

THE SENATE
KA 'AHA KENEKOA

THE THIRTY-SECOND LEGISLATURE
REGULAR SESSION OF 2023

COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Senator Jarrett Keohokalole, Chair
Senator Carol Fukunaga, Vice Chair

COMMITTEE ON WAYS AND MEANS

Senator Donovan M. Dela Cruz, Chair
Senator Gilbert S.C. Keith-Agaran, Vice Chair

NOTICE OF DECISION MAKING

DATE: Wednesday, March 1, 2023
TIME: 9:30 AM
PLACE: Conference Room 211 & Videoconference
State Capitol
415 South Beretania Street
TIMESLOT: WAM

**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 may be required in some offices.
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:

SB 1035, SD1 (SSCR308) Status & Testimony	RELATING TO THE GENERAL EXCISE TAX. Exempts from the general excise tax amounts received by a hospital, infirmary, medical clinic, health care facility, pharmacy, or a medical practitioner for health care related goods and services purchased under Medicaid, Medicare, or TRICARE. Effective 12/31/2050. (SD1)	HHS, WAM/CPN
SB 459, SD1 (SSCR535) Status & Testimony	RELATING TO THE HYDROGEN FUELING SYSTEM SUBACCOUNT. Appropriates funds from the Hydrogen Fueling System Subaccount within the Public Utilities Commission Special Fund for the Zero-Emission Vehicle Fueling System Rebate Program. (SD1)	EET, WAM/CPN

<p><u>SB 15, SD1</u> <u>(SSCR432)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO VESSELS. Authorizes the Director of Transportation to adopt rules that regulate and limit noise from vessels at harbors, ports, roadsteads, docks, wharves, piers, quays, bulkheads, and landings of the State. Takes effect 7/1/2050. (SD1)</p>	<p>TCA, CPN/WAM</p>
<p><u>SB 463, SD1</u> <u>(SSCR520)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO PROPERTY DEVELOPMENT. Requires each county to adopt, no later than June 30, 2024, ordinances applicable to subdivisions not approved by July 1, 2024, requiring as a condition of approval, the subdivider or developer to obtain a street address and install a mailbox for lots, parcels, structures, or units of a structure within the subdivision before the sale or lease thereof. Requires condominium maps recorded in the Bureau of Conveyances or registered in the Land Court after June 30, 2024, to include a mailbox plan for the condominium property regime, showing the location of all mailboxes for all units in the regime. Defines approval, mail, mailbox, street address, subdivider, and subdivision. Requires, prior to the sale of residential real property, the disclosure as to the existence of a United States Postal Service deliverable mailbox for the property. Effective 7/1/2050. (SD1)</p>	<p>WTL, CPN/WAM</p>
<p><u>SB 609, SD1</u> <u>(SSCR451)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO HEARING AIDS. Requires health insurance policies and contracts issued on or after 01/01/2024 to provide coverage for the cost of hearing aids at a minimum of an unspecified amount per hearing aid for each hearing-impaired ear every thirty-six months. Effective 12/31/2050. (SD1)</p>	<p>HHS, CPN/WAM</p>
<p><u>SB 682</u> <u>(SSCR161)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO ANIMAL FUR PRODUCTS. Prohibits the sale, offer for sale, display for sale, trade, or distribution of certain animal fur products in the State.</p>	<p>AEN, CPN/WAM</p>
<p><u>SB 781, SD1</u> <u>(SSCR279)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO RENEWABLE ENERGY. Requires government entities in the State that issue building permits to implement SolarAPP+ or a functionally equivalent online automated permitting platform that verifies code compliance and issues permits to licensed contractors for solar distributed energy resource systems in real time by 1/1/2024. Requires government entities in the State that issue building permits to adopt self-certification for solar distributed energy resource systems that are not SolarAPP+ compatible. Makes the professional engineers, architects, surveyors, and landscape architects licensure law inapplicable to work with respect to residential distributed energy resource systems and increases the estimated cost of work on certain structures below which that licensure law is inapplicable. Takes effect 1/6/2050. (SD1)</p>	<p>EET/GVO, CPN/WAM</p>

[SB 839, SD1](#)
[\(SSCR537\)](#)
[Status & Testimony](#)

RELATING TO RENEWABLE ENERGY.
Establishes the Hawaii Electricity Reliability Surcharge Special Fund. Requires the Public Utilities Commission to establish reliability standards and interconnection requirements for all users, owners, or operators of the Hawaii electric system and determine the responsibility of costs associated with any reliability standards or inter-connection requirements. Requires the Public Utilities Commission to establish: (1) the distinction between interconnection facilities and utility network upgrades; (2) that the cost of interconnection facilities shall be the responsibility of the interconnection customer; and (3) that the cost of utility network upgrades shall be the sole responsibility of the transmission provider. Establishes a timeline and requirements for interconnection procedures to be established by the Public Utilities Commission for certain utility-scale renewable energy projects. Requires implementation of the Hawaii Electricity Reliability Administrator Law upon establishment of the Hawaii Electricity Reliability Administrator Surcharge. Beginning 1/1/2024, requires the surcharge to be imposed on certain customers to cover the costs of the Administrator to be deposited into the Hawaii Electricity Reliability Surcharge Special Fund Subaccount. Requires the Public Utilities Commission to submit a report and assessment of the Hawaii Electric Reliability Administrator to the Legislature. Appropriates funds. (SD1)

EET, CPN/WAM

[SB 1154, SD1](#)
[\(SSCR624\)](#)
[Status & Testimony](#)

RELATING TO ENERGY.
Authorizes government agencies to wheel electricity that is produced by their own facilities from renewable energy sources to another government agency's facilities, subject to certain restrictions. Exempts member-owned cooperatives. (SD1)

EET/GVO,
CPN/WAM

[SB 1264, SD1](#)
[\(SSCR349\)](#)
[Status & Testimony](#)

RELATING TO COMMERCIAL FISHING.
Authorizes the Department of Land and Natural Resources to establish limited entry commercial fisheries where appropriate or necessary to ensure certain commercial fisheries throughout the State remain healthy and sustainable while balancing the important economic role of commercial fisheries in the State. Effective 7/1/2050. (SD1)

WTL, CPN/WAM

[SB 287, SD1](#)
[\(SSCR465\)](#)
[Status & Testimony](#)

RELATING TO AGRICULTURAL DISTRICTS.
For condominium property regimes, authorizes counties to require its approval of the subdivision of land greater than ten acres prior to the effective date of the condominium property regime. Effective 7/1/2050. (SD1)

WTL, CPN/WAM

[SB 389](#)
[\(SSCR321\)](#)
[Status & Testimony](#)

RELATING TO EQUITY.
Requires all places of public accommodation and state building construction constructed after 12/31/23 to provide universal changing accommodations that are equally accessible to men and women.

GVO, CPN/WAM

[SB 693, SD1](#)
[\(SSCR475\)](#)
[Status & Testimony](#)

RELATING TO PHARMACISTS.
Mandates reimbursement for services provided by participating registered pharmacists practicing within their scope of practice by private and public health plans in the State beginning January 1, 2024. Effective 12/31/2050. (SD1)

HHS, CPN/WAM

<p><u>SB 63, SD1</u> <u>(SSCR482)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO NURSES. Allows the Board of Nursing to issue temporary permits for six-month periods to registered nurses and practical nurses licensed in another jurisdiction under certain circumstances, and excepts from license requirements nurses who are licensed in another state, territory, or country accompanying a patient from out-of-state for a period of less than two weeks and not employed or affiliated with a health care facility in the State. Allows an out-of-state registered nurse or licensed practical nurse to simultaneously apply for a license to practice and a temporary permit, and in such circumstances, extends the validity of temporary permit to until the Board approves the application to practice. Effective 12/31/2050. (SD1)</p>	<p>HHS, CPN/WAM</p>
<p><u>SB 319, SD1</u> <u>(SSCR490)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO THE RECOGNITION OF EMERGENCY MEDICAL SERVICES PERSONNEL LICENSURE INTERSTATE COMPACT. Establishes a working group to study the feasibility and effects of the State adopting the Recognition of Emergency Medical Services Personnel Licensure Interstate Compact. Requires a report to the Legislature. Effective 12/31/2050. (SD1)</p>	<p>HHS, CPN/WAM</p>
<p><u>SB 320, SD1</u> <u>(SSCR488)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT. Establishes a working group to study the feasibility and effects of the State adopting the Psychology Interjurisdictional Compact. Requires a report to the Legislature. Effective 12/31/2050. (SD1)</p>	<p>HHS, CPN/WAM</p>
<p><u>SB 321, SD1</u> <u>(SSCR528)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO THE ADVANCED PRACTICE REGISTERED NURSE COMPACT. Establishes a working group to study the feasibility and effects of the State adopting the Advanced Practice Registered Nurse Compact. Requires a report to the Legislature. Effective 12/31/2050. (SD1)</p>	<p>HHS, CPN/WAM</p>
<p><u>SB 669, SD1</u> <u>(SSCR623)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO CANNABIS. Establishes regulations for the cultivation, sale, and personal use of small amounts of cannabis. Decriminalizes and regulates small amounts of cannabis for personal use. Establishes taxes for cannabis sales. Takes effect 03/22/2075. (SD1)</p>	<p>JDC, CPN/WAM</p>
<p><u>SB 1473, SD1</u> <u>(SSCR546)</u> <u>Status &</u> <u>Testimony</u></p>	<p>RELATING TO HEALTH. Requires the Department of Health and Department of Human Services to develop and adopt rules, policies, and plan amendments necessary to ensure that the state Medicaid program covers medically—necessary services, including applied behavior analysis services, for individuals aged twenty—one and older with neurodevelopmental disorders, including autism spectrum disorder. Requires the Department of Health and Department of Human Services to apply for any necessary approvals from the Centers for Medicare and Medicaid Services to amend the state medicaid plan to provide reimbursements for medically—necessary services, including applied behavior analysis services, for individuals aged twenty—one and older with neurodevelopmental disorders, including autism spectrum disorder. Appropriates funds. (SD1)</p>	<p>HHS, CPN/WAM</p>

[SB 1615, SD1](#)
[\(SSCR622\)](#)
[Status &
Testimony](#)

RELATING TO THE DEPARTMENT OF HEALTH.
Requires the Developmental Disabilities Division of the Department of Health to amend the eligibility criteria for the home and community-based services Medicaid waiver to include individuals having an intellectual or a developmental disability and a comorbid mental illness. Appropriates funds. (SD1)

HHS, CPN/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.

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)587-7215.

Senator Donovan M. Dela Cruz
Chair

Senator Jarrett Keohokalole
Chair