

THE SENATE
KA 'AHA KENEKOA

THE THIRTY-SECOND LEGISLATURE
REGULAR SESSION OF 2023

COMMITTEE ON JUDICIARY

Senator Karl Rhoads, Chair
Senator Mike Gabbard, Vice Chair

NOTICE OF DECISION MAKING

DATE: Thursday, February 23, 2023
TIME: 9:45 AM
PLACE: Conference Room 016 & Videoconference
State Capitol
415 South Beretania Street
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 may be required in some offices.
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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 22, SD1 (SSCR593) Status & Testimony	RELATING TO BED BUGS. Prohibits landlords, including those operating in public housing and educational dorm settings, from renting a dwelling unit that the landlord knows has a current bed bug infestation. Establishes procedures that landlords shall take upon receiving notice of an actual or suspected bed bug infestation. Effective 7/1/2050. (SD1)	CPN/HOU, JDC
SB 45, SD1 (SSCR306) Status & Testimony	RELATING TO MINORS. Allows a school counselor, domestic violence victim advocate, or other mental health professional licensed by the State to petition for a protective order on a minor's behalf when the minor's parent or guardian is unable to submit a petition. Effective 12/31/2050. (SD1)	HHS, JDC
SB 54, SD1 (SSCR594) Status & Testimony	RELATING TO GASOLINE-POWERED LEAF BLOWERS. Prohibits the operation of gasoline-powered leaf blowers in any urban land use districts. Increases the amounts of fines for offenses of leaf blower restrictions and provides for the forfeiture of gasoline-powered leaf blowers upon a third violation. Removes the exemption on leaf blower restrictions for government agencies. Takes effect 7/1/2050. (SD1)	CPN, JDC

<p>SB 74, SD1 (SSCR263) Status & Testimony</p>	<p>RELATING TO SPECIAL MANAGEMENT AREAS. Establishes additional exclusions from the definition of "development" as it applies to special management areas to reduce the need for special management area permits for certain activities. Repeals the 7,500 square foot threshold for single-family residence and authorizes the counties to further define single-family residence by ordinance for purposes of "development". Effective 7/1/2050. (SD1)</p>	<p>WTL, JDC</p>
<p>SB 105 (SSCR117) Status & Testimony</p>	<p>RELATING TO EDUCATION. Changes the Department of Education's quarterly report requirement on autism spectrum disorder to an annual report.</p>	<p>EDU, JDC</p>
<p>SB 107, SD1 (SSCR284) Status & Testimony</p>	<p>RELATING TO THE BOARD OF EDUCATION. Authorizes a majority of the members of the Board of Education to elect a chairperson from among the members of the Board. Allows the members to annually elect a chairperson upon the start of the next confirmed term for members. Removes the requirement that the chairperson be an at-large member. (SD1)</p>	<p>EDU, JDC</p>
<p>SB 156, SD1 (SSCR285) Status & Testimony</p>	<p>RELATING TO THE BOARD OF EDUCATION. Requires the Board of Education to hold not less than six community forums annually, with at least one community forum in each county. Requires the Board to include an open forum for public comments on non-agenda items. Requires a report to the Legislature on implementing open forums. Effective 7/1/2050. (SD1)</p>	<p>EDU, JDC</p>
<p>SB 151, SD1 (SSCR255) Status & Testimony</p>	<p>RELATING TO LAW ENFORCEMENT REFORM. Requires any department or agency employing a law enforcement officer to maintain a publicly available policy that provides a minimum standard on the use of force. Allows use of force policies and training to be considered in legal proceedings involving a law enforcement officer's use of force. Requires a law enforcement officer who observes the use of excessive force by another law enforcement officer to report the use of excessive force. Requires that law enforcement officers receive training designed to minimize the use of force. Takes effect 1/1/2024. (SD1)</p>	<p>PSM, JDC</p>
<p>SB 158, SD1 (SSCR595) Status & Testimony</p>	<p>RELATING TO DECEPTIVE TRADE PRACTICES. Establishes that charging shipping and delivery charges that exceed the actual cost charged to the seller to ship or deliver a consumer commodity or consumer package to a consumer in Hawaii constitutes an unfair and deceptive practice. Effective 7/1/2050. (SD1)</p>	<p>CPN, JDC</p>
<p>SB 214, SD1 (SSCR233) Status & Testimony</p>	<p>RELATING TO PUBLIC TRANSIT. Establishes the offense of interference with the operation of a public transit vehicle. Takes effect 7/1/2050. (SD1)</p>	<p>TCA, JDC</p>

<p><u>SB 224, SD1</u> <u>(SSCR429)</u> <u>Status & Testimony</u></p>	<p>RELATING TO NOISE CONTROL. Allows for noise control infractions to be processed under the traffic and emergency period infractions adjudication process. Grants the district court concurrent jurisdiction over noise control infractions committed by minors. Effective 7/1/2050. (SD1)</p>	<p>TCA, JDC</p>
<p><u>SB 236</u> <u>(SSCR179)</u> <u>Status & Testimony</u></p>	<p>RELATING TO VICTIM-COUNSELOR PRIVILEGE. Expands the victim-counselor privilege under the Hawaii Rules of Evidence to include confidential advocates employed by the University of Hawaii. Increases the minimum number of hours of training a domestic violence victims' counselor must complete to be considered a victim counselor.</p>	<p>HRE, JDC</p>
<p><u>SB 313</u> <u>(SSCR510)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE STATE REHABILITATION COUNCIL. Reduces the number of members on the State Rehabilitation Council from twenty-one to fifteen. Authorizes the State Rehabilitation Council to establish a quorum and conduct business without regard to vacancies.</p>	<p>HHS, JDC</p>
<p><u>SB 316</u> <u>(SSCR82)</u> <u>Status & Testimony</u></p>	<p>RELATING TO DOGS. Establishes additional penalties for dog owners whose dog destroys property while on land zoned for agricultural use.</p>	<p>AEN, JDC</p>
<p><u>SB 1, SD1</u> <u>(SSCR651)</u> <u>Status & Testimony</u></p>	<p>RELATING TO HEALTH CARE. PART I - Allows licensed physician assistants to perform abortions. Repeals the requirement that abortions, including aspiration abortions performed by advance practice registered nurses, be performed at certain locations. Clarifies that a patient has the right to choose to obtain an abortion, or to terminate a pregnancy if the termination is necessary to protect the life or health of the patient, and the State shall not deny or interfere with the _____ se rights. Defines "abortion" and "nonviable fetus". Part II - Prohibits a covered entity from disclosing communication or information relating to reproductive health care services. Prohibits the issuance of a subpoena in connection with an out-of-state proceeding relating to reproductive health care services legally performed in the State. Prohibits agencies from providing information or expending resources in the furtherance of interstate investigations or proceedings relating to reproductive health care services. Prohibits the State from penalizing, prosecuting, or otherwise taking adverse action based on pregnancy outcomes or aiding or assisting a pregnant individual with accessing reproductive health care services. Requires the Governor to deny any demand for surrender of a person charged with a crime involving reproductive health care services unless the conduct constitutes a crime in the State. Enumerates laws contrary to public policy and prohibits their application as rules of decision in the courts. Prohibits the issuance of a summons for persons to testify in another state with regard to lawful reproductive health care services. Part III - Clarifies under various licensing statutes that the provision or assistance in receipt or provision of medical, surgical, pharmaceutical, counseling, or referral services related to the human reproductive system cannot form a basis for disciplinary action. Part IV - Prohibits the enforcement of a judgment or order...(See document for complete description)</p>	<p>HHS/CPN, JDC</p>

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