

THE SENATE  
THE THIRTY-FIRST LEGISLATURE  
REGULAR SESSION OF 2022

COMMITTEE ON LABOR, CULTURE AND THE ARTS

Senator Brian T. Taniguchi, Chair  
Senator Les Ihara, Jr., Vice Chair

NOTICE OF HEARING

DATE: Wednesday, March 16, 2022  
TIME: 3:00 PM  
PLACE: Conference Room 225 & Videoconference

**PHOTO ID AND PROOF OF 1) FULL VACCINATION OR 2) A NEGATIVE COVID-19 TEST TAKEN WITHIN 72-HOURS REQUIRED FOR ENTRANCE TO THE STATE CAPITOL BEGINNING ON MARCH 7, 2022  
BUILDING HOURS: 7AM TO 5PM, MONDAY - FRIDAY**

This policy is 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](http://www.capitol.hawaii.gov).

*Effective March 7, 2022, the Legislature will accept written, videoconference, and in-person testimony at public hearings.*

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

A G E N D A

<a href="#">HB 886, HD1</a> <a href="#">(HSCR1009-22)</a> <a href="#">Status &amp; Testimony</a>	RELATING TO PROFESSIONALLY LICENSED OR CERTIFIED GOVERNMENT EMPLOYEES. Clarifies that the State shall be exclusively liable for claims for injury or loss of property, or personal injury or death, resulting from the negligent or wrongful act or omission of any professionally licensed or certified employee of the State while acting within the course and scope of the employee's office or employment. Precludes civil actions or proceedings for money damages against the employee, except for claims based on liability other than an employee's course and scope of employment with the State or other employer. Clarifies liability when the State agrees to assume full or partial responsibility in a civil action against a professional licensed or certified employee. Effective 7/1/2050. (HD1)	LCA, JDC/WAM
<a href="#">HB 1475, HD1</a> <a href="#">(HSCR944-22)</a> <a href="#">Status &amp; Testimony</a>	RELATING TO MANDATORY ETHICS TRAINING. Requires state legislators and employees to complete mandatory ethics training courses every four years, subject to certain requirements. Effective 7/1/2023. (HD1)	LCA, JDC
<a href="#">HB 1789, HD2</a> <a href="#">(HSCR864-22)</a> <a href="#">Status &amp; Testimony</a>	RELATING TO COLLECTIVE BARGAINING. Requires the representative of labor on the Hawaii labor relations board to be a person selected by a majority of the exclusive representatives of the collective bargaining units. Provides a timeframe for the governor to appoint the representative of labor following submission of the nominee's name. Effective 12/25/2040. (HD2)	LCA, JDC/WAM

<p><a href="#"><u>HB 2159, HD1</u></a>  <a href="#"><u>(HSCR865-22)</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO WORKFORCE DEVELOPMENT BOARDS.          Amends the Hawaii Revised Statutes to change the workforce development council to the workforce development board. Requires the board to develop written conflict of interest policies consistent with federal law. Amends the composition and powers of the board. Makes other conforming amendments. Effective 12/25/2040. (HD1)</p>	<p>LCA, JDC/WAM</p>
<p><a href="#"><u>HB 2469, HD1</u></a>  <a href="#"><u>(HSCR762-22)</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO THE UNEMPLOYMENT COMPENSATION TRUST FUND.          Establishes an unemployment compensation insolvency special fund to be expended solely to resolve an unemployment compensation trust fund insolvency emergency declared by the Governor. Permits the Governor to declare an unemployment compensation trust fund insolvency emergency and to expend moneys from the special fund if the Director of Finance determines that the trust fund balance is insufficient to meet the State's obligations. Appropriates moneys into the unemployment compensation insolvency special fund. Effective 12/25/2040. (HD1)</p>	<p>LCA, WAM</p>
<p><a href="#"><u>HB 2471, HD1</u></a>  <a href="#"><u>(HSCR763-22)</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO THE ADEQUATE RESERVE FUND.          Amends the definition of "adequate reserve fund" to exclude the benefit cost rate from June 2020 through August 2021, effective for calendar years 2023 through 2030. Effective 12/25/2040. (HD1)</p>	<p>LCA, WAM</p>
<p><a href="#"><u>HB 2495, HD1</u></a>  <a href="#"><u>(HSCR681-22)</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></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. Effective 12/25/2040. (HD1)</p>	<p>LCA, JDC</p>

Decision Making to follow, if time permits.

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.

Please go to the Legislature's website, [www.capitol.hawaii.gov](http://www.capitol.hawaii.gov), to submit **written testimony** at least 24 hours prior to the hearing. Create a free account on the website, or sign in to an existing account, then click on the "Testimony" icon on the home page to get started. While submitting your written testimony, you will be prompted to indicate if you would also like to testify at the hearing in-person or remotely via videoconference.

Please note the following:

- The number of oral testifiers and/or time allotted to each testifier may be limited by the Chair when necessary to adhere to the committee hearing schedule. We may not be able to accommodate everyone who requests to testify orally.
- Testifiers for this hearing will be limited to **2 minutes** each.

If you wish to **testify via videoconference** during the hearing, please review the detailed step-by-step instructions for testimony procedures before you submit your written testimony. Here's a direct link to the instructions: <https://capitol.hawaii.gov/docs/testimonyinstructions2022.pdf>

For general help navigating the committee hearing process, please contact the Public Access Room at (808) 587-0478 or [par@capitol.hawaii.gov](mailto:par@capitol.hawaii.gov). You can also visit their website at <https://lrb.hawaii.gov/par/>.

For special assistance: 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), or are unable to submit testimony via the website due to a disability, please contact the committee at [LCAcommittee@capitol.hawaii.gov](mailto:LCAcommittee@capitol.hawaii.gov) at least 24 hours prior to the hearing.

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) 586-6460.

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Senator Brian T. Taniguchi  
Chair