

HOUSE OF REPRESENTATIVES
THE THIRTY-FIRST LEGISLATURE
REGULAR SESSION OF 2022

COMMITTEE ON JUDICIARY & HAWAIIAN AFFAIRS

Rep. Mark M. Nakashima, Chair
Rep. Scot Z. Matayoshi, Vice Chair

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| Rep. Linda Ichiyama | Rep. Nadine K. Nakamura |
| Rep. Dale T. Kobayashi | Rep. Roy M. Takumi |
| Rep. Matthew S. LoPresti | Rep. James Kunane Tokioka |
| Rep. Nicole E. Lowen | Rep. Gene Ward |
| Rep. Angus L.K. McKelvey | |

NOTICE OF DECISION MAKING

DATE: Friday, February 25, 2022
TIME: 2:00 PM
PLACE: VIA VIDEOCONFERENCE
Conference Room 325
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.

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

Click [here](#) for the live stream of this meeting via YouTube.

Click [here](#) for select hearings broadcast live on 'Ōlelo Community Media for cable TV.

A G E N D A

The following measure(s) were previously heard on **February 24, 2022, 2:00 PM**. No public testimony will be accepted.

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| HB 1986, HD1 (HSCR231-22) Status | RELATING TO THE BOARD OF EDUCATION. Requires that at least one at-large member of the board of education be a Hawaiian immersion expert selected from a list of nominees submitted by Aha Kauleo Kaiapuni Hawaii. Effective 7/1/2050. (HD1) | EDN, JHA |
| HB 2125, HD1 (HSCR232-22) Status | RELATING TO OFFICIAL SCHOOL BUSINESS. Creates a misdemeanor of harassment of an educational worker for disrupting or interfering with the administration or functions of any school, school administration office, or school board. Effective 7/1/2050. (HD1) | EDN, JHA |



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| HB 1848, HD1 (HSCR327-22) Status | <p>RELATING TO STUDENT JOURNALISM.</p> <p>Establishes freedom of press protections for student journalists producing school-sponsored media or university-sponsored media unless subject to certain exceptions. Effective 7/1/2050. (HD1)</p> | EDN/HET, JHA |
| HB 1426, HD1 (HSCR564-22) Status | <p>RELATING TO ORDERS OF THE CAMPAIGN SPENDING COMMISSION.</p> <p>Provides that a person waives the right to a contested case hearing if the person fails to request a contested case hearing within twenty days of receipt of the campaign spending commission's preliminary determination. Allows the campaign spending commission to have an order confirmed as a civil judgment, enforceable and collectible as any other judgment issued in the circuit courts. Effective 7/1/2112. (HD1)</p> | GVR, JHA |
| HB 1427 (HSCR571-22) Status | <p>RELATING TO REPORTS FILED WITH THE CAMPAIGN SPENDING COMMISSION.</p> <p>Housekeeping measure that provides that candidates are not required to file preliminary general reports if they are either unsuccessful or are elected to office in the primary election. Amends subsections (b) and (c) of section 11-339, HRS, to make them consistent with subsection (a) by aggregating contributions and expenditures in determining whether a committee need only file the final election period report.</p> | GVR, JHA |
| HB 2416, HD1 (HSCR568-22) Status | <p>RELATING TO CAMPAIGN SPENDING.</p> <p>Informs the public of the true sources of dark money contributions by requiring section 501(c)(4) nonprofit organizations to disclose the name and address of donors who donate an aggregate of more than \$100, with certain exceptions. Adds definitions. Effective 7/1/2112. (HD1)</p> | GVR, JHA |
| HB 1475 (HSCR640-22) Status | <p>RELATING TO MANDATORY ETHICS TRAINING.</p> <p>Requires all new state employees to complete ethics training either live or online within 90 days of the start of employment and every 4 years thereafter. Requires existing employees who have not received ethics training within the immediately preceding 3 years to complete live or online ethics training within 12 months of the Act's effective date and at least once every 4 years thereafter. Specifies that certain state officers shall complete live ethics training.</p> | GVR, JHA |
| HB 2069, HD1 (HSCR644-22) Status | <p>RELATING TO GIFTS.</p> <p>Defines the reporting and transfer requirements for certain gifts received by members of the legislature or employees of the State. Effective 7/1/2112. (HD1)</p> | GVR, JHA |
| HB 2303, HD1 (HSCR645-22) Status | <p>RELATING TO THE UNIFORM INFORMATION PRACTICES ACT.</p> <p>Clarifies the legislature's intent regarding internal deliberative and pre-decisional materials of government agencies. Specifies that certain deliberative and pre-decisional materials that are a direct part of a government agency's internal decision-making process are not subject to disclosure if the disclosure of such materials would impair the agency's ability to make sound and fair decisions, but only to the extent that the impairment outweighs public interest in disclosure. Effective 7/1/2112. (HD1)</p> | GVR, JHA |



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| HB 2025, HD1 (HSCR646-22) Status | <p>RELATING TO THE SUNSHINE LAW.</p> <p>Requires that the mandatory disclosure of the names of persons who are physically with a board member attending a remote board meeting shall apply only to the disclosure of the names of adults, and not minors, who are physically with the board member at a nonpublic location, except when a minor may have a conflict of interest with any issue before the board. Effective 7/1/2112. (HD1)</p> | GVR, JHA |
| HB 2026, HD1 (HSCR641-22) Status | <p>RELATING TO CHAPTER 92, HAWAII REVISED STATUTES.</p> <p>Adds definitions for "board business" and "informal gatherings". Specifies that a board may prepare and circulate amongst members a statement on a position previously adopted for purposes of submission to the legislature when notice by the legislature is insufficient to interact in any other permitted manner. Outlines when board packets must be available to interested persons. Requires the application of the sunshine law to all adjudicatory functions concerning land use. Effective 7/1/2112. (HD1)</p> | GVR, JHA |
| HB 1884, HD1 (HSCR587-22) Status | <p>RELATING TO THE STATEWIDE TRAFFIC CODE.</p> <p>Prohibits any person whose driver's license has been administratively revoked or who has been convicted for offenses involving operating a vehicle under the influence of an intoxicant from being eligible for a driver's license without providing proof of compliance with the ignition interlock law. Prohibits a person from driving for two years if the person does not own or have the use of a vehicle for the installation of an ignition interlock device or is otherwise unable to drive during the revocation period. Effective 1/1/2050. (HD1)</p> | CPC, JHA |
| HB 1822 Status | <p>RELATING TO DRIVER'S LICENSES.</p> <p>Extends the renewal period from two years to four years for licensees who are seventy years of age or older but younger than eighty years of age. Requires applicants for a new license or for license renewal who are seventy years of age or older to present certification of physical and mental competence from a doctor upon application.</p> | JHA |
| HB 1453 Status | <p>RELATING TO TRAFFIC VIOLATIONS.</p> <p>Specifies that refusing to provide identifying information to a police officer when being detained for a traffic offense is a petty misdemeanor.</p> | JHA |
| HB 2247 Status | <p>RELATING TO OPERATING A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT.</p> <p>Lengthens the driver's license revocation period for first time offenders convicted of operating a vehicle under the influence of an intoxicant who do not install an ignition interlock device. Allows early termination of driver's license revocation after nine months upon showing three consecutive months of ignition interlock use without any violations.</p> | JHA |



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| HB 2344, HD1 (HSCR616-22) Status | <p>RELATING TO PROBATION.</p> <p>Requires the probation officer to conduct a formal review of the defendant's progress halfway through the defendant's period of probation and provide the defendant information on how to file a motion with the court for early termination of probation, if the defendant so chooses. Gives a probation or law enforcement officer who has probable cause to believe a defendant has failed to comply with a discretionary condition of probation under section 706-624(2), Hawaii Revised Statutes, the discretion to issue the defendant a written notice of a court hearing that states the defendant's alleged violation and the date, time, location, and purpose of the hearing. Effective 7/1/3000. (HD1)</p> | <p>CMV, JHA</p> |
| HB 2113, HD1 (HSCR336-22) Status | <p>RELATING TO MONEY TRANSMITTERS.</p> <p>Minimizes regulatory burden and eliminates redundancy by permitting money transmitter applicants to submit to either a state or federal criminal background check, rather than both. Effective 1/1/2050. (HD1)</p> | <p>CPC, JHA</p> |
| HB 1455 Status | <p>RELATING TO ROBBERY IN THE FIRST DEGREE.</p> <p>Amends the offense of robbery in the first degree to include being armed with an electric gun.</p> | <p>JHA</p> |
| HB 2213 Status | <p>RELATING TO MAIL THEFT.</p> <p>Establishes the new criminal offense of mail theft.</p> | <p>JHA</p> |
| HB 1732 Proposed HD1 Status | <p>RELATING TO ELECTRIC GUNS.</p> <p>Proposed HD1: Prohibits individuals from carrying an electric gun in or near certain sensitive locations with exceptions.</p> | <p>JHA</p> |
| | <p>The proposed HD1 is available on the Legislature's Web site: http://www.capitol.hawaii.gov.</p> | |
| HB 2380 Status | <p>RELATING TO FIREARMS.</p> <p>Authorizes the Department of the Attorney General to develop and implement a state program to allow active and retired law enforcement officers to carry a concealed firearm in the State pursuant to the federal Law Enforcement Officers Safety Act of 2004. Makes a conforming amendment to state firearm laws.</p> | <p>JHA</p> |
| HB 2464 Status | <p>RELATING TO USE OF FORCE IN SELF-PROTECTION.</p> <p>Clarifies when the use of deadly force is not justified.</p> | <p>JHA</p> |
| HB 1471 Status | <p>RELATING TO POLITICAL PARTIES.</p> <p>Amends provisions relating to dates and deadlines in statutory provisions governing political parties.</p> | <p>JHA</p> |



[HB 1823, HD1](#)
[\(HSCR606-22\)](#)
[Status](#)

RELATING TO HEALTH.

HHH, CPC, JHA

Authorizes advanced practice registered nurses and physician assistants to practice medical aid in dying in accordance with their scope of practice and prescribing authority. Authorizes advanced practice registered nurses with psychiatric or clinical nurse specializations and physician assistants to provide counseling to a qualified patient. Reduces the mandatory waiting period between oral requests from twenty days to fifteen days. Reduces the mandatory waiting period between the initial oral request and the provision of a prescription from fifteen days to ten days if more than ten business days have passed between the initial oral request and an appraisal of the patient by the attending provider or counseling provider. Waives the mandatory waiting period for qualified patients not expected to survive the mandatory waiting period. Prohibits the disclosure or discovery of information collected or retained pursuant to incidental or routine communication between the department of health and qualified patients or providers. Effective 7/1/2060. (HD1)

[HB 2148, HD1](#)
[\(HSCR585-22\)](#)
[Status](#)

RELATING TO WATER POLLUTION CONTROL.

EFP, WAL, JHA

Adds, amends, and reorganizes sections in chapter 342D, Hawaii Revised Statutes, to consolidate water quality certification requirements and include wetlands in the definition of "state waters". Clarifies the director of health's responsibility as a certifying agency. Increases maximum statutory civil penalties to match the amounts of federal penalties and the state penalty in section 342B-47(d), Hawaii Revised Statutes. (HD1)

[HB 2180](#)
[\(HSCR307-22\)](#)
[Status](#)

RELATING TO HARBORS.

TRN, JHA

Repeals sections 266-2.3, and 266-22, Hawaii Revised Statutes, for the purpose of deleting obsolete or unnecessary provisions.

[HB 2006, HD1](#)
[\(HSCR583-22\)](#)
[Status](#)

RELATING TO PERMITS.

WAL, JHA

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 to specify the form and manner in which the identifying information is to be attached to the sandbag. Effective 7/1/2050. (HD1)

As this is a decision making meeting only, no public testimony will be accepted.

If you require special assistance or auxiliary aids and/or services to participate in the House 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 arrangements can be made.

For further information, please call the Committee Clerk at 586-6680.

Rep. Mark M. Nakashima
Chair



