357, HD1, SD1</u> (SSCR1192) Status & Testimony</p>	<p>RELATING TO STATUTE OF LIMITATIONS. Clarifies that the statute of limitations for an inverse-condemnation claim brought pursuant to article I, section 20, of the Hawaii State Constitution is two years, pursuant to section 661-5, Hawaii Revised Statutes, by amending section 661-1, Hawaii Revised Statutes, and making the claim cognizable under chapter 661, Hawaii Revised Statutes. (SD1)</p>	<p>JDC, WAM</p>
<p><u>HB 434, HD1, SD1</u> (SSCR1170) Status & Testimony</p>	<p>RELATING TO AIRCRAFT. Requires the Director of Transportation to adopt rules to require tour aircraft operators to have commercial general liability insurance coverage of at least \$10,000,000 and to report details of each flight taken by the tour aircraft operation in order to renew a tour aircraft operation permit. Effective 1/1/2050. (SD1)</p>	<p>TRS, WAM</p>
<p><u>HB 485, HD1</u> (SSCR1031) Status & Testimony</p>	<p>RELATING TO TAXATION. Increases the amount of the rental motor vehicle surcharge tax from \$5 to an unspecified amount. Effective 7/1/2050. (HD1)</p>	<p>TRS, WAM</p>
<p><u>HB 525, HD2, SD1</u> (SSCR1226) Status & Testimony</p>	<p>RELATING TO TEACHER HOUSING. Clarifies that DOE, in partnership with the Hawaii public housing authority, Hawaii housing finance and development corporation, and the school facilities agency, may construct housing for teachers on a public school campus. Requires that housing units constructed or acquired on a school campus after 6/30/2021, be rented at an affordable cost to new teachers or teachers teaching in a rural or hard-to-staff location, with priority given to teachers employed full-time at the school where the housing unit is located. Effective 7/1/2050. (SD1)</p>	<p>EDU/HOU, WAM</p>
<p><u>HB 546, HD2, SD1</u> (SSCR1219) Status & Testimony</p>	<p>RELATING TO EDUCATION. Requires complex area superintendents to report directly to the superintendent of education. Makes appropriations. (SD1)</p>	<p>EDU, WAM</p>

<p>HB 572, HD1 (SSCR1033) Status & Testimony</p>	<p>RELATING TO THE HAWAII EMERGENCY MANAGEMENT AGENCY. Specifies that the Hawaii emergency management agency is an administratively attached agency to, rather than established within, the department of defense. Makes the administrator of emergency management the director of the Hawaii emergency management agency and requires the administrator to report directly to the governor. Requires the governor to appoint the administrator of the Hawaii emergency management agency. Effective 7/1/2050. (HD1)</p>	<p>PSM, WAM</p>
<p>HB 606, HD1, SD1 (SSCR1100) Status & Testimony</p>	<p>AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR AFFORDABLE HOUSING. Authorizes the issuance of general obligation bonds with the funds to be deposited into the dwelling unit revolving fund and the rental housing revolving fund. Effective 7/1/2050. (SD1)</p>	<p>HOU, WAM</p>
<p>HB 631, HD1, SD1 (SSCR1091) Status & Testimony</p>	<p>RELATING TO FINANCIAL HARDSHIP. Provides courts with greater discretion to adjust the amount owed or installments to be paid by a person who violates certain traffic offenses based on the person's inability to pay. Decreases the imprisonment term to contumacious nonpayment ratio. Increases the amount of credit given to a person committed for contumacious nonpayment. Effective 7/1/2050. (SD1)</p>	<p>JDC, WAM</p>
<p>HB 683, HD2 (SSCR1142) Status & Testimony</p>	<p>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. Effective 7/1/2050. (HD2)</p>	<p>TRS/EET, WAM</p>
<p>HB 753, HD1, SD1 (SSCR1137) Status & Testimony</p>	<p>RELATING TO SCHOOL IMPACT FEES. Excludes housing developed by the department of Hawaiian home lands from school impact fees for three years. Allows construction cost component impact fees to be used to improve or renovate existing structures for school use. Repeals the requirement that an expenditure plan for all collected impact fees be incorporated into the department of education's annual budget process. Effective 1/1/2050. (SD1)</p>	<p>EDU/HWN, WAM</p>
<p>HB 765, HD1 (SSCR1060) Status & Testimony</p>	<p>RELATING TO MOBILE EMERGENCY MANAGEMENT SERVICES. Appropriates funds for the Hawaii emergency management agency to acquire mobile communications, water, and power service capabilities that can be deployed to each county as needed. Effective 7/1/2050. (HD1)</p>	<p>PSM, WAM</p>
<p>HB 767, HD2, SD1 (SSCR1128) Status & Testimony</p>	<p>RELATING TO THE FARM TO SCHOOL PROGRAM. Moves the Hawaii farm to school program from the department of agriculture to the department of education. Establishes a programmatic goal for the department of education that at least thirty percent of food served in public schools shall consist of locally sourced products by 2030. Creates an annual reporting requirement. Effective 7/1/2051. (SD1)</p>	<p>EDU/AEN, WAM</p>

<p><u>HB 775</u> (SSCR1093) Status & Testimony</p>	<p>RELATING TO RENAMING KAHULUI AIRPORT ACCESS ROAD. Renames Kahului Airport Access Road on Maui as the Mayor Elmer F. Cravalho Way.</p>	<p>TRS, WAM</p>
<p><u>HB 776, HD1, SD1</u> (SSCR1023) Status & Testimony</p>	<p>RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PUEO DEVELOPMENT, LLC. Authorizes the issuance of special purpose revenue bonds for a master planned development proposed by Pueo Development, LLC, on Hawaiian Home Lands. (SD1)</p>	<p>HWN, WAM</p>
<p><u>HB 835, HD2</u> (SSCR1061) Status & Testimony</p>	<p>RELATING TO THE NATIONAL GUARD YOUTH CHALLENGE ACADEMY. Appropriates funds to support the ongoing operations of the Hawaii national guard youth challenge program. Effective 7/1/3050. (HD2)</p>	<p>PSM, WAM</p>
<p><u>HB 871, HD1, SD1</u> (SSCR983) 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. Effective 1/1/2050. (SD1)</p>	<p>AEN, WAM</p>
<p><u>HB 902, HD1, SD1</u> (SSCR1231) Status & Testimony</p>	<p>RELATING TO PUBLIC LANDS. Exempts land set aside by the governor to HHFDC and lands leased to HHFDC from other state departments or agencies from classification as public lands subject to DLNR management. Requires the land to be subject to legislative approval prior to the sale or gift of those lands. Requires HHFDC to return any land set aside by the governor or leased lands no longer needed for housing, finance, or development. (SD1)</p>	<p>WTL/HOU, WAM</p>
<p><u>HB 941, HD1, SD1</u> (SSCR1020) Status & Testimony</p>	<p>RELATING TO THE USE OF ELECTRONIC FILING BY THE PUBLIC UTILITIES COMMISSION. Allows the public utilities commission to use electronic filing processes and similar practices. Requires the public utilities commission to conform its electronic forms and electronic filing processes to comply with the Americans with Disabilities Act and other federal laws and regulations to ensure equal access for individuals with disabilities. Effective 1/1/2022. (SD1)</p>	<p>CPN, WAM</p>
<p><u>HB 943, HD1, SD1</u> (SSCR1019) Status & Testimony</p>	<p>RELATING TO NONDEPOSITORY TRUSTS. Establishes provisions concerning nondepository trust companies, including powers and duties, yearly assessment calculations, and paid-in-capital and surplus requirements. Authorizes the division of financial institutions to expend \$4,000 of the funds collected to administer the nondepository trust company program established by this Act. (SD1)</p>	<p>CPN, WAM</p>

<p>HB 1132, HD2, SD1 (SSCR1101) Status & Testimony</p>	<p>RELATING TO HOUSING. Authorizes the issuance of general obligation bonds to be appropriated into and out of the rental housing revolving fund for construction of phase I of a senior affordable housing project on Hawaii public housing authority property on School street, on the island of Oahu. (SD1)</p>	<p>HOU, WAM</p>
<p>HB 1142, HD2, SD1 (SSCR1095) Status & Testimony</p>	<p>RELATING TO ENERGY. Allocates three cents of the barrel tax 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. (SD1)</p>	<p>TRS/EET, WAM</p>
<p>HB 1174, HD1, SD1 (SSCR1195) Status & Testimony</p>	<p>RELATING TO TAXATION. Amends the motion picture, digital media, and film production income tax credit by: (1) Reducing the cap amount and aggregate cap amount of the credit; (2) Requiring the department of business, economic development, and tourism to publish on its website the names of the qualified productions and the amount of the tax credits certified per qualified production per filing year; (4) Allowing the tax credit for qualified productions to be carried over and applied to the taxpayer's future state tax liability. Changes the sunset date sunset date to January 1, 2026. Extends the repeal date of the tax credit from 1/1/2026 to 1/1/2033. Effective 7/1/2050. Increases the cap amounts of the renewable energy technologies income tax credit for community-based renewable energy projects on commercial property. Applies to taxable years beginning after 12/31/2021. (SD1)</p>	<p>EET, WAM</p>
<p>HB 1291, HD1, SD1 (SSCR1148) Status & Testimony</p>	<p>RELATING TO SCHOLARSHIPS. Allows applicants for the University of Hawaii who graduated from a public high school in the State with a cumulative grade point average of 3.0 and qualified for and received special education services for three or more years during enrollment in grades seven through twelve to be eligible for the Hawaii state scholars program. Effective 7/1/2050. (SD1)</p>	<p>HRE, WAM</p>

HB 1297, HD2, SD1

[\(SSCR1269\)](#)

[Status & Testimony](#)

RELATING TO STATE FINANCES.

Part I - By October 1 of each year, requires each department to submit program measures, costs elements, and accounting reports for all non-general funds to the Legislature. Specifies that the cigarette tax revenues deposited to the credit of the cancer research special fund shall only be used for capital expenditures and only until 7/1/2041. Part II - Makes certain special funds subject to deductions for central service expenses into the general fund. Beginning 7/1/2021 transfers to the credit of the general fund surcharges and cigarette tax revenue allocated to the trauma systems special fund. Part III - Requires the cancer research center of Hawaii to be affiliated with the John A. Burns school of medicine with direct lines of reporting to the provost of University of Hawaii at Manoa and coordinate with the president of the university. Requires funds expended from the tuition and fees special fund for the John A. Burns school of medicine or cancer research center of Hawaii to be used for educational purposes only. Requires funds expended from the research and training revolving fund for the John A. Burns school of medicine and cancer research center of Hawaii to be used for research and research-related purposes only. Amends the reporting requirement on the Hawaii cancer research special fund from semi-annually to annually. Effective 7/1/2050. (SD1)

HTH/HRE, WAM

HB 1348, HD2, SD1

[\(SSCR1145\)](#)

[Status & Testimony](#)

RELATING TO THE STADIUM DEVELOPMENT DISTRICT.

Establishes the stadium development district special fund in chapter 109. Provides for the sunset of the stadium special fund. Revises the general development guidance policies for the stadium development district and clarifies the respective roles the stadium authority and Hawaii community development authority in the development of the stadium development district. Broadens the powers and duties of the stadium authority, including authorizing the stadium authority to acquire and hold title to real property. Exempts land to which the stadium authority holds title from the definition of "public lands." Authorizes the Hawaii community development authority, with approval from the governor, to delegate to other state agencies implementation of capital improvement projects, under certain conditions. Adds two members to the stadium authority. Amends the general bond authorization made by Act 268, Session Laws of Hawaii 2019. Makes the financial disclosures of members of the stadium authority public records. Effective 1/1/2050. (SD1)

EET/WTL, WAM

HB 1362, HD1, SD1

[\(SSCR1254\)](#)

[Status & Testimony](#)

RELATING TO ACCESS TO LEARNING.

Removes the prohibition for private funds to go directly to the Department of Education schools for the purposes of opening prekindergarten classrooms. Establishes the Hawaii early childhood educator stipend program to address shortage of early childhood education educators. Extends certain effective dates for implementation of Act 46, SLH 2020. Requires the application of a uniform assessment for public and charter school kindergarten students. Allows educational data to be shared using an existing system. Appropriates funds. Effective 7/1/2050. (SD1)

EDU/HMS, 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.

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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)586-6800

Senator Donovan M. Dela Cruz
Chair