

THE SENATE
THE THIRTY-FIRST LEGISLATURE
REGULAR SESSION OF 2022

[COMMITTEE ON JUDICIARY](#)
Senator Karl Rhoads, Chair
Senator Jarrett Keohokalole, Vice Chair

NOTICE OF DECISION MAKING

DATE: Thursday, March 31, 2022
TIME: 9:30 a.m.
PLACE: Conference Room 016 & Videoconference
TIMESLOT: JDC

**PHOTO ID REQUIRED FOR ENTRANCE TO THE STATE CAPITOL
BUILDING HOURS: 7AM TO 5PM, MONDAY - FRIDAY**

Face masks are recommended while visiting the State Capitol and are required in all Senate conference rooms.
Please refer to posted signage for guidance

These policies are subject to change and may be adjusted based on evolving COVID-19 guidelines.
Please check the Legislature's website for updates www.capitol.hawaii.gov.

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

A G E N D A

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

HB 1886, HD1, SD1 (SSCR3341) Status & Testimony	RELATING TO CONTROLLED SUBSTANCES. Bans hemp products that contain cannabinoids created through isomerization, including Delta 8 tetrahydrocannabinol. Adds Delta 8 tetrahydrocannabinol to the list of schedule I controlled substances. (SD1)	CPN, JDC
HB 2113, HD2, SD1 (SSCR3343) Status & Testimony	RELATING TO MONEY TRANSMITTERS. Minimizes regulatory burden and eliminates redundancy by permitting money transmitter applicants to submit to either a state or federal criminal history record check, rather than both. (SD1)	CPN, JDC
HB 1883, HD1, SD1 (SSCR3338) Status & Testimony	RELATING TO ELECTIONS. Requires the exterior of the envelope containing the ballot package for elections by mail to include instructions on how to obtain language translation services in Hawaiian and certain other non-English languages. Applies to all elections beginning with the 2024 primary election. (SD1)	HMS, JDC
HB 2422, HD1 (SSCR3444) Status & Testimony	RELATING TO SENTENCING. Clarifies that sentences for domestic violence intervention for abuse-related offenses shall be imposed, with or without probation. Effective 1/1/2222. (HD1)	HMS, JDC

<p><u>HB 1848, HD2, SD1</u> <u>(SSCR3284)</u> <u>Status & Testimony</u></p>	<p>RELATING TO STUDENT JOURNALISM. Establishes freedom of speech and freedom of the press protections for student journalists producing school-sponsored media or university-sponsored media unless subject to certain exceptions. Provides legal immunity for state agencies, officers, and employees for students' exercise of these freedoms. (SD1)</p>	<p>HRE/EDU, JDC</p>
<p><u>HB 1743, HD1, SD1</u> <u>(SSCR3307)</u> <u>Status & Testimony</u></p>	<p>RELATING TO POOLS. For purposes of the Department of Health's authority to adopt rules concerning public health and safety, defines "pool" to mean a watertight artificial structure containing a body of water that does not exchange water with any other body of water either naturally or mechanically used for swimming, diving, recreational bathing, or therapy by humans. (SD1)</p>	<p>HTH, JDC</p>
<p><u>HB 2514, HD1, SD1</u> <u>(SSCR3469)</u> <u>Status & Testimony</u></p>	<p>RELATING TO UNDERGROUND STORAGE TANKS. Beginning July 1, 2023, prohibits the operation of underground storage tanks with a capacity greater than 100,000 gallons. Effective 7/1/2050. (SD1)</p>	<p>HTH/AEN, JDC</p>
<p><u>HB 1894, HD3, SD1</u> <u>(SSCR3434)</u> <u>Status & Testimony</u></p>	<p>RELATING TO HUMAN REMAINS. Accommodates the use of both traditional Native Hawaiian burial practices and environmentally-friendly burial practices by including water cremation in the treatment and disposal of human remains. (SD1)</p>	<p>HTH/HWN, JDC</p>
<p><u>HB 1475, HD1, SD1</u> <u>(SSCR3382)</u> <u>Status & Testimony</u></p>	<p>RELATING TO MANDATORY ETHICS TRAINING. Requires state legislators and employees to complete mandatory ethics training courses every four years, subject to certain requirements. Effective 7/1/2050. (SD1)</p>	<p>LCA, JDC</p>
<p><u>HB 1789, HD2, SD1</u> <u>(SSCR3383)</u> <u>Status & Testimony</u></p>	<p>RELATING TO COLLECTIVE BARGAINING. Requires the representative of labor on the Hawaii Labor Relations Board to be a person whose name has been selected by a simple majority of the exclusive representatives of the collective bargaining units and submitted to the Governor for appointment. Requires the Governor to submit the name of the nominee to the Senate for advice and consent no later than twenty days after exclusive representatives' submittal of the nominee's name to the Governor, and if the Governor fails to do so, requires the exclusive representatives who recommended the nominee to transmit the nominee's name directly to the Senate for confirmation. (SD1)</p>	<p>LCA, JDC</p>
<p><u>HB 2495, HD1, SD1</u> <u>(SSCR3389)</u> <u>Status & Testimony</u></p>	<p>RELATING TO EMPLOYMENT PRACTICES. Prohibits an employer from entering into or requiring an employee to enter into a nondisclosure agreement pertaining to sexual harassment or sexual assault occurring in the workplace, at work-related events, between employees, or between the employer and an employee. (SD1)</p>	<p>LCA, JDC</p>
<p><u>HB 1239, HD2, SD1</u> <u>(SSCR3289)</u> <u>Status & Testimony</u></p>	<p>RELATING TO LAW ENFORCEMENT. Amends the term for members of the Law Enforcement Officer Independent Review Board to four years. Makes the Law Enforcement Officer Independent Review Board permanent. Effective 7/1/2050. (SD1)</p>	<p>PSM, JDC</p>

<p>HB 1567, HD1 (SSCR3400) Status & Testimony</p>	<p>RELATING TO CRIMINAL PRETRIAL REFORM. Eliminates the use of monetary bail and requires defendants to be released on their own recognizance for certain nonviolent offenses, subject to exceptions. Requires PSD to take steps to provide videoconferencing to a defendant who chooses to participate in a bail report interview via videoconference. Effective 1/1/2222. (HD1)</p>	<p>PSM, JDC</p>
<p>HB 1891, HD1 (SSCR3290) Status & Testimony</p>	<p>RELATING TO THE UNIFORM RECOGNITION AND ENFORCEMENT OF CANADIAN DOMESTIC-VIOLENCE PROTECTION ORDERS ACT. Enacts the Uniform Recognition and Enforcement of Canadian Domestic-Violence Protection Orders Act. Effective 7/1/2060. (HD1)</p>	<p>PSM, JDC</p>
<p>HB 1903, HD1, SD1 (SSCR3291) Status & Testimony</p>	<p>RELATING TO DATA ABOUT SNORKELS AND MASKS. Requires first responders to record in the incident report for each water rescue event the type of snorkel and mask, if any, worn by the person who was rescued or recovered. Effective 1/1/2222. (SD1)</p>	<p>PSM, JDC</p>
<p>HB 2169, HD1, SD1 (SSCR3314) Status & Testimony</p>	<p>RELATING TO THE COMPREHENSIVE OFFENDER REENTRY SYSTEM. Clarifies that the Department of Public Safety's role is to work with the Department of Transportation and county examiners of drivers to assist inmates in procuring civil identification cards necessary to transition into the workforce, access social services, and secure housing, rather than issue civil identification cards. Effective 7/1/3000. (SD1)</p>	<p>PSM, JDC</p>
<p>HB 1412, HD2 (SSCR3426) Status & Testimony</p>	<p>RELATING TO ABANDONED VEHICLES. Requires the counties to provide a minimum distance a vehicle must be moved within a specified timeframe after a vehicle is initially inspected for abandonment to avoid an official classification of abandonment. Requires that, before a vehicle can be classified as being abandoned, notice be provided that the vehicle must be moved the specified distance within the specified timeframe or be subject to removal. Effective 7/1/2050. (HD2)</p>	<p>TRS/GVO, JDC</p>
<p>HB 1991, HD2, SD1 (SSCR3460) Status & Testimony</p>	<p>RELATING TO CONSUMER PROTECTION. In counties with a population of five hundred thousand or more, prohibits the sale of a bicycle that is reported as stolen and is listed on a publicly available online stolen bicycle database. Requires the County Police Department to establish the publicly available online stolen item database. Updates the recordkeeping and retention requirements for businesses that buy previously owned articles. Effective 7/1/2050. (SD1)</p>	<p>TRS/PSM, JDC</p>

[HB 2006, HD1, SD1](#)

[\(SSCR3346\)](#)

[Status &
Testimony](#)

RELATING TO PERMITS.

Requires, for emergency permits to install sandbags, that the Board of Land and Natural Resources include as a condition on the emergency permit a requirement for the attachment of identifying information, including the permittee's contact information and the permit number, to the sandbag. Requires the Board of Land and Natural Resources to specify the form and manner in which the identifying information is to be attached to the sandbag. Effective date 7/1/2022. (SD1)

WTL, JDC

[HB 1768, HD2, SD1](#)

[\(SSCR3501\)](#)

[Status &
Testimony](#)

RELATING TO THE DISPOSITION OF WATER RIGHTS.

Exempts the instream use of water for traditional and customary kalo cultivation practices from the existing process for disposition of water rights. Recognizes, confirms, and protects traditional and customary and kuleana rights to water, including rights of use, access, delivery, and quality of water. Effective 7/1/2050. (SD1)

WTL/AEN, JDC

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 Karl Rhoads
Chair