

CROSSOVER BILLS

(Bills Which Passed Third Reading)

HAWAII STATE LEGISLATURE

REGULAR SESSION OF 2011

SHOWING ACTIONS TAKEN AS OF

March 10, 2011

Prepared by the:



LEGISLATIVE REFERENCE BUREAU SYSTEMS OFFICE

State Capitol, Room 413
415 South Beretania Street
Honolulu, HI 96813

Caveat: While all data are believed accurate, they are subject to change pending confirmation against official records kept by the respective Chief Clerk's offices.

FOREWORD

This publication includes all bills in the current legislature which passed Third Reading as of March 10, 2011. This publication has been created by the Legislative Reference Bureau - Systems Office.

This publication includes such data as the bill number, title, introducer, description, and current status of the bill. It reflects data recorded up to and including March 10, 2011.

Charlotte Carter-Yamauchi
Acting Director
Legislative Reference Bureau

March 2011

SENATE BILLS WHICH PASSED THIRD READING

- SB0001 SD2 (SSCR 764) RELATING TO STATE RECOGNITION OF THE NATIVE HAWAIIAN PEOPLE, THEIR LANDS, ENTITLEMENTS, HEALTH, EDUCATION, WELFARE, HERITAGE, AND CULTURE.
Introduced by: Solomon M, Dela Cruz D
Establishes the native Hawaiian recognition Act. Establishes the native Hawaiian role commission for the purpose of preparing and maintaining a roll of qualified native Hawaiians and certifying that the individuals meet the definition of qualified native Hawaiians. Requires the commission to appoint an interim council after the publication of the roll to organize a convention of qualified native Hawaiians to organize themselves. Requires the Hawaiian homes commission act, 1920 to be amended, subject to the approval of the US congress. Appropriation to the office of Hawaiian affairs. (\$\$) -- SB0001 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then JUD then FIN
- SB0002 SD2 (SSCR 713) RELATING TO THE PUBLIC LAND.
Introduced by: Solomon M, English J
Requires the department of land and natural resources to initiate and coordinate all efforts to establish a public land trust information system. Reports to the legislature. Appropriation. (\$\$) -- SB0002 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then HAW then FIN
- SB0004 SD1 (SSCR 473) RELATING TO GAMBLING.
Introduced by: Nishihara C, Chun Oakland S
Establishes provisions relating to free play not a defense; when. Free play shall not be considered a defense to an offense charged if the free play was offered by mail or electronic communication as an alternative to play via purchase of an item that is not bona fide or is offered at a price that is disproportionate to the value of the item purchased or a chance to win if the free play by mail or electronic communication is offered from a pool different from the pool from which the chance to win via purchase is drawn. -- SB0004 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then JUD
- SB0008 SD1 HD2 (HSCR 420) RELATING TO EDUCATION.
Introduced by: Tokuda J, Tsutsui S, Ihara L, Galuteria B, Chun Oakland S, Kim D, Espero W, Dela Cruz D, Ige D, Kidani M, Slom S, Baker R, Fukunaga C, Kahele G, English J, Nishihara C, Wakai G, Kouchi R, Green J
Repeals and replaces the board of education. Provides that the board shall consist of 9 members who shall be appointed by the governor with the advice and consent of the senate, plus 1 non voting member who shall be a public high school student. Requires the board to invite the senior military commander in Hawaii to appoint a nonvoting military representative. Repeals the election of the board of education. -- SB0008 HD2
Current Status: Mar-03 11 Received by the Governor
- SB0011 SD2 (SSCR 685) RELATING TO THE DEPARTMENT OF THE SHERIFF.
Introduced by: Chun Oakland S, Espero W
Establishes a transition task force to create a plan to establish a new department of the sheriff with functions presently existing under the department of public safety. Report to the legislature. Task force to cease on May 1, 2012 (sunset). -- SB0011 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN
- SB0014 SD2 (SSCR 634) RELATING TO AGRICULTURAL DEVELOPMENT.
Introduced by: Dela Cruz D
Amends provisions relating to the agricultural development and food security special fund; establishment. Allows the special fund to be expended for the improvement of dams, and reservoirs, including investigative studies to identify and assess necessary improvements to dams, reservoirs, irrigation systems, and transportation networks. Authorizes the issuance of general obligation bonds for deposit into the special fund. (\$\$) -- SB0014 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR/ WLO/ then FIN
- SB0019 RELATING TO THE STATE TREASURY.
Introduced by: Kim D, Chun Oakland S
Amends provisions relating to reports to the legislature. Requires the director of finance to make quarterly reports to the legislature that provide an update on the balances in the state treasury and all accounts within the state treasury. -- SB0019

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Current Status: Feb-15 11 Introduction/Passed First Reading - House
Feb-15 11 Single Referral to FIN

SB0020 SD1 (SSCR 111)

RELATING TO THE BUDGET.

Introduced by: Kim D, Chun Oakland S

Establishes provisions relating to the reporting of intended material changes to capital improvement projects. Requires the director of finance to submit a report to the legislature that indicates the reasons for the material change. -- SB0020 SD1

Current Status: Feb-15 11 Introduction/Passed First Reading - House
Feb-15 11 Single Referral to FIN

SB0023 SD1 (SSCR 486)

RELATING TO NATIVE HAWAIIANS.

Introduced by: Galuteria B (BR)

Establishes the 'aha kiole (aha kiole) commission within the department of land and natural resources to provide advisory input based upon the indigenous resource management practices of each moku to state and county agencies; aid in the implementation of a comprehensive set of best practices for natural resource management; foster the understanding and practical use of knowledge, including native Hawaiian methodology and expertise; ensure the future sustainable use of the State's marine, land, cultural, agricultural, and natural resources; enhance community education and cultural awareness; participate in the protection and preservation of the State's natural resources; engage in discussion with and participate in meetings and events held by the various moku statewide; establish an administrative structure that oversees the æaha moku (aha moku) system. Annual report to the legislature and governor. -- SB0023 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW/ WLO/ then FIN

SB0026 SD2 (SSCR 600)

RELATING TO ADVANCED PRACTICE REGISTERED NURSE FEES.

Introduced by: Baker R, Green J

Amends provisions relating to advance practice registered nurse; qualifications; recognition; endorsement; fees; eligibility. Requires the board of nursing to set appropriate fees for registered nurses and the center for nursing fee. Amends provisions relating to prescriptive authority for advanced practice registered nurses. Prohibits advanced practice registered nurse to be required to pay a fee relating to the grant of prescriptive authority. Amends provisions relating to renewal of license; denial, suspension, or revocation of license for default of student loan, student loan repayment contract, or scholarship contract; inactivation and reactivation of license; restoration of forfeited license. Requires each applicant to complete a survey developed by the Hawaii state center for nursing. -- SB0026 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC then FIN

SB0027 SD1 (SSCR 467)

RELATING TO LONG-TERM CARE INSURANCE.

Introduced by: Baker R

Amends the accident and sickness insurance contracts law. Repeals long term care from accident and health insurance, or sickness insurance in a limited benefit health insurance policy. -- SB0027 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC

SB0030 SD1 (SSCR 766)

RELATING TO ABANDONED VEHICLES.

Introduced by: Baker R

Amends provisions relating to notice to owner under the abandoned vehicles law. Extends the time that a legal and registered owner of an abandoned vehicle has to repossess the vehicle from 10 days to 20 days after mailing of the notice. Defines business days to exclude Saturdays, Sundays and state holidays. -- SB0030 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then JUD

SB0034 SD1 (SSCR 370)

RELATING TO TAX APPEALS.

Introduced by: Baker R (BR)

Amends provisions relating to small claims. Provides that the tax appeals court shall not allow pretrial discovery and that the costs and fees awarded to the prevailing party shall be limited to fees paid directly to the court in the course of conducting the tax appeal at issue. -- SB0034 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to JUD

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- SB0035 RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT.
Introduced by: Baker R
Amends provisions relating to procedures, protections, rights, and remedies made available to licensees under the motor vehicle industry licensing act. Repeals the definition of good faith. -- SB0035
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Re referral to TRN then CPC
- SB0036 SD1 (SSCR 154) RELATING TO HEALTH.
Introduced by: Baker R, Green J, Chun Oakland S
Requires the director of health to convene a mental health and substance abuse parity working group. Requires the working group to review special reports, and updates to the special reports that provide an analysis of the Paul Wellstone and Peter Domenici mental Health Parity and Addiction Equity Act of 2008 and relevant interim final rules; review the provisions in the national health care reform laws and regulation that affect behavioral health care; determine the state's role and responsibilities in implementing the mental health parity and Addiction Equity Act of 2008; and examine and make recommendations regarding the addition or enhancement of various components of the State's mental health and substance abuse parity laws. Requires the legislative reference bureau to assist the working group in drafting any appropriate legislation. Report to the legislature. Working group to cease to exist on June 30, 2013 (sunset). -- SB0036 SD1
Current Status: Feb-17 11 Introduction/Passed First Reading - House
Feb-18 11 Multiple Referral to HLT/ HUS/ then FIN
- SB0040 SD2 (SSCR 573) RELATING TO PSEUDOEPHEDRINE.
Introduced by: Baker R, Green J, Chun Oakland S, Fukunaga C
Amends provisions relating to schedule V to include pseudoephedrine or any drug containing pseudoephedrine under stimulants. Provides that no later than July 1, 2011, all drugs containing pseudoephedrine shall be subject to prescription requirements and all retail sellers of drugs containing pseudoephedrine shall remove these drugs from all public areas where over the counter drugs are available for sale. Amends provisions relating to prescriptions under the uniform controlled substances act. Prohibits pseudoephedrine to be dispensed without a written prescription. Repeals exceptions for any sale, transfer, furnishing, or receipt of any drug that contains pseudoephedrine or norpseudoephedrine that is lawfully sold, transferred, or furnished over the counter without a prescription. Repeals provisions relating to pseudoephedrine permit. Repeals provisions relating to unlawful transport of pseudoephedrine. Repeals provisions relating to sales of products, mixtures, or preparations containing pseudoephedrine; reporting requirement for wholesalers. -- SB0040 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD
- SB0041 SD1 (SSCR 611) RELATING TO THE HAWAII PREPAID HEALTH CARE ACT.
Introduced by: Baker R, Green J, Chun Oakland S, Fukunaga C
Repeals the termination provision for the prepaid health care act. Repeals Act 99, session laws of 1994. -- SB0041 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC
- SB0044 SD1 (SSCR 482) RELATING TO PUBLIC SAFETY.
Introduced by: Espero W
Establishes provisions relating to annual corrections and program report. Requires the department of public safety to submit an annual corrections and program report that consolidates 1 report relating to mental health services at certain correctional facilities; relating to mental health services for committed persons; relating to gender responsive community based programs for women; relating to cognitive restructuring; relating to children of incarcerated persons; and relating to key performance indicators. Establishes provisions relating to performance indicator reporting. Requires the department of public safety to develop performance measures that accurately reflect progress to specific goals, including improving recidivism rates; decreasing prisoner assaults on correctional staff; reducing correctional staff turnover; and improving departmental efficiencies in staffing, budgeting, and data management and analysis and post the reports electronically on the department's internet website in a timely manner. Report to the legislature. -- SB0044 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN

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- SB0045 RELATING TO PUBLIC SAFETY.
Introduced by: Espero W
Amends provisions relating to civil service and exemptions. Repeals the exemption for 1st deputy sheriff, and 2nd deputy sheriff. -- SB0045
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM/ LAB/ then FIN
- SB0048 SD1 (SSCR 483) RELATING TO CORRECTIONS.
Introduced by: Espero W
Establishes provisions relating to transfer of inmates to other Hawaii correctional facilities. Allows the director of public safety to transfer a committed felon to any correctional facility located in this State, if the transfer is in the best interests of the State and the welfare of the committed felon will be best served by the transfer; provided that the director consider if the committed felon is currently engaged in rehabilitation or reentry program prior to the proposed transfer; if the committed felon is currently engaged in a rehabilitation or reentry program prior to the proposed transfer, whether the felon may continue with a similar program at the facility to which transfer is proposed; and whether other committed felons have volunteered to be transferred provided that felons volunteering for a transfer to be given preference for a transfer to achieve cost savings. Amends provisions relating to transfer of inmates to out of state institutions. Prohibits a committed felon to be transferred if that felon has 12 months or less to serve on a sentence before being eligible to be paroled. Allows the director to consider, prior to the transfer of a committed felon to any correctional institution located in another state, whether the committed felon is regularly participating in extended family leave visitations with the committed felon's child and whether the transfer would disrupt the visitations or allows the director to consider, among other things; whether the committed felon is enrolled in a vocational, educational, treatment, reentry, or other program that cannot reasonably be resumed at the correctional facility in another state; and whether other committed felons volunteering for a transfer to be given preference for a transfer to achieve cost savings. -- SB0048 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN
- SB0049 SD1 (SSCR 484) RELATING TO CORRECTIONAL FACILITIES.
Introduced by: Espero W
Establishes provisions relating to correctional facility and community correctional center deaths; reporting. Requires the director of public safety to report to the senate president, speaker of the House of Representatives, and legislative committee chairs for public safety on correctional employee deaths or injuries sustained on the grounds of a correctional facility or center where Hawaii inmates reside and the death of any Hawaii inmate within 24 hours. Provides that if the cause of death has not been officially determined, requires the director to provide notice of the official cause of death within 48 hours of receipt of that information. Provides that the director shall have the discretion to withhold disclosure of the decedent's name pending notification of the death to the next of kin or if the decedent's identity is protected from disclosure by state or federal laws. -- SB0049 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then LMG
- SB0052 SD1 (SSCR 616) RELATING TO REGISTRATION OF SEX OFFENDERS.
Introduced by: Espero W
Amends provisions relating to definitions. Redefines sex offense to include an offense that is a violation of privacy. -- SB0052 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to JUD then FIN
- SB0058 SD1 (SSCR 174) RELATING TO MEDICAL CANNABIS.
Introduced by: Espero W
Establish provisions relating to transfers under the uniform controlled substance law. Allows a qualifying patient or primary caregiver who is registered under medical use of marijuana registration requirements to provide usable cannabis or any part of the cannabis plant to any other registered qualifying patients or any other registered primary caregiver; provided that no consideration is paid for the cannabis and that the recipient does not exceed the adequate supply amount. Increases adequate supply and replaces the term marijuana with cannabis. Redefines written certification to include that the form may not require that the signing physician be the qualifying patient's primary care physician and allows the form to request the address of the location where the cannabis is grown and the information be kept confidential and not appear on the registry card issued by the department. -- Amends

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provisions relating to registration requirements. Requires physicians who issue written certifications to qualifying patients to provide the name, address, patient identification number. Further provides that the information to include the physician's attestation that the qualifying patient has 1 of the debilitating medical conditions and not name or describe the particular condition. Prohibits a primary caregiver be responsible for the care of more than 3 qualifying patients at any given time. -- SB0058 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ PBM/ then JUD then FIN

SB0077 SD1 (SSCR 617)

RELATING TO THE COURTS

Introduced by: Ihara L

Establishes provisions relating to anonymous filings. Allows a plaintiff to file a petition in civil actions as jane doe or john doe provided the court consider certain factors. -- Amends provisions relating to power to enjoin and temporarily restrain harassment. Allows plaintiff to petition in district court as jane doe or john doe, provided that the court finds that this is necessary to protect the privacy of the petitioner and will not unduly prejudice the prosecution or the defense. -- SB0077 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then JUD then FIN

SB0081

RELATING TO STARLIGHT RESERVE.

Introduced by: Espero W

Amends Act 161, session laws of 2009, relating to the development of a statewide starlight reserve strategy by extending the advisory committee to June 30, 2013 (sunset). -- SB0081

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0098 SD2 (SSCR 692)

RELATING TO WATER CARRIERS.

Introduced by: Baker R, Tsutsui S, Kouchi R, Green J, Chun Oakland S, Espero W

Establishes provisions relating to notice of hearing required under the Hawaii water carrier act. Requires the public utilities commission to provide reasonable notice whenever the commission conducts a public hearing on an application for a certificate of public convenience and necessity. -- Requires notice to be provided at least 30 before the date fixed by the commission for the public hearing. Prohibits the commission to approve an application or otherwise grant authorization to an application to operate as a water carrier until the commission has given notice and held public hearings. Prohibits the commission to make finding of public convenience and necessity or issue an authorization, whether interim, permanent, or otherwise, to operate as a water carrier without specific findings supported by evidence in the record. Prohibits the commission to issue any certificate that is designated as interim or temporary or does not conform to the requirements except in response to an emergency situation. Requires the commission to post a link on the front page of the commission's website to a publicly accessible electronic version of each application for a certificate and to each order of the commission regarding posted applications, including the final decision and order and remain active for at least 30 days from the filing of the application or the issuance of the order or decision and order. -- SB0098 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN/ CPC/ then FIN

SB0099 SD2 (SSCR 756)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Baker R, Solomon M, English J, Kahele G, Tsutsui S, Kouchi R, Green J, Chun Oakland S

Establishes provisions relating to notice of hearing required under the Hawaii water carrier act. Requires the public utilities commission to provide reasonable notice whenever the commission conducts a public hearing on an application for a certificate of public convenience and necessity. -- Amends provisions relating to public utilities commission; number, appointment of commissioners, qualifications; compensation; persons having interest in public utilities by adding establishment and composition of panel. Requires the commission to elect its chairperson from 1 of its members instead of being appointed by the governor. Requires the commission to establish 2 panels with membership consisting of 2 commissioners plus the chairperson. Further requires that 1 panel to be devoted to issues relating to energy and the private water and sewage utilities and the other panel to be devoted to issues relating to motor and water carrier transportation services, telecommunications, and warehousing of goods. Repealed on July 1, 2017 (sunset). -- Amends provisions relating to employment by changing it to executive officer; appointment of assistants. Requires the commission to employ staff to include an executive officer,

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administrative personnel, and other personnel necessary to carry out the duties of the commission. -- Amends provisions relating to certificates of public convenience and necessity. Provides that if the application does not meet the criteria established, it shall be denied and requires any certificate issued to specify the service to be rendered and any reasonable conditions and limitations to the exercise of the privileges granted by the certificate as the public convenience and necessity may require at the time of issuance of the certificate or at any later time as determined by the commission. Requires the commission to post a link on the front page of the commission's website to publicly accessible electronic version of each application for a certificate, each order of the commission regarding posted applications, and the commission's final decision and order. Prohibits the commission to approve an application for a certificate or otherwise grant authorization to an application to operate as a water carrier until the commission has given notice and held public hearings. Requires the commission to issue a certificate to any qualified applicant authorizing the whole or any part of the operations proposed in the application. Prohibits the commission to make finding of public convenience and necessity or issue an authorization, whether interim, permanent, or otherwise, to operate as a water carrier without specific finding supported by evidence in record indicates that the issuance of the certificate will diminish an existing water carrier's ability to realize its allowed rate of return or if the certificate would allow an applicant to serve only high margin or high profit ports or lines of service that are currently served by and existing carrier. -- Requires the public utilities commission to comprise 5 commissioners who reflect the requisite geographical and professional diversity by July 1, 2012 and allows the governor to nominate new commissioners as needed to meet the requirements or reduce the term of any commissioner as necessary. Initial and annual report to the legislature. Repealed on July 1, 2017 (sunset). Appropriation. (\$\$) -- SB0099 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then FIN

SB0101 SD1 (SSCR 43)

RELATING TO HEALTH.

Introduced by: Shimabukuro M, Kidani M, Tsutsui S

Establishes provisions relating to producers of hand pounded poi; exemption. Exempts a producer of hand pounded poi to process poi in a certified food processing establishment or obtain a permit from the department of health. Establishes provisions relating to producers of hand pounded poi; inspections. Provides that if the department receives a consumer complaint about the producer, the producer will be subject to food sampling and subsequent inspection of the producer's premises to determine if the producer's products are in violation.

-- SB0101 SD1

Current Status: Feb-11 11 Introduction/Passed First Reading - House
Feb-11 11 Multiple Referral to HAW then HLT then CPC

SB0105 SD2 (SSCR 662)

RELATING TO UNIFORM REAL PROPERTY TRANSFER ON DEATH.

Introduced by: Shimabukuro M, Kidani M, Tsutsui S

Establishes provisions relating to uniform real property transfer on death act. Establishes that an individual may transfer property to 1 or more beneficiaries effective at the transferor's death by a transfer on death deed. Allows transfer on death deed to be revocable even if the deed or another instrument contains a contrary provision and it is nontestamentary. -- SB0105 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to JUD

SB0106 SD1 (SSCR 433)

RELATING TO THE HAWAII PENAL CODE.

Introduced by: Shimabukuro M, Tsutsui S

Amends provisions relating to multiple sentence of imprisonment. Requires the court, in determining whether the terms imposed to be ordered to run concurrently or consecutively, to consider the factors of any resentencing pursuant to this law of defendants who were sentenced prior to June 18, 2008, are not to be considered as a reopening of a final judgment; or impose any liability upon the State for sentencing errors.-- Amends Act 193, session laws of 2008, relating to multiple sentence of imprisonment, by making it apply to all terms of imprisonment imposed before, on, or after the effective date of this act. -- Requires the department of public safety, upon written request by an inmate serving multiple terms of imprisonment, to recalculate the inmate's term of imprisonment. -- SB0106 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to JUD

SB0110 SD2 (SSCR 579)

RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS.

Introduced by: Galuteria B, Ryan P, Chun Oakland S

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Amends provisions relating to prohibitions involving minors; penalty by adding immunity. Provides that any person ages 18 to 20 shall be guilty of a misdemeanor. Provides immunity from prosecution for a minor who has received treatment and for the minor who has summoned medical treatment for the minor who requires such treatment as a result of consuming liquor, remains at the scene until the medical treatment is administered to the minor, and cooperates with medical assistance and law enforcement personnel on the scene. Further provides immunity to 1 or 2 other minors acting in concert with the minor summoning medical treatment if the minors remain at the scene and cooperate. -- SB0110 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to JUD

SB0112 SD1 (SSCR 712)

RELATING TO TOURISM.

Introduced by: Espero W

Appropriation to the department of business, economic development, and tourism for the application for a spaceport license from the Federal Aviation Administration. (\$\$) -- SB0112 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0113 SD2 (SSCR 727)

RELATING TO MEDICAL CANNABIS RESEARCH.

Introduced by: Espero W

Establishes a pilot medical (cannabis) research program within the department of public safety. Requires an individual or organization seeking to conduct a medical cannabis research project to register with the narcotics enforcement division of the department. Pilot program to cease to exist and Act to be repealed on December 31, 2015 (sunset). -- SB0113 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM/ HLT/ then JUD then FIN

SB0116 SD2 (SSCR 592)

RELATING TO CULTURE AND THE ARTS.

Introduced by: Solomon M, Galuteria B

Amends provisions relating to powers and duties of the Hawaii tourism authority. Allows the authority have a permanent, strong focus on marketing and promotion, while balancing the need for the promotion and integration of native Hawaiian cultural initiatives, and to support and promote traditional Hawaiian pre contact arts and cultural activities, including but not limited to traditional Hawaiian music, dance, and arts and crafts. -- SB0116 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TOU then HAW/ CUA/ then FIN

SB0119 SD2 (SSCR 649)

RELATING TO PUBLIC BUILDINGS.

Introduced by: Solomon M

Amends provisions relating to the department of accounting and general services. Allows the department to provide for the sale to the public and lease back of public building by the State provided that the sale of any public building shall not include title to the land upon which the building or its grounds are situated and the operation and maintenance of public buildings sold under a lease back arrangement shall not be subject to the public procurement code. -- SB0119 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then ERB then FIN

SB0120 SD1 (SSCR 615)

RELATING TO STATE FUNDS.

Introduced by: Solomon M

Requires all moneys in the travel agency recovery fund, the travel agency education fund, and the patients' compensation fund to be transferred to the general fund of the State of Hawaii and for the funds to cease to exist. -- Changes the child care programs revolving fund, discoveries and inventions revolving fund, university of Hawaii alumni revolving fund, university of Hawaii at Manoa intercollegiate athletics revolving fund and university of Hawaii at Hilo intercollegiate athletics revolving fund, animal research farm, Waialeale, Oahu revolving fund, and university of Hawaii Hilo theatre revolving fund to special funds. -- Repeals the western governors university special fund, university of Hawaii housing assistance revolving fund, conference center revolving fund, international exchange healthcare tourism revolving fund, education laboratory school summer programs revolving fund, community college and university of Hawaii at Hilo bookstore revolving fund, the Senator Hiram L. Fong scholarship program; endowment trust, and the Senator Oren E. Long scholarship program; endowment trust. Requires all fund balances remaining in the university of Hawaii at Manoa conference center revolving fund to be transferred to the general fund. Requires all fund balances

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remaining in the university of Hawaii housing assistance revolving fund to be transferred to the credit of the Manoa faculty housing program under the university of Hawaii auxiliary enterprises special fund. -- Provides that the legislature determines that there are excess funds in the state risk management revolving fund, the medicaid investigations recovery fund, the convention center enterprise special fund, the tourism special fund, the energy security special fund, the statewide geospatial information and data integration special fund, the Hawaii community development revolving fund, the Aloha Tower fund, the compliance resolution fund, the mental health and substance abuse special fund, the drug demand reduction assessments special fund, the neurotrauma special fund, the emergency medical services special fund, the electronic device recycling fund, the environmental management special fund, the deposit beverage container deposit special fund, the employment and training fund, the special unemployment insurance administration fund, the special fund for disability benefits, the special premium supplementation fund, the rental motor vehicle customer facility charge special fund, the Waialua loan subsidy program balance, contained in the rental assistance revolving fund, the university faculty housing project series 1995 bond proceed special fund and transfers amounts to the general fund. -- Further repeals the interagency federal revenue maximization revolving fund, irrigation water development special fund, irrigation repair and maintenance special fund, Rx plus special fund, stat pharmacy assistance program special fund, long term care benefits fund, and loss mitigation grant fund. Requires the director of finance to transfer funds to the general fund. -- SB0120 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB0121 SD2 (SSCR 675)

RELATING TO HEALTH.

Introduced by: Baker R, Green J, English J

Allows the Hawaii health system corporation to lease Kula hospital's medical clinic to the Community Clinic of Maui, Inc., doing business as Malama I Ke Ola Health Center for _____ dollars per year for 10 years, with the option to renew. -- SB0121 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN

SB0122 SD2 (SSCR 733)

RELATING TO NATUROPATHIC PHYSICIANS.

Introduced by: Baker R

Amends the accident and sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) to include a rider that provides coverage for complementary or alternative medicine for services for purposes of health maintenance diagnosis, or treatment provided by a naturopathic physicians practicing within the scope of their licensure. Redefines child health supervision services to mean services supervised by a physician or osteopathic physician licensed or services delivered by a physician or osteopathic physician licensed, a naturopathic physician licensed or a registered nurse licensed. Amends provisions relating to coverage for specific services to include reimbursements for services within the respective allowable scope of practice and naturopathic physician licensed. Amends provisions relating to medical foods and low protein modified food products; treatment of inborn error of metabolism notice to include a naturopathic physician licensed. Requires all mutual benefit societies, fraternal benefit societies, and health maintenance organizations (HMOs) to work collaboratively with the board of naturopathic medicine to establish standards and criteria for certifying naturopathic physicians licensed and practicing within the scope of licensure as participating providers. -- SB0122 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC then FIN

SB0123 SD1 (SSCR 468)

RELATING TO INSURANCE RECORDS.

Introduced by: Baker R

Amends provisions relating to records of insurance producer. Exempts motor vehicle or homeowners insurance to apply if the records required of the insurance are maintained electronically, accessible by the producer, and available within 1 business day. -- SB0123 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to CPC

SB0124 SD1 (SSCR 469)

RELATING TO INSURANCE.

Introduced by: Baker R

Establishes provisions relating to replacing motor vehicle insurance policy through an insurers affiliate or subsidiary. Requires an insurer to be exempt from provisions governing

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policy cancellations or nonrenewal of policies, if the insurer offers to replace the insured's policy through the insurer's affiliate or subsidiary; the replacement policy is effective upon the expiration of the existing policy; the replacement policy provides the same or better coverage, terms, and conditions as the existing policy at a lower premium than the existing policy; the insurer provides at least 30 days written notice of the prospective replacement to the insured; and the insured accepts the replacement policy. -- SB0124 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then CPC

SB0125 SD2 (SSCR 741)

RELATING TO PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES.

Introduced by: Chun Oakland S, Green J, Fukunaga C

Establishes provisions relating to employment training and placement. Requires the department of human services in cooperation with the department of education and the department of health to establish an employment training and placement program for persons with intellectual and developmental disabilities. Requires the department to seek a Medicaid waiver to provide funding for services. Appropriation to the department of human services for the employment training and placement program as matching state funding to federal funds received to a Medicaid waiver. (\$\$) -- SB0125 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then FIN

SB0126 SD2 (SSCR 755)

RELATING TO PERSONS WITH DISABILITIES.

Introduced by: Chun Oakland S, Green J

Establishes provisions relating to program to provide medical assistance to certain person who are employed and have a disability. Establishes within the department of human services a Medicaid buy in program for working people with disabilities to furnish health care services to certain person who are employed and have disabilities. Allows the department to require a recipient participating in the Medicaid buy in program to pay a premium or other cost sharing charges that is consistent with federal law. Appropriations to the department of human services for the employment training and placement program as the state's share of funding to be matched by federal funds received pursuant to Medicaid buy; provided that ___ dollars per fiscal shall be provided by the University of Hawaii for the administration and setup under the direction of the department. (\$\$) -- SB0126 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then FIN

SB0127 SD1 (SSCR 666)

MAKING A GRANT FOR THE ESTABLISHMENT AND OPERATION OF A COMPREHENSIVE DEAF CENTER.

Introduced by: Chun Oakland S, Green J, Shimabukuro M, Ihara L

Appropriation to the department of human services as a grant for the establishment of a comprehensive deaf center. -- Appropriation to the department to provide funding for grants for the operation of a comprehensive deaf center. (\$\$) -- SB0127 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then FIN

SB0132 SD1 (SSCR 487)

RELATING TO LEAF BLOWERS.

Introduced by: Chun Oakland S, Gabbard M, Green J

Amends provisions relating to leaf blower; restrictions. Prohibits any person to operate of a leaf blower for more than 15 minutes per day per 1/4 acre per parcel. -- SB0132 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then JUD

SB0141 SD2 (SSCR 711)

RELATING TO LAND-SECURED FINANCING.

Introduced by: Dela Cruz D, Kidani M, Kouchi R, Espero W

Amends provisions relating to improvement by assessment; financing. Allows any county to enact ordinances to provide for the creation of improvement districts and community facilities districts to finance improvements in the county and operation expenses for certain county services. Allows the county to apply up to ___ per cent of the assessments of tax revenues to cover the administrative expenses of the counties in creating and administering an improvement district and the associated assessments, fees, and taxes. Allows the county to provide police protection services; fire protection and suppression services; ambulance and paramedic services; recreation program services; maintenance and lighting of parks, parkways; streets, roads, and open spaces; flood and storm protection services; services with respect to removal or remedial action for the cleanup of any hazardous substance released or threatened to be released into the environment; and maintenance of the capital improvements that are financed by improvement districts. Allows the counties to assess

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taxes to finance these services. Prohibits the additional services from supplanting services already available when the district was created. -- SB0141 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB0142 SD1 (SSCR 791)

RELATING TO DAMS AND RESERVOIRS.

Introduced by: Dela Cruz D, Kidani M, Kouchi R, Nishihara C

Amends provisions relating to general powers and duties of the board of land and natural resources. Requires the board to consider dams and reservoirs as important water resources for the State that provide significant benefits to the general public, including irrigation for agriculture and other important uses, and acknowledge the need for dams and reservoirs to be consistently maintained and operated in a safe and feasible manner that sustains their roles as important water resources; provided that public safety concerns are addressed. -- SB0142 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB0145 SD2 (SSCR 598)

RELATING TO IRRIGATION.

Introduced by: Dela Cruz D, Kidani M, Kouchi R, Kahele G, Nishihara C, Espero W

Authorizes the issuance of general obligation bonds for appropriation to the department of agriculture for capital improvements for the Waiahole irrigation system, Waimanalo irrigation system, Molokai irrigation system, upcountry Maui irrigation system, lower Hamakua ditch system, Kau irrigation system, Kekaha ditch system, Kahuku agricultural park irrigation system, and agricultural water use and development plan. These projects are deemed necessary to qualify for federal aid financing and reimbursement. (\$\$) -- SB0145 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then FIN

SB0146 SD1 (SSCR 551)

RELATING TO BIOFUEL.

Introduced by: Dela Cruz D, Kouchi R, Fukunaga C, Wakai G, Nishihara C, Tsutsui S, Galuteria B

Requires the department of business, economic development, and tourism to conduct a study of the feasibility of expanding biofuel production in Hawaii to displace a significant amount of petroleum based liquid fuel. Report to the legislature. -- SB0146 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then FIN

SB0150 SD2 (SSCR 529)

RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES.

Introduced by: Green J, Chun Oakland S, Ihara L, Espero W, Nishihara C, Shimabukuro M
Establishes provisions relating to accessible building design special account. Requires the disability and communication access board to establish an accessible building design special account within the disability and communication access board special fund. Amends provisions relating to building design to consider needs of persons with disabilities. Requires the board to charge a fee for services rendered. Annual report to the legislature. Provides tiered fees based upon estimated construction costs. -- SB0150 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then WLO then FIN

SB0154 SD1 (SSCR 550)

RELATING TO BROKER PRICE OPINIONS.

Introduced by: Baker R, Green J

Establishes provisions relating to broker price opinions. Allows a real estate broker or real estate salesperson licensed to prepare a broker price opinion that meets the requirements relating to the estimated price of a specific parcel of real estate and information of varying levels of detail about the property's condition and relevant market factors. Prohibits a real estate broker or real estate salesperson licensed to knowingly prepare a broker price opinion for use as an appraisal where an appraisal is required by law or otherwise. Prohibits a person aggrieved by a broker price opinion to be entitled to recover under the real estate recovery fund. Amends provisions relating to findings and purpose to include scope. -- SB0154 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then JUD

SB0155 SD2 (SSCR 632)

RELATING TO ATHLETIC TRAINERS.

Introduced by: Baker R, Green J, Ige D

Establishes the athletic trainers law. Prohibits a person to represent, advertise, or announce oneself, either publicly or privately, as an athletic trainer, nor use in connection with the

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person's name or place of business the words registered athletic trainer, or any other words, letters, abbreviations, or insignia indicating or implying that the person is an athletic trainer unless the person has registered with the department of commerce and consumer affairs. Require the department to maintain a current list of names and business addresses of athletic trainers and the registrant's copy of its certification from the National Athletic Trainers Association Board of Certification to be a public record. Requires physician to provide supervision to an athletic trainer for athletic training services plans or protocols. Establishes penalties. Act to be repealed on July 31, 2017 (sunset). -- SB0155 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN

SB0163 SD1 (SSCR 112)

RELATING TO STATE BONDS.

Introduced by: Ige D

Establishes debt limit on general obligation bonds. Authorizes the issuance of general obligation bonds. Authorizes the issuance of general obligation bonds to refund any general obligation bonds. (\$\$) -- SB0163 SD1

Current Status: Feb-15 11 Introduction/Passed First Reading - House
Feb-15 11 Single Referral to FIN

SB0165 SD2 (SSCR 676)

RELATING TO AEROSPACE DEVELOPMENT.

Introduced by: Espero W

Amends Act 161, session laws of 2009, relating to the development of a statewide starlight reserve strategy by extending the advisory committee to June 30, 2013 (sunset). Appropriation to the department to support the aerospace advisory committee and starlight reserve advisory working committee; support for the pacific international space alliance; support for program development and outreach to the federal and foreign governments and the aerospace industry; support for public education; support of the Pacific international space center for exploration systems; salary for a full time administrative assistant; support for installation of the National Aeronautics and space Administration's habitat demonstration unit; and matching funds provided to the university of Hawaii to qualify for a grant from the experimental Program to Stimulate competitive Research of the National Science Foundation. (\$\$) -- SB0165 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0166 SD1 (SSCR 710)

RELATING TO THE CLEAN AND SOBER HOME AND HALFWAY HOUSE TASK FORCE.

Introduced by: Espero W

Establishes a clean and sober home and halfway house task force within the department of health to address the health, safety, and welfare of individuals placed in clean and sober homes or halfway houses; address the needs and concerns of the communities in which the clean and sober homes or halfway houses are located; develop procedures and protocols for making clean and sober homes or halfway houses accountable, yet not requiring formal licensure; and ensure that all recommendations are in compliance with federal and state housing laws for persons with disabilities. Report to the legislature. -- SB0166 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HUS/ then FIN

SB0169 SD2 (SSCR 546)

RELATING TO CARGO INSPECTIONS.

Introduced by: Espero W, Gabbard M

Allows the state department of defense and the department of transportation in consultation with federal and state agencies and private organizations involved with shipping cargo into the State to develop and implement a 3 year pilot program to use dogs to inspect incoming cargo for illegal fireworks and explosives smuggled into the State. Requires the department of transportation to submit a report to the legislature on the implementation of the program. Appropriation out of the federal funds received under the homeland security grant program to the department of transportation to establish and administer the pilot program. Act to be repealed on June 30, ____ (sunset). (\$\$) -- SB0169 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN/ PBM/ then FIN

SB0170 SD1 (SSCR 155)

RELATING TO SHIPPING CONTAINER INSPECTIONS.

Introduced by: Espero W, Kidani M

Establishes provisions relating to power to inspect shipping containers. Authorizes the department of defense, and the department of transportation to inspect any shipping container situated anywhere at any commercial harbor to detect and confiscate or detain any material constituting a threat directly or indirectly to the security of life and property in Hawaii,

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including explosives other than fireworks. Authorizes the department of defense and the department of transportation to collaborate with any federal agency, including the US armed services, and state and county agencies. -- SB0170 SD1

Current Status: Feb-17 11 Introduction/Passed First Reading - House
Feb-18 11 Multiple Referral to PBM/ TRN/ then JUD then FIN

SB0171 SD2 (SSCR 574)

RELATING TO FIREWORKS.

Introduced by: Espero W, Gabbard M

Establishes provisions relating to aerial luminaries; prohibited. Provides that it shall be unlawful to ignite, possess, sell, or otherwise use aerial luminaries commonly known as sky lanterns, Hawaii lanterns, and flying luminaries. Establishes fines. -- SB0171 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD

SB0172 SD2 (SSCR 575)

RELATING TO FIREWORKS.

Introduced by: Espero W, Gabbard M

Establishes provisions relating to labeling of display fireworks. Requires that each shell, mine, comet, and multiple tube device, such as finale or barrage boxes, roman candle batteries, or cakes, to bear a permanent label, listing the licensee's name, address, and contact information. -- Establishes provisions relating to display site inspection. Authorizes fire chief to conduct an inspection of the display personnel and site within the fire chief's county. -- Establishes provisions relating to display stop order. Authorizes the fire chief to immediately revoke or suspend any permit for display of aerial devices, display fireworks, or articles pyrotechnics for adverse climatic or atmospheric conditions; issuance of red flag warnings; or any other conditions determined to be potentially hazardous to persons or property. -- Amends provisions relating to permissible uses of display fireworks, articles pyrotechnic, and aerial devices. Allows display fireworks, articles pyrotechnic, and aerial devices to be set off, ignited, discharged, or otherwise caused to explode within the State from 9:00 a.m. to 9:00 p.m., and allows the fire chief to extend the time period for special events. -- Amends provisions relating to application for license. Requires written documentation of the proposed display event and related contact information when applying for a license to import aerial devices, display fireworks, or articles pyrotechnic. -- Requires the licensee prior to booking shipment to include written documentation of the proposed display event or events and related contact information to the fire chief to validate the importation of a 3 month or 6 month inventory. Requires licensee to also provide an inventory breakdown for each proposed display. -- SB0172 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD

SB0173 SD2 (SSCR 580)

RELATING TO FIRE PROTECTION.

Introduced by: Espero W

Establishes provisions relating to novelty lighters, prohibited, penalties. Prohibits the sale and distribution of novelty lighters in the state. Establishes penalty of imprisonment or fines, or both. -- SB0173 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD

SB0175 SD2 (SSCR 742)

RELATING TO HEALTH.

Introduced by: Espero W

Amends provisions relating to definitions under the uniform controlled substances act. Redefines written certification by replacing department of public safety with the department of health. Amends provisions relating to registration requirement by transferring registration requirements to the department of health instead of the department of public safety. Transfers all rights, powers, functions, and duties of the department of public safety relating to the medical use of marijuana (cannabis) to the department of health. -- SB0175 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM/ HLT/ then FIN

SB0179 SD1 (SSCR 674)

RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM.

Introduced by: Gabbard M, Chun Oakland S, Kouchi R, Kidani M

Amends provisions relating to definitions under the beverage container program. Redefines deposit beverage by repealing the exclusion of a liquid which is designed and consumed only as a dietary supplement and not as a beverage. -- SB0179 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP/ ERB/ then FIN

SENATE BILLS WHICH PASSED THIRD READING

- SB0181 SD1 (SSCR 490) RELATING TO PHOTOVOLTAIC-READY NEW RESIDENTIAL HOMES.
Introduced by: Gabbard M, Chun Oakland S
Establishes provisions relating to photovoltaic ready new residential construction. Prohibits building permits, effective January 1, 2014, to be issued for new single family dwelling that does not include provisions for future photovoltaic accommodation and blueprints and labeling that detail photovoltaic system accommodations and connections. -- SB0181 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP/ HSG/ WLO/ then CPC
- SB0199 SD2 (SSCR 520) RELATING TO RENEWABLE ENERGY.
Introduced by: Gabbard M, Chun Oakland S, Shimabukuro M
Amends provisions relating to termination by eligible customer generators. Provides that if the commission at any time establishes alternative mechanisms for crediting or otherwise compensating eligible customer generator for exported power, requires eligible customer generators with existing net energy metering contracts to have the option of maintaining those existing net energy metering contracts rather than converting to new alternative credits or compensation mechanism. -- SB0199 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then CPC
- SB0209 SD1 (SSCR 224) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PALOLO CHINESE HOME AND ITS SUBSIDIARIES.
Introduced by: Ihara L
Authorizes the issuance of special purpose revenue bonds to assist Palolo Chinese Home, a Hawaii not for profit corporation, and its not for profit subsidiaries, to finance the expansion, construction, and rebuilding of its health care facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0209 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN
- SB0217 SD2 (SSCR 765) RELATING TO LIMITATION OF ACTIONS.
Introduced by: Shimabukuro M, Kidani M, Chun Oakland S, Tokuda J, Baker R
Establishes provisions relating to civil action arising from sexual offenses; application; certificate of merit. Provides that an action for recovery of damages based on physical, psychological, or other injury or condition suffered by a minor arising from the sexual abuse of the minor by an adult may be commenced at any time following the commission of the act or acts that constituted the sexual abuse. Provides that victims of child sexual abuse that occurred in this State who have been barred from filing suit against their abusers by virtue of the expiration of the former civil statute of limitations are permitted to file those claims. Also provides that if the person committing the act of sexual abuse against the minor was employed by an institution, agency, firm, business, corporation, or other public or private legal entity that owed a duty of care to the victim or the accused and the minor were engaged in an activity over which the legal entity had some degree of responsibility or control, damages against the legal entity shall be awarded if there is a finding of gross negligence on the part of the legal entity. -- SB0217 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then JUD
- SB0218 SD1 (SSCR 768) RELATING TO HEALTHCARE.
Introduced by: Baker R, Kidani M, Shimabukuro M, Chun Oakland S, Tokuda J
Establishes provisions relating to compassionate care. Requires hospitals that provide medical care to sexual assault survivors to provide each female assault survivor with medically and factually accurate and unbiased written and oral information about emergency contraception; orally inform female sexual assault survivor of the option to receive emergency contraception at the hospital; when medically indicated, provide emergency contraception to each female assault survivor who requests it; and ensure that each person at the hospital who may provide emergency medical care to be trained to provide a sexual assault survivor with medically and factually accurate and unbiased written and oral information about emergency contraception and sexual assault treatment options and access to emergency contraception. Prohibits a hospital to deny a sexual assault survivor emergency contraception based on a refusal to undergo a forensic or other medical examination or a refusal to report the alleged sexual assault to law enforcement. Prohibits a hospital to be required to provide emergency contraception to a sexual assault victim who has been determined to be pregnant. Requires the department of health pay the cost of the emergency contraception dispensed to sexual assault survivors from the domestic violence

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and sexual assault special fund. Establishes provisions relating to enforcement; administrative penalties. Requires the department to set charge and collect administrative fines and recover administrative fees and costs, including attorney's fees and costs, resulting from a violation. Requires the department to establish a policy and procedure to monitor compliance, including complaints process; respond to any complaint received by the department concerning noncompliance by a hospital and provide written notice to any hospital that the department determines is in violation, including an opportunity to take corrective action. Establishes penalty. -- SB0218 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then JUD

SB0219 SD1 (SSCR 280)

RELATING TO CORRECTIONS.

Introduced by: Tokuda J, Kidani M, Chun Oakland S, Baker R

Establishes provisions relating to pregnant offenders; restraints. Prohibits restraints of any kind to be used while transporting any committed person during the 3rd trimester of a person's pregnancy, or during postpartum recovery, except in extraordinary circumstances.

-- Establishes provisions relating to enforcement. Requires the director of public safety to provide information relating to the requirements to all medical and nonmedical staff, correction personnel or other staff involved in the transportation or supervision of female offenders who are pregnant or in postpartum recovery at the time that the department assumes custody and other staff as the director deems appropriate. -- SB0219 SD1

Current Status: Feb-22 11 Introduction/Passed First Reading - House
Feb-23 11 Multiple Referral to PBM/ HLT/ then FIN

SB0224 SD2 (SSCR 673)

RELATING TO LUPUS.

Introduced by: Kidani M, Ryan P, Shimabukuro M, Fukunaga C, Chun Oakland S, Tokuda J, Baker R

Requires the director of health to establish a working group within the department to develop a comprehensive plan to improve education and awareness of lupus in the State. Requires the plan to focus on minority populations and at risk communities to raise public awareness, educate consumers, and educate and train health professionals, human service providers, and other audiences. Requires the director of health to submit the working group's comprehensive plan and report to the legislature. Working group to cease to exist on June 30, 2012 (sunset). -- SB0224 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN

SB0229 SD1 (SSCR 561)

RELATING TO EMPLOYMENT RELATIONS.

Introduced by: Baker R, Chun Oakland S, Tokuda J

Amends provisions relating to discriminatory practices made unlawful; offenses defined. Adds that it shall be unlawful discriminatory practice because of domestic abuse victim status where the victim provides notice to the victim's employer of such status. -- SB0229 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB/ HUS/ then JUD

SB0232 SD1 HD1 (HSCR 156)

RELATING TO CIVIL UNIONS.

Introduced by: Galuteria B

Establishes the civil union law. Provides that a person shall be eligible to enter into a civil union if they are not a partner in another civil union, a spouse in a marriage, or a party to a reciprocal beneficiary relationship; at least 18 years of age; and not related to the other partner. Provides that partners in a civil union shall have the same rights, benefits, protections, and responsibilities as are granted to those who contract, obtain a license, and are solemnized pursuant to the marriage law. Provides that a party to a civil union shall be included in any definition or use of the term spouse, family, immediate family, dependent, next of kin, and any other term that denote the spousal relationship. -- Establishes provisions relating to the effect of civil union. Requires that all provisions of the Internal Revenue Code referred to in this chapter that apply to a husband and wife, spouses, or person in a legal marital relationship is deemed to apply in this law to partners in a civil union with the same force and effect as if they were "husband and wife", "spouses", or other terms that describe persons in a legal marital relationship. -- Amends provisions relating to jurisdiction; hearing. Requires the family court of each circuit to have jurisdiction over all proceedings relating to the annulment, divorce, and separation of civil unions entered into in this State in the same manner as marriages. -- SB0232 HD1

Current Status: Feb-16 11 Received by the Governor
Feb-23 11 Approved by Governor (Act 1 2011)

SENATE BILLS WHICH PASSED THIRD READING

- SB0233 SD2 (SSCR 743) RELATING TO TOBACCO PRODUCTS.
Introduced by: Baker R, Green J, Chun Oakland S
Amends provisions relating to the cigarette tax and tobacco tax law. Changes the excise tax of 70 per cent to ____ dollars for each article or item of tobacco products, other than large cigars, sold by the wholesaler or dealer and provides that ____ per article or item of tobacco products, other than large cigars, sold by the wholesaler or dealer shall be expended by the department of health for tobacco prevention programs and tobacco dependence treatment services. Establishes an excise tax equal to ____ per cent of the wholesale price of each article or item of tobacco products. -- SB0233 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN
- SB0238 SD2 (SSCR 681) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Tokuda J, Kidani M, Chun Oakland S
Establishes provisions relating to the university of Hawaii; carryover of funds. Allows the university of Hawaii to retain up to ____ per cent of general funds appropriated to be carried over to the subsequent fiscal year and become part of that fiscal year's appropriation provided that the retention of appropriated funds shall not be used as a basis for reducing the university's future budget requirements. Annual report to legislature. -- SB0238 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED then FIN
- SB0239 SD2 (SSCR 722) RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND.
Introduced by: Tokuda J
Amends provisions relating to the tobacco settlement special fund revenues by changing funds by ____ per cent each fiscal year to the John A. Burns school of medicine operating expenses and changing the amount deposited to be credited to the state general fund by ____ per cent each fiscal year starting with fiscal year 2012 - 2013. Amends Act 264, session laws of 2007, as amended by Act 16, session laws of 2008, and by extending the sunset date to June 30, 2015. Requires the university of Hawaii to prepare a detailed accounting of all revenues and expenditures relating to the university revenue undertakings fund and moneys used for the operating costs of the medical facility. Annual reports to the legislature until 2015. -- SB0239 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then HED then FIN
- SB0240 SD2 (SSCR 721) RELATING TO PHYSICIAN WORKFORCE ASSESSMENT.
Introduced by: Tokuda J, Chun Oakland S
Amends provisions relating to the John A. Burns school of medicine special fund. Provides that of the physician workforce assessment fees transferred and deposited into the fund ____ per cent shall be used to support the workforce assessment and planning including recruitment and retention of physicians for rural and medically underserved areas of the State. Amends Act 18, special session laws of 2009, establishing the workforce assessment fee and requiring the director of commerce and consumer affairs to disburse from the compliance resolution fund, funds collected from the fee, to the special fund, by changing the report to the legislature, the state health planning and development agency, and the Hawaii medical board to be made annually and by repealing the sunset date. -- SB0240 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN
- SB0242 SD1 (SSCR 589) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Tokuda J
Amends provisions relating to the university of Hawaii. Repeals provision that the university report on each transfer implemented; that a statement of all trust funds be included in the annual report to the legislature and governor; the annual report on the scholarship and assistance special fund; the annual report on the community colleges conference center revolving fund; annual report by the board of regents of the university of Hawaii on salaries paid; annual report on the status of the construction academy program; and annual report on the nursing scholars program. Changes the report to the legislature by the commissioners of the Western Interstate Commission for Higher Education to be submitted every odd numbered year. Amends Act 188, session laws of 2008, by repealing the annual incentive and performance report to the legislature. -- SB0242 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED then FIN
- SB0243 SD2 (SSCR 638) RELATING TO THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION.

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Introduced by: Tokuda J

Establishes provisions relating to the Hawaii western interstate commission for higher education. Establishes the commission comprised of the state commissioners to the western interstate commission for higher education placed within the university of Hawaii. Allows the Hawaii commission to establish a repayment program policy for students who receive any financial support from the student exchange program. Establishes the professional student exchange program special fund to receive repayments and which shall be used to support the program's activities and enforce collection. -- SB0243 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED then FIN

SB0244

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Tokuda J, Chun Oakland S

Repeals and replaces benchmarks; annual budget requests; biennial reports with biennial reports. Requires the board of regents of the university of Hawaii to adopt strategic goals, outcomes, and performance indicators. Biennial reports to the legislature. -- SB0244

Current Status: Feb-11 11 Introduction/Passed First Reading - House
Feb-11 11 Multiple Referral to HED then FIN

SB0249 SD2 (SSCR 720)

MAKING AN APPROPRIATION TO THE DEPARTMENT OF AGRICULTURE.

Introduced by: Dela Cruz D, Espero W, Kidani M, Tokuda J

Appropriation to the department of agriculture to acquire a slaughterhouse within the Campbell Industrial Park on the island of Oahu; fund necessary construction, renovation, and improvement projects; and purchase equipment. (\$\$) -- SB0249 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then FIN

SB0250 SD1 (SSCR 158)

RELATING TO THE COMMISSION ON SALARIES.

Introduced by: Espero W

Amends provisions relating to commission on salaries. Requires the commission on salaries to conduct a public hearing to solicit public comment on the report and give 72 hours prior notice of hearing as well as internet address where report will be accessible. Report to the legislature. -- SB0250 SD1

Current Status: Feb-17 11 Introduction/Passed First Reading - House
Feb-18 11 Multiple Referral to LAB then FIN

SB0258 SD1 (SSCR 631)

RELATING TO PUBLIC SAFETY.

Introduced by: Espero W, Baker R

Establishes provisions relating to reduced ignition propensity cigarette program special fund. Requires that the fees collected from cigarette certification under the reduced ignition propensity cigarette law be deposited in a special fund to be administered by the state fire council. Requires that funds collected be expended to defray the actual cost of activities and requirements by employing an administrator and administrative assistant. -- SB0258 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN

SB0261 SD2 (SSCR 597)

RELATING TO HAWAIIAN MUSIC AND DANCE.

Introduced by: Galuteria B, Kim D, Kidani M, Kahele G

Establishes provisions relating to a museum for Hawaiian music and dance design committee; established. Establishes the committee within the state foundation of culture and the arts to invite developers to prepare plans, specifications, and designs for the construction of the museum and to review for approval the proposed museum development plans submitted by developers. Allows the committee to establish a nonprofit group or select a nonprofit group to manage and operate the museum. Appropriation. (\$\$) -- SB0261 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW/ CUA/ then FIN

SB0281 SD2 (SSCR 775)

RELATING TO ANIMAL INDUSTRY.

Introduced by: Kahele G, Chun Oakland S

Establishes provisions relating to the animal industry special fund. Establishes the fund to be administered by the board of agriculture to receive moneys for the use or rental of the division of animal industry's properties or facilities, including the animal quarantine property; state appropriations; or other moneys made available. Provides that funds shall be used to cover the costs of the animal industry, including the costs of salaries, fringe benefits, operating expenses, equipment, motor vehicles, contract with any qualified person or entity for livestock handling services, and operating and maintenance of the animal industry

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facilities, provided that moneys in the special fund may also be used to fund the department's resource management and planning programs. Appropriation to the fund and out of the fund. (\$\$) -- SB0281 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then FIN

SB0283 SD1 (SSCR 567)

RELATING TO SUSTAINABILITY.

Introduced by: Kahele G, English J, Chun Oakland S, Shimabukuro M, Kidani M

Establishes the 2050 sustainability policy under the Hawaii state planning act. -- SB0283 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB/ HAW/ then FIN

SB0284 SD2 (SSCR 709)

RELATING TO CORRECTIONS.

Introduced by: Kahele G, Green J, Shimabukuro M, English J, Galuteria B, Ryan P, Chun Oakland S

Requires the department of public safety to establish temporary pilot program to be known as the Hawaiian cultural restoration program to provide working opportunities for non violent inmates to participate in the restoration and rebuilding of sites culturally significant to Hawaiian history and to provide skills development training that will incorporate instruction in the methods of rebuilding the historical site as well as the background and cultural significance of the site. Requires the office of Hawaiian affairs to determine and identify the sites to be restored. Program to cease to exist on June 30, 2015 (sunset). Appropriation. (\$\$) -- SB0284 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM/ HAW/ then FIN

SB0285 SD2 (SSCR 541)

RELATING TO HEALTH.

Introduced by: Kahele G, English J, Green J, Chun Oakland S, Shimabukuro M, Kidani M
Establishes provisions relating to telehealth services; medicaid and QUEST. Requires the department of human services to allow the use of a mobile health van equipped with telehealth services. Prohibits the department to cover patient self referrals to providers or any services not covered by the individuals health plan benefit package. Requires the mobile medical van program in a county with a population of less than 250,000 persons and operated by Kona community hospital to be funded through a partnership with a non profit mutual benefit society that provides health care coverage to at least 600,000 members. Act to be repealed on June 30, 2013 (sunset). -- SB0285 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HUS/ then FIN

SB0289 SD2 (SSCR 719)

RELATING TO EDUCATION.

Introduced by: Tokuda J

Requires the Families for R.E.A.L. program to develop a plan to cover ____ per cent of its program costs and to transition into a greater statewide role to provide resources to train parents of young children, and make resource materials available to families. Report to the legislature. Requires matching funds at a ratio of ____ per cent in public moneys to ____ per cent in private funds. Appropriation to the department of education for the Families for R.E.A.L. program and professional and curriculum development in parent involvement for the department of education and the early learning council. (\$\$) -- SB0289 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB0298 SD3 (SSCR 794)

RELATING TO BUSINESS REGULATION.

Introduced by: Galuteria B

Establishes the sustainable business corporations law. Authorizes a designation and code of conduct for a business corporation to offer entrepreneurs and investors the option to build and invest in businesses that operate in a socially and environmentally sustainable manner. -- SB0298 SD3

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then CPC then FIN

SB0318 SD2 (SSCR 718)

RELATING TO BUSINESS DEVELOPMENT IN HAWAII.

Introduced by: Galuteria B

Amends provisions relating to the motion picture, digital media, and film production income tax credit by adding special or visual effects and animation, and media infrastructure project. Changes the percentage of tax credits and maximum amounts. Provides tax credits for

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qualified costs incurred for media infrastructure projects from July 1, 2011, ending January 1, 2016 (sunset) of ____ per cent for projects in a county with a population of over 700,000 and ____ per cent in a county with a population of 700,000 or less. Provides a qualified persons crew training program rebate of ____ per cent of the hourly wages of each resident participant in a qualified persons crew training program. -- SB0318 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0333 SD3 (SSCR 661)

RELATING TO HISTORIC PRESERVATION.

Introduced by: Galuteria B

Amends provisions relating to the Hawaii historic preservation special fund. Requires that 1 per cent of all state fund appropriations for capital improvements designated for the construction or renovation of state buildings be deposited in to the fund. Requires the moneys in the fund be used solely for the costs related to site modifications, display, and interpretive work necessary to enhance the visitor experience for the Bernice Pauahi Bishop Museum, Iolani Palace, and Washington Place. Requires the comptroller to provide each agency receiving capital improvement appropriations with information regarding items that shall be included and excluded from the 1 per cent amount for historic preservation, ensure that each agency calculates its 1 per cent amount correctly, and ensure that each agency transfers the correct amount to the fund in a timely manner. Requires the comptroller and the department of land and natural resources to track amounts due from each agency. Requires the Comptroller to submit a report to the legislature and to the governor. (\$\$) -- SB0333 SD3

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then WLO then FIN

SB0367 SD3 (SSCR 785)

RELATING TO ENERGY.

Introduced by: Galuteria B

Establishes provisions relating to interisland transmission system. Provides that prior to installing a high voltage electric transmission cable system a cable company shall be selected through a request for proposal, or other process approved by the public utilities commission, and issued a certificate of public convenience and necessity by the commission. Requires the commission to approve, by order, the tariff of the certified cable company. Requires the commission to establish a cable surcharge to allow recovery of the high voltage electrical transmission cable system costs designated for recovery according to the rate making principles pursuant to certification. Allows the commission to approve an electric company's acquisition of a high voltage electric transmission cable system pursuant to a commission approved turnkey cable contract or a cable purchase contract. Allows the company to recover costs for the purchase of the cable. -- Provides that the surcharge shall be exempt from use tax and public utilities taxes. Further provides amounts received as monthly surcharge by the electric company shall be excluded from income taxes. -- SB0367 SD3

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then CPC then FIN

SB0414 SD3 (SSCR 603)

RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.

Introduced by: Galuteria B

Amends provisions relating to Hawaii health systems corporation law. Repeals provision that provides that the authority shall not be construed to authorize the sale, pledge, or mortgage of real property under the control of the corporation or a regional system board. Requires the Hawaii health systems corporation aggregate value of financing agreements per fiscal year shall not exceed 25 million dollars per regional system. -- SB0414 SD3

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then WLO then FIN

SB0420 SD3 (SSCR 724)

RELATING TO HEALTH.

Introduced by: Galuteria B

Appropriation to the department of health for direct health care for the uninsured, which may include primary medical, dental, and behavioral health care. Allows the distribution of funds to be on a per visit basis. -- Appropriation to the department of human services to restore basic adult dental benefits to medicaid enrollees, to comply with federal regulations requiring at least 1 outstationed eligibility worker to be placed at every federally qualified health center site, to provide outreach to families with children eligible for medicaid and Children's Health Insurance Program enrollment, to provide outreach to families eligible for medicaid enrollment, and to establish an office to promote meaningful use and certify the eligibility of providers to obtain federal funds (requires the department to obtain the maximum federal

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matching funds for these expenditures); and for the immigrant health initiative. -- Appropriation to the department of health for Lanai community health center, Waianae coast comprehensive health center, Hana community health center, Kauai community health center, Molokai community health center, Kalihi Palama health center, and Pahoa family health center. (\$\$) -- SB0420 SD3

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HUS/ then FIN

SB0425 SD3 (SSCR 774)

RELATING TO MEDICAID.

Introduced by: Galuteria B

Appropriation to the department of human services for the creation of a wellness pilot program for Medicaid recipients or QUEST members. Establishes the joint legislative task force on Medicaid law. Authorizes the president of the senate and the speaker of the house of representatives, from time to time, to convene a joint legislative task force on Medicaid to examine issues relating to Medicaid shortfalls, including the Medicaid buy in program for working people with disabilities. (\$\$) -- SB0425 SD3

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS/ HLT/ then LMG then FIN

SB0570 SD2 (SSCR 614)

RELATING TO TAXATION.

Introduced by: Galuteria B

Establishes provisions relating to annual adjustments for inflation under income tax laws. Amends income tax deduction to reduce deductions under 164 (a)(3) and 164 (b)(5). -- SB0570 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB0573 SD2 (SSCR 613)

RELATING TO THE STATE BUDGET.

Introduced by: Galuteria B

Appropriation to the department of Hawaiian home lands to assess and track programmatic needs of applicants on its waitlists to determine the amount of future appropriations required. -- SB0573 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then FIN

SB0580 SD2 (SSCR 769)

RELATING TO AQUATIC LIFE.

Introduced by: Tsutsui S, Baker R, English J

Establishes provisions relating to conservation districts established; island of Maui. Requires the department of land and natural resources to establish 2 additional marine life conservation districts, each 1 to extend 3 miles or less from the shoreline of the island of Maui into state marine waters. -- Establishes provisions relating to conservation districts; reporting requirements. Requires the division of aquatic resources of the department of land and natural resources in collaboration with the university of Hawaii to report every 5 years to the legislature. -- SB0580 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB0582 SD2 (SSCR 717)

RELATING TO COUNTY MUTUAL AID.

Introduced by: Tsutsui S, Baker R, English J

Establishes the county mutual aid sharing of fresh water law. Establishes a mutual aid network of assistance among the counties where a county shall provide portable water and non portable water to another county during times of emergency if the mayor of an affected county petitions the governor to declare that an emergency exists within the affected county. -- Establishes the Hawaii statewide mutual aid system law. Designates the mayor of each county as the emergency management director for that county who shall serve as the governor's agent and who shall appoint an emergency management coordinator. Requires a county to render mutual aid to another county under a county mutual aid agreement executed among each of the counties. Establishes provisions relating to special mutual aid program for fire emergencies; creation of the Hawaii statewide mutual aid system administered by the department of defense; reimbursement of costs; State request or federal disaster relief; and reimbursement of costs by requesting county in the absence of a federal disaster declaration. -- SB0582 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then PBM then FIN

SB0583 SD1 (SSCR 633)

RELATING TO CABLE TELEVISION SYSTEMS.

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Introduced by: Tsutsui S, Baker R, English J

Establishes provisions relating to designation of access organizations for PEG (public education and government) access channels. Authorizes the director of commerce and consumer affairs to designate an access organization to oversee the development, operation, supervision, management, production or broadcasting of programs on PEG channels. Requires the director to establish requirements for the designation of an access organization and ensure that the terms, conditions required of the operation of an access organization designated are fair to the public, taking into account the geographic, topographic, and economic characteristics of the service area and the economics of providing cable access in the service area. Provides that any decision designation, modifying, or rescinding a designation of an access organization or the requirements shall 1st be submitted for review to the cable advisory committee for advice. Amends provisions relating to cable advisory committee. Requires the committee to advise the director and access organizations on matters within the jurisdiction at the request of the director or any access organization and on any decision designating, modifying, or rescinding a designation of an access organization or the requirements. -- SB0583 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then FIN

SB0590 SD1 (SSCR 640)

RELATING TO THE LEGISLATIVE FEDERAL ECONOMIC STIMULUS PROGRAM OVERSIGHT COMMISSION.

Introduced by: Tsutsui S

Amends Act 150, session laws of 2009, establishing the legislative federal economic stimulus program oversight commission by extending the commission to December 31, 2011 (sunset). -- SB0590 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then LMG then FIN

SB0591 SD2 (SSCR 795)

RELATING TO PHARMACY BENEFIT MANAGEMENT COMPANIES.

Introduced by: Green J, Shimabukuro M

Establishes the pharmacy benefit management companies' law. Prohibits a person to establish or operate a pharmacy benefit management company to provide pharmacy benefit management plans in the State without 1st obtaining from the commissioner a license to do business in the State. Requires a pharmacy benefit management company to register with the insurance commissioner by January 1, 2012 and file annual statement on the form required by the commissioner on or before March 1 of each year. Provides that if the pharmacy benefit management company is audited annually by an independent certified public accountant, requires a copy of the certified audit report to be filed with the commissioner on or before June 30 of each year. Allows the commissioner to grant extension for filing an annual statement or other reports or exhibits for good cause shown; provided that the extension shall not exceed 60 days beyond the initial march 1 due date. Requires a pharmacy benefit management company to provide to pharmacies that contract with the company the methodology that the pharmacy benefit management company uses to determine reimbursement; the frequency with which the pharmacy benefit management company provides updates to pharmacy product reimbursement benchmarks used to calculate prescription reimbursement to pharmacies; and prompt payment to pharmacies for clean claims required by state law. Requires each pharmacy benefit management company to make information available to its enrollees a list of the names and locations of all affiliated providers; a description of the method of resolving complaints of covered persons; and notice that the pharmacy benefit management company is required to be register in the State by the commissioner and made available upon request or at least updated annually on the company's website. Prohibits a pharmacy benefit management company to exclude any willing provider from any contract offered within the State, including the Hawaii employer union health benefits trust fund, public assistance programs, and commercial entities. Establishes violations and penalties. Allows a pharmacy benefit management company to appeal any decision made by the commissioner for an administrative hearing. Report to the legislature. -- SB0591 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC then FIN

SB0595 SD2 (SSCR 744)

RELATING TO PHYSICIANS.

Introduced by: Green J, Shimabukuro M

Provides a medicaid physician income tax credit of ____ per cent of the amount of medical malpractice insurance premium paid by the physician if at least ____ per cent of the physician's total patient case load consists of medicaid patients, the physician's primary office or the clinic is located in a rural area of the State and the physician or clinic regularly

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treats patients from rural areas of the State, or the physician or clinic takes or responds to emergency calls and the physician does not owe the State delinquent taxes, penalties, or interest. -- SB0595 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HUS/ then JUD/ CPC/ then FIN

SB0596 SD2 (SSCR 648)

RELATING TO HAWAII HEALTH CORPS.

Introduced by: Green J, Nishihara C, Shimabukuro M, Baker R, Ige D

Establishes the Hawaii health corps law. Requires the university of Hawaii John A. Burns school of medicine and the school of nursing and dental hygiene to administer the Hawaii health corps program to encourage physicians, physician assistants, and nurse practitioners to serve in counties where there is a shortage, with priority given to rural areas. Creates the Hawaii rural health care provider loan repayment program within the program to provide loan repayments to eligible physicians, assistants, and nurses. Provides that participants in the program may be ordered by the governor to serve as 1st responders in the event of a declared emergency in the State and at the capacity determined by the director of health. Establishes the Hawaii health corps revolving fund. Requires the deans of the school of medicine and school of nursing and dental hygiene to annually report to the legislature. Appropriation to the program. Appropriation to implement and sustain the Hilo medical center's rural interdisciplinary residency program. Appropriation to enable the school of medicine to continue to participate as the accreditation council for graduate medical education sponsoring institution. Appropriation to provide yearly incentive stipend to each medical resident in a family medicine residency at the Hilo medical center. (\$\$) -- SB0596 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HED/ then FIN

SB0597 SD2 (SSCR 693)

RELATING TO PSYCHOLOGISTS.

Introduced by: Green J, Baker R, Ige D, Fukunaga C

Establishes provisions relating to prescription certification; application. Requires psychologist who applies for a conditional prescription certificate to demonstrate by official transcript or other official evidence satisfactory to the board of psychology that the psychologist holds a current license in good standing to practice psychology in Hawaii; consistent with established policies of the American Psychological Association for educating and training psychologists in preparation for prescriptive authority; successful completion of an examination for psychologists or an equivalent nationally examination relevant to establishing competence or prescribing and approved by the board; a federal drug Enforcement Administration registration number for limited use as restricted by state law; malpractice insurance in place sufficient to satisfy the rules adopted by the board, that covers the applicant during the period the conditional prescription certificate is in effect; completion of all other requirements, as determined by rules adopted by the board; and employment, including by contract, and an intent to practice the prescribing authority at a federally qualified health center established pursuant to title 42 US code Section 1396. Requires the board to issue a conditional prescription certificate if it finds that the applicant has met all of the requirements or immediately relinquished the conditional prescription certificate if the psychologist no longer meets the requirements. Allows psychologist with a prescription certificate to prescribe psychotropic medication to any patient under the psychologist's care for whom psychotropic medication is clinically indicated if the psychologist holds a current license to practice psychology in Hawaii and maintain malpractice insurance, annually satisfies the continuing education requirements for prescribing psychologist recommended by the American Psychological Association which shall be no fewer than 20 hours each year, at least 1/2 of which shall be in pharmacology or psychopharmacology and maintains an ongoing collaborative relationship directly or by telecommunication with the doctors of medicine who oversees the general medical care of the psychologist's patients. Prohibits psychologist holding a conditional prescription certificate or prescription certificate to request, receive, or sign for professional controlled substance samples. Requires the board of psychology to act expeditiously to adopt rules and to take all other actions necessary to ensure that the pilot program established to commence no later than July 1, 2012. Report to the legislature. Act to be repealed on June 30, 2016 (sunset). -- SB0597 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC then FIN

SB0605 SD2 (SSCR 657)

RELATING TO THE DEPARTMENT OF EDUCATION.

Introduced by: Kim D, Kouchi R, Galuteria B, Green J

Establishes provisions relating to the duties of senior deputy superintendent for academic achievement. Establishes provisions relating to the duties of senior deputy superintendent

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for administration. Changes the department of education to consist of 2 division, the academic achievement divisions and the administration division headed by the respective senior deputy superintendents. -- SB0605 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB0608 SD2 (SSCR 790)

RELATING TO PUBLIC LANDS.

Introduced by: Kim D, Kouchi R, Chun Oakland S

Authorizes the department of land and natural resources to consider the sale or exchange of Sand Island parcels to leaseholders. Report to the legislature. -- SB0608 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB0631 SD1 (SSCR 489)

RELATING TO RENEWABLE ENERGY.

Introduced by: Solomon M

Amends provisions relating to districting and classification of lands. Provides that agricultural districts shall include solar energy facilities on land with soil classified as overall productivity rating class B or C provided that the solar energy facilities shall not occupy more than 10 per cent of the acreage of the parcel. Prohibits solar energy facilities from being placed in areas designated as important agricultural lands. -- SB0631 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP/ WLO/ then AGR

SB0640 SD1 (SSCR 645)

RELATING TO THE WIRELESS ENHANCED 911 FUND.

Introduced by: Kidani M, Espero W, Chun Oakland S, Dela Cruz D, Tokuda J

Amends provisions relating to the report to the legislature by the wireless enhanced 911 board. Requires the audit to include a survey of the status of and available funding for any projects that have been undertaken or planned during the previous year by public safety answering points and the results of the annual audit. -- Requires the board to select an independent 3rd party to audit the fund every year. -- SB0640 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN

SB0643 SD2 (SSCR 576)

RELATING TO EXCESSIVE SPEEDING.

Introduced by: Kidani M, Green J, Espero W, Shimabukuro M

Amends provisions relating to excessive speeding. Provides that a vehicle owned by the defendant, used in the commission of the offense, and used by the defendant in at least 2 prior convictions for offenses may be ordered by the court to be subject to criminal forfeiture. -- SB0643 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then JUD

SB0646 SD1 (SSCR 494)

RELATING TO ESCROW DEPOSITORIES.

Introduced by: Baker R

Establishes provisions relating to nationwide mortgage licensing system unique identifier required; reporting requirement under escrow depositories law. Requires every real estate transaction involving an escrow depository and a person under the enforcement for mortgage licensing act to maintain a unique identifier through the Nationwide Mortgage Licensing System and requires that the person include the person's unique identifier on all residential mortgage loan applications submitted to the escrow depository. Requires audited financial statements to include a listing of all information regarding unique identifiers reported to the commissioner and the date that the information was reported. Allows the commissioner of financial institutions to issue orders or directive to cease and desist the conduct of business; cease any harmful activities or violations; enter an immediate temporary order to cease doing business if the commissioner determines that the license was granted erroneously or that the licensee is currently in violation and any other affirmative action that the commissioner deems necessary. -- SB0646 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then FIN

SB0651 SD2 (SSCR 776)

RELATING TO MORTGAGE FORECLOSURES.

Introduced by: Baker R, Green J, Galuteria B, Ihara L, Chun Oakland S, Tsutsui S, Kidani M, Shimabukuro M, English J

Establishes provisions relating to mandatory foreclosure dispute resolution. Allows the foreclosing mortgagee, at the election of the mortgagor, to participate in dispute resolution in an attempt to avoid foreclosure. -- Requires all foreclosure proceedings to be stayed

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effective upon the center for alternative dispute resolution's receipt of notice of election to pursue dispute resolution pending the outcome of the dispute resolution process. -- Allows the center for alternative dispute resolution to charge a fee not to exceed 400 dollars. -- Requires the chief justice of the supreme court or the chief justice's designee, to adopt rules to ensure that dispute resolution occurs in an orderly and timely manner; require each party to provide any information that the facilitator deems necessary; and protect the dispute resolution process from abuse and ensure that each party complies with the process and the rules by the supreme court. -- Establishes the foreclosure dispute resolution special fund to be administered by the judiciary to implement the mandatory dispute resolution in foreclosure proceedings. Requires all persons who bring an action in the circuit court for foreclosure who record an affidavit in the land court, or who record a conveyance document in the bureau of conveyances for a property subject to a nonjudicial power of sale foreclosure to pay a fee of ___ dollars for deposit into the fund. -- Requires the center to facilitate the effective, timely, and voluntary resolution of disputes in order to help reduce public and private costs of litigation and increase satisfaction with the justice system. -- Allows the circuit court to assess the amount due upon a mortgage, whether real or personal property, without the intervention of a jury and shall render judgment for the amount awarded and the foreclosure of the mortgage. -- Requires the notice of default to also include any amended notice of default that results from a failure of dispute resolution. -- Establishes a moratorium on foreclosures. -- Appropriation to establish a dispute resolution program for use by mortgagors and mortgagees to attempt to avoid or mitigate the damages of foreclosure. Act to be repealed 6 months after the effective date (sunset). (\$\$) -- SB0651 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN

SB0652 SD2 (SSCR 606)

RELATING TO MORTGAGE FORECLOSURES.

Introduced by: Baker R, Green J, Ihara L, Ige D, Chun Oakland S, Tsutsui S, Espero W
Establishes provisions relating to conversion; residential property; conditions. Allows an owner occupant of a residential property that is being foreclosed nonjudicially may convert the action to a judicial foreclosure. -- Requires the notice of intent to foreclose nonjudicially that is served and posted to include a statement printed in not less than 14 point font. Allows the foreclosing mortgagee to record a copy of the notice of intent to foreclose with the assistant registrar of the land court or bureau of conveyances. -- Amends provisions relating to pending actions; judgments; recording of, notice. Allows a notice of intent to foreclose to be recorded. -- Amends foreclosure under power of sale; notice; affidavit after sale by adding deficiency judgments. Requires the attorney to serve not less than 21 days before the date of sale, written notice of the intent to foreclose on all persons entitled to notice. Prohibits the mortgagee or other person who completes the nonjudicial foreclosure of a mortgage or other lien on residential property to be entitled to pursue or obtain a deficiency judgment against the owner occupant. -- Amends provisions relating to affidavit as evidence, when. Provides that the interests of the mortgagor is deemed extinguished upon the recordation of the affidavit in the bureau of conveyances within 30 days of the date of sale of the property at public auction. -- SB0652 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN

SB0654 SD1 (SSCR 569)

RELATING TO TAXATION.

Introduced by: Baker R

Provides an ohana residential housing income tax credit for a taxpayer who signs a binding contract to purchase a newly constructed principal residence on or after April 1, 2011, and before January 1, 2013 (sunset). -- SB0654 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG then FIN

SB0655 SD1 (SSCR 708)

RELATING TO CONVEYANCE TAX.

Introduced by: Baker R, Green J

Amends provisions relating to certificate of conveyance required. Requires the director of taxation to provide an image of all certificates of conveyance that were filed to the administrator of each county's real property assessment division within 10 days after the end of each week, without charge. -- SB0655 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB0656 SD1 (SSCR 54)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Baker R

Amends provisions relating to utilization of electricity generated from nonfossil fuels.

SENATE BILLS WHICH PASSED THIRD READING

Requires the public utilities commission to publish contracts for the purchase of nonfossil fuel generated energy by a public utility on a publicly accessible portion of the commission's website upon filing of the contract. Provides that upon final approval or determination of the commission the contract shall be published in its entirety. -- SB0656 SD1
Current Status: Feb-14 11 Introduction/Passed First Reading - House
Feb-14 11 Multiple Referral to EEP then CPC/ JUD/ then FIN

SB0657 SD1 (SSCR 549)

RELATING TO CHIROPRACTIC.

Introduced by: Baker R

Amends provisions relating to chiropractic defined. Provides that chiropractic is the system of specific adjustment or manipulation of the joints and tissues of the body and the treatment of the human body by the application of manipulative, manual, mechanical, physiotherapeutic, or clinical nutritional methods for which those persons licensed are trained. Allows the board of chiropractic examiners to require additional post licensure examination administered by the national Board of Chiropractic Examiners in circumstances where the board needs to assess a person's fitness to practice chiropractic including State to state reciprocity or endorsement; disciplinary action; or licensure lapse, suspension, or revocation. -- SB0657 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC

SB0671 SD2 (FLOOR
AMENDMENT 2)

RELATING TO ETHICS.

Introduced by: Ihara L

Amends provisions relating to gifts. Allows a legislator or employee to accept an invitation or ticket for a charitable event from a charitable entity, whether or not the charitable entity is the host of the charitable event. -- SB0671 SD2

Current Status: Mar=10 11 Passed Third Reading Senate

SB0675 SD1 (SSCR 508)

RELATING TO STUDENT LOAN FUNDS.

Introduced by: Taniguchi B

Repeals provisions relating to the authorization of a corporation to acquire educational loan notes. -- SB0675 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED then FIN

SB0676

RELATING TO THE POWER OF ARREST.

Introduced by: Taniguchi B

Amends provisions relating to officer of US Customs and Border Protection Service or Citizenship and Immigration Service; arrest powers. Includes US Immigration and Custom Enforcement and Federal Bureau of Investigation. Also allows special agent in charge, Honolulu, US Immigration and Customs Enforcement, and special agent in charge, Honolulu Division, Federal Bureau of Investigation; or the Port Director, area port of Honolulu of the US customs and Border Protection to make arrests. -- SB0676

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD

SB0683 SD1 (SSCR 568)

RELATING TO KAKAAKO.

Introduced by: Dela Cruz D

Establishes provisions relating to the transfer of development rights. Allows an owner of real property in Kakaako makai to convey all or a portion of the transferable development rights appurtenant to that real property to an owner of property in Kakaako mauka. -- Establishes provisions relating to the transfer of transferable development rights. Requires that transferable development right be considered an appurtenant real property right that runs with the land and shall be reflected on the title of the registered land of the receiving real property. -- SB0683 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB0690

RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE.

Introduced by: Dela Cruz D

Amends provisions relating to rent. Provides that a landlord and tenant may agree that duly apportioned rent shall be payable at more frequent intervals. -- SB0690

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG then CPC

SB0698 SD2 (SSCR 530)

RELATING TO ROADWAY MATERIALS.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Dela Cruz D
Amends provisions relating to construction projects, roadway materials; recycled glass content requirements. Allows, rather than requires, state agencies to purchase roadway materials with a minimum recycled glass content. -- SB0698 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Re referral to EEP/ TRN/ then FIN

SB0699 SD2 (SSCR 663) RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL.
Introduced by: Gabbard M
Establishes provisions relating to environmental review special fund; use of funds. Provides that the fund be used to fund the activities of the office of environmental quality control and the council; support outreach, training, education, and research programs; and modernize technology, maintain technology systems, and develop technology training programs. Establishes provisions relating to fees. Requires the office, in consultation with the council to adopt rules to establish filing fees and any other fees necessary for the administration and management of the office and the council. Requires the council to collect interim filing fees from all applicants, including state and county agencies, required to file environmental review documents until superseded by rules adopted by the office. -- SB0699 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then FIN

SB0704 SD2 (SSCR 521) RELATING TO RENEWABLE ENERGY.
Introduced by: Gabbard M
Amends provisions relating to definitions under public utilities commission law. Redefines public utility to include the transmission of intelligence by electricity within the State or between point within the State by land, water, or air. Prohibits the term to include any person who owns, controls, operates, or manages a renewable energy system that is located on a customer's property, and provides, sell, or transmits the power generated from that renewable energy system to an electric utility or to the customer on whose property the renewable energy system is located. -- SB0704 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then CPC

SB0705 SD2 (SSCR 522) RELATING TO HEALTH.
Introduced by: Gabbard M, Espero W, Chun Oakland S
Amends provisions relating to definitions under nurses law. Redefines the practice of nursing as a registered nurse to include the orders of a physician delivered through a physician assistant licensed and practicing with physician supervision. -- SB0705 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC

SB0714 SD1 (SSCR 470) RELATING TO RESIDENTIAL REAL PROPERTY.
Introduced by: Gabbard M
Amends provisions relating to documents of the association. Requires planned community associations and condominium property associations of apartment owners to make available association documents, the most current financial statement of the association, and the minutes of the most recent meeting of the board of directors other than minutes of executive sessions for examination by any member during normal business hours; in hard copy form for a reasonable fee; in electronic form through a website maintained by the property management company if available, and accessible to its member and shall not include financial statements. Amends provisions relating to availability of project documents. Requires planned community associations and condominium property associations of apartment owners to keep an annual operating budget at the managing agent's office. Provides that if the planned community association and condominium property associations of apartment owners or project is not managed by a managing agent, requires the function to be delegated by the association of apartment owners. -- SB0714 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG then CPC

SB0715 SD1 (SSCR 630) RELATING TO GASOLINE.
Introduced by: Gabbard M
Repeals the ethanol content requirement that gasoline sold in Hawaii for use in motor vehicles contain 10 per cent of ethanol by volume. -- SB0715 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then CPC then FIN

SENATE BILLS WHICH PASSED THIRD READING

- SB0722 SD2 (SSCR 601) RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX.
Introduced by: Gabbard M
Amends the environmental response, energy, and food security tax. Changes the tax on each barrel of petroleum product and changes the amount deposited into the energy security special fund, energy systems development special fund, and the agricultural development and food security special fund. Provides an amount to be deposited into a special account to be expended by the office of planning for the operations of the climate change task force. -- Amends Act 20, special session laws of 2009, relating to the climate change task force by changing the date that the task force would cease to exist (sunset). -- SB0722 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP/ AGR/ then FIN
- SB0723 SD1 (SSCR 767) RELATING TO ENVIRONMENTAL IMPACT STATEMENTS.
Introduced by: Gabbard M
Amends Act 87, session laws of 2009, establishing provisions relating to exception to applicability of chapter under environmental impact statements law by extending the sunset date to July 1, 2015. -- SB0723 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP/ WLO/ then FIN
- SB0725 SD2 (SSCR 734) RELATING TO SOLID WASTE.
Introduced by: Gabbard M
Amends provisions relating to solid waste disposal surcharge. Adds that solid waste management surcharge shall be for solid waste disposed of within the state at permitted or unpermitted solid waste disposal incineration facilities and waste to energy facilities, or transferred to a solid waste reduction facility within the State that collect solid waste for transport to an out of state landfill, incineration facility, or waste to energy facility. Adds that the surcharge may be paid by the person or entity responsible for the preparation for the out of state transfer of collected solid waste. -- SB0725 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then FIN
- SB0729 SD1 (SSCR 153) RELATING TO ENVIRONMENTAL PROTECTION.
Introduced by: Gabbard M, Green J
Amends provisions relating to the environmental quality control law. Requires the director of the office of environmental quality control to annually report to the legislature and the governor on the effectiveness of the State's environmental review system during the prior year. Replaces the director of environmental quality control with the director of the office of environmental quality control who shall be appointed by the governor. Allows the director to vote only in the event of a tie vote among the other members. Requires the director to be responsible for directing the office in implementing the environmental quality control and the environmental impact statement law. Requires the office and the council to be placed within the department of health. Reduces the number of council members to 14. Requires the director to be responsible for administration and leadership of the office and ensures adequate funding and staff support for the office. Requires the council to serve the governor in an advisory capacity on all matters relating to environmental quality; consult with the office on proposed changes to statutes, rules and guidance; serve as a liaison between the governor and the general public and by publicizing these matters as requested by the governor; and meet at the call of council chairperson, director, or a quorum of council members. -- SB0729 SD1
Current Status: Feb-17 11 Introduction/Passed First Reading - House
Feb-18 11 Multiple Referral to EEP then FIN
- SB0741 SD1 (SSCR 523) RELATING TO INTOXICATING LIQUOR.
Introduced by: Espero W, Fukunaga C, Shimabukuro M
Establishes provisions relating to server or seller certification under intoxicating liquor law. Allows the liquor commission of each county to prohibit any person from working as a server or seller at a licensed premise in the county unless the person is certified by the liquor commission as a server or seller. -- SB0741 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then CPC then FIN
- SB0742 SD2 (SSCR 677) RELATING TO THE STATE FIRE COUNCIL.
Introduced by: Espero W
Establishes provisions relating to administrative staffing for state fire council. Allows the

SENATE BILLS WHICH PASSED THIRD READING

state fire council to employ on a full time basis an administrator and administrative assistant. Exempts civil service and collective bargaining laws. -- SB0742 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM/ LAB/ then FIN

SB0745 SD2 (SSCR 754)

RELATING TO SEAWATER AIR CONDITIONING.
Introduced by: Fukunaga C
Amends provisions relating to State enterprise zones. Redefines qualified business to include the production of air conditioning from a seawater air conditioning district cooling system. -- Amends provisions relating to state general excise exemptions to include the production of air conditioning from a seawater air conditioning district cooling system provided that the exemption shall not apply to the gross proceeds received by a contractor licensed in connection with the construction of a sea water conditioning district cooling system. -- SB0745 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB/ EEP/ then FIN

SB0747

RELATING TO PETROLEUM.
Introduced by: Fukunaga C
Establishes provisions relating to price posting of taxes required. Requires the department of agriculture to adopt rules to require any retail dispenser of gasoline or diesel to post on top or on the face panel of each gasoline pump and on any other pricing advertisement in conspicuous numbers, the breakdown of the amount of federal, state, and local taxes paid per gallon. Requires the amounts posted to include a cumulative total of all taxes paid per gallon, provided that individual amounts for federal, state, and local taxes are posted. -- SB0747
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP/ ERB/ then CPC

SB0750 SD1 (SSCR 506)

RELATING TO CONDOMINIUMS.
Introduced by: Fukunaga C
Amends provisions relating to board meetings. Allows association members or the board of directors to make audio recordings of meetings of the association or the board of directors, other than executive sessions, by audio tape or other electronic means. -- SB0750 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG then CPC

SB0752 SD2 (SSCR 752)

RELATING TO ECONOMIC DEVELOPMENT.
Introduced by: Fukunaga C, Chun Oakland S
Amends provisions relating to the Hawaii community based economic development revolving fund. Requires the department of business, economic development and tourism to use the appropriations and other moneys to fund the operations of the community based economic development technical and financial assistance program and the enterprise zone program, the personnel costs of the respective programs, and the operating costs of the community based economic development advisory council. Appropriation into and out of the fund. (\$\$)
-- Amends provisions relating to the hydrogen investment capital special fund. Requires that moneys in the fund be expended by the Hawaii strategic development corporation to provide seed capital for and venture capital investments in private sector and federal projects for research, development, testing, and implementation of the Hawaii renewable hydrogen program. -- SB0752 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0753 SD2 (SSCR 753)

RELATING TO HIGH TECHNOLOGY.
Introduced by: Fukunaga C, Chun Oakland S, Baker R, Shimabukuro M, Tokuda J
Amends provisions relating to the income tax credit for research activities. Requires a qualified high technology business that claims the credit to file an annual survey through the department of taxation's website. Report to the legislature. Extends the tax credit to December 31, 2015 (sunset). -- SB0753 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0754 SD1 (SSCR 492)

RELATING TO TAXATION.
Introduced by: Fukunaga C, Chun Oakland S, Baker R
Amends provisions relating to partial payment of taxes. Provides that partial payments be credited to principal, then penalties, and then to interest. -- SB0754 SD1

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB0755 SD2 (SSCR 751)

RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: Fukunaga C, Chun Oakland S, Shimabukuro M

Establishes an annual general excise tax exemption for the retail sale of books, clothing, computers, software and computer supplies, and school supplies. Provides that the exemption shall be over a 5 day period in July. Requires all savings from the tax exemption to be passed on by the seller to the purchaser without any increase in price. -- SB0755 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0756 SD2 (SSCR 629)

RELATING TO TAXATION.

Introduced by: Fukunaga C, Chun Oakland S, Baker R, Wakai G, Tokuda J, Shimabukuro M, English J

Establishes the integrated tax services and management special fund which may be expended by the department of taxation upon legislative appropriation to pay for the integrated tax services and management system's performance based contracts and operating expenses, implementation, administration, and compliance of the Streamlined Sales and Use Tax Agreement, and improvement of the department's operation and staffing requirements. Requires the fund to improve customer services and taxpayer fairness, and increase cost savings, with an emphasis on electronic filings. Provides that the funds shall be exempt from special funds for central service expenses and departmental administrative services. -- Amends provisions relating to income tax, general excise tax, and use tax to allow the director of taxation to retain funds necessary to meet the obligations of the performance based contracts. Requires the department to execute contracts in a timely manner and report to the legislature. Appropriation for the special fund to be repaid by the department. Appropriation for the department to upgrade its operations and skills of its employees. -- Amends provisions relating to electronic filing of tax returns. Requires the department of taxation to establish a system to allow taxpayers to file tax returns, applications, reports, and other documents, electronically, telephonically, or by optical means at no additional cost to the taxpayer. -- Amends provisions relating to filing and payment of taxes by electronic funds transfer. Allows the director of taxation to require a taxpayer with a tax liability over ____ dollars to remit taxes by electronic funds transfer approved by the department or through the State's internet portal. -- Repeals Act 22, session laws of 2010 (sunset). -- SB0756 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB0757 SD2 (SSCR 639)

RELATING TO SMALL BUSINESS.

Introduced by: Fukunaga C, Chun Oakland S, Shimabukuro M

Establishes the Hawaii capital loan revolving fund into which shall be deposited all moneys received as repayment of loans and interest payments. Funds may be used to administer the revolving fund. Appropriation to the department of business, economic development, and tourism for deposit into and out of the fund for the program. (\$\$) -- SB0757 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0758 SD1 (SSCR 493)

RELATING TO SMALL BUSINESS.

Introduced by: Fukunaga C, Chun Oakland S, Baker R, Tokuda J

Amends provisions relating to responsibility of offerors. Requires contracts awarded pursuant to small purchases; prohibition against parceling provision to comply with all laws governing entities doing business in the State. -- Requires procuring officer to verify compliance for all contracts of 2,500 dollars or greater awarded pursuant to small purchases. -- SB0758 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0769 SD1 (SSCR 308)

RELATING TO ECONOMIC RECOVERY.

Introduced by: Fukunaga C, Ige D, Chun Oakland S, Baker R

Provides a hotel and resort property construction or renovation income tax credit of ____ per cent of construction or renovation costs between ____ dollars and ____ dollars and ____ per cent of the costs over ____ dollars to a maximum of ____ dollars after December 31, 2010, until December 30, 2014 (sunset). -- SB0769 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TOU then FIN

SENATE BILLS WHICH PASSED THIRD READING

- SB0772 SD2 (SSCR 590) RELATING TO BIOFUEL FACILITIES.
Introduced by: Fukunaga C, Ige D, Chun Oakland S, Baker R
Amends provisions relating to the ethanol production facility income tax credit by replacing ethanol with biofuel. Provides that the credit shall be ____ cents per gallon of production. Provides that a qualifying biofuel production facility shall be located within the State and utilize locally grown feedstock for at least 75 per cent of its production output. Increases the maximum credit. Changes the maximum amount of certified credits allowed. -- SB0772 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP/ ERB/ then FIN
- SB0775 SD2 (SSCR 732) RELATING TO CONSTRUCTION SITES.
Introduced by: Fukunaga C, Baker R, Chun Oakland S, Tokuda J, Shimabukuro M
Amends provisions relating to contractors. Requires every application submitted for a license to include a fee of ____ dollars to be deposited in the compliance resolution fund for offsetting costs incurred by the construction site inspection task force. Requires the biennial renewal fee, inactive license fee, the recovery fund, the education fund, and compliance resolution fund fees to include a ____ dollar surcharge to be deposited into the compliance resolution fund for offsetting costs incurred by the construction site inspection task force. Amends Act 121, session laws of 2010, to include 3 representatives from the construction industry and providing that proceedings of the task force related to sensitive matters of law enforcement or public safety shall be exempt from the public meetings requirements. Repeals provisions that require the construction site inspection task force to discuss, research, and report on the use of undocumented workers, and workplace safety violations, tax evasion, violations of other labor laws or the condition or operation of a construction site. Requires the task force to evaluate the need for statutory changes including implementing effective criminal and civil sanctions to enforce licensing requirements and deter unlicensed activity. Initial and final report to the legislature. Appropriation. (\$\$) -- SB0775 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then CPC then FIN
- SB0776 SD2 (SSCR 654) RELATING TO SCIENCE AND TECHNOLOGY.
Introduced by: Fukunaga C, Baker R, Chun Oakland S, Tokuda J, Shimabukuro M
Establishes a biotechnology task force within the university of Hawaii to assess barriers faced by businesses and develop recommendations to expedite permit processing including importation of organisms or other items that are typically classified as invasive species or hazardous. Report to the legislature. Appropriation. (\$\$) -- SB0776 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then HED then FIN
- SB0777 SD1 (SSCR 460) RELATING TO PAYMENT FOR GOODS AND SERVICES.
Introduced by: Fukunaga C, Chun Oakland S, Baker R, Wakai G, Tokuda J
Establishes a prompt payment task force within the department of accounting and general services to examine and resolve issues that prevent state agencies from making prompt payment for goods and services purchased through nonprofit organizations, in particular, human service nonprofit organizations, that deliver pivotal goods and services to individuals, families, and communities. Report to the legislature. Task force to cease to exist on June 30, 2012 (sunset). -- SB0777 SD1
Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to ERB then LMG
- SB0778 SD1 (SSCR 655) RELATING TO TAXATION.
Introduced by: Fukunaga C
Repeals Act 155, session laws of 2010, which established provisions relating to general excise tax benefits; denial of tax benefits for failure to properly claim and provisions relating to certain amounts held in trust; liability of key individuals. -- SB0778 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN
- SB0779 SD2 (SSCR 707) RELATING TO PROCUREMENT.
Introduced by: Ige D
Amends provisions relating to competitive sealed proposals. Provides that competitive sealed proposals may be used to procure goods, services, or construction that are either not practicable or not advantageous to the State to procure by competitive sealed bidding. -- Allows the procurement officer for construction projects to make procurements using the design build method. -- SB0779 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

Mar-10 11 Multiple Referral to ERB then FIN

- SB0782 SD2 (SSCR 581) RELATING TO DANGEROUS WEAPONS.
Introduced by: Ige D
Establishes provisions relating to explosive devices. Prohibits any person to possess, construct, set off, ignite, discharge, or otherwise cause to explode any homemade explosive device. Makes it a class C felony. -- SB0782 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD
- SB0785 SD2 (SSCR 745) RELATING TO HEALTH.
Introduced by: Ige D, English J, Kidani M, Green J, Tokuda J, Shimabukuro M, Chun Oakland S
Appropriation to the department of human services to match the federal disproportionate share hospital allowance allocated to the State. (\$\$) -- SB0785 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN
- SB0787 SD2 (SSCR 547) RELATING TO HEALTH.
Introduced by: Ige D, Chun Oakland S, Green J
Establishes provisions relating to Medicaid reimbursements under department of human services law. Requires Medicaid reimbursements to hospital to be equal to the acute medical services payment for patients occupying acute licensed beds who are on a waitlist for long term care. Requires Medicaid reimbursements to facilities with long term care beds to be equal to the state reimbursement rate for sub acute care for patients with medically complex conditions who prior to admission to the facility were receiving acute care services in an acute care hospital. Appropriation for increased Medicaid reimbursement. (\$\$) -- SB0787 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS/ HLT/ then FIN
- SB0788 SD2 (SSCR 591) RELATING TO HEALTH.
Introduced by: Ige D, Shimabukuro M, Chun Oakland S
Establishes provisions relating to presumptive eligibility under Medicaid for waitlisted patients. Requires the department of human services to presume that a waitlisted patient applying for Medicaid coverage is eligible for coverage; provided that the applicant is able to show proof, and if the waitlisted patient is later determined to be ineligible for Medicaid after receiving services during the presumptive eligibility period requires the department to disenroll the waitlisted patient and notify the provider and the plan, if applicable, of disenrollment by facsimile transmission or e mail. Report to the legislature. Further requires the department to conduct a study of a computerized system for processing Medicaid applications. Report to the legislature. Appropriation. (\$\$) -- SB0788 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS/ HLT/ then FIN
- SB0796 SD2 (SSCR 628) RELATING TO INFORMATION.
Introduced by: Ige D, Baker R, Chun Oakland S, Nishihara C, Espero W, Green J
Establishes provisions relating to information security program. Requires any business that maintains information about residents of Hawaii to implement a comprehensive written information security program. -- Amends provisions relating to notice of security breach. Requires notice of security breach to include and the toll free contact telephone numbers and addresses for the major credit reporting agencies that compile and maintain files on consumers and information on how to place a fraud alert or security freeze. -- Amends provisions relating to consumer reporting agencies to include security breach. -- SB0796 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then JUD
- SB0797 SD1 (SSCR 716) MAKING AN APPROPRIATION FOR HEALTH INFORMATION TECHNOLOGY.
Introduced by: Ige D, Green J, Shimabukuro M, Chun Oakland S
Appropriation to the department of health for participation in any federal matching grant programs authorized by the federal Health Information Technology for Economic and Clinical Health Act with respect to the design or development of health information technology systems. Requires the department to comply with all program specific requirements and timetables set forth by the federal Health Technology for Economic and Clinical Health Act and any federal agency charged with implementing the federal matching grant programs. (\$\$) -- SB0797 SD1

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN

SB0798 SD1 (SSCR 770)

RELATING TO HEALTH CARE.

Introduced by: Ige D, Shimabukuro M, Baker R, Chun Oakland S, Green J

Amends provisions relating to proceedings and records of peer review committees and quality assurance committees. Redefines quality assurance committee to include an interdisciplinary committee composed of representatives of a group of organizations that is established collectively by the boards of trustees or administrative staff of these organizations who function is to monitor and evaluate patient care to identify, study, and correct deficiencies in the health care delivery system, with a goal of reducing the risk of harm to patients, improving patient safety, or otherwise improving the quality of care delivered to patients. -- SB0798 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then JUD

SB0806 SD1 (SSCR 80)

RELATING TO TEACHERS.

Introduced by: Tokuda J

Amends provisions relating to the Hawaii teacher standards board. Provides that teacher and educational officer members of the board who retire during the term may serve the remainder of their term and up to 3 consecutive 3 year terms. Requires the board to develop criteria allowing more career and technical education licenses even if the individuals do not possess a bachelor's degree. Provides that advanced licenses shall be for 10 years. Requires all licensees to attend training on new student standards and new teacher performance standards prior to applying for license renewal. -- SB0806 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB0808 SD2 (SSCR 595)

RELATING TO SALARIES.

Introduced by: Tokuda J, Kidani M, Chun Oakland S, Ige D

Amends provisions relating to salaries of the deputy superintendent, assistant superintendent, complex area superintendent being set by the board of education. Changes the limit that the salaries not exceed 80 per cent of the superintendent's salary to not exceed the superintendent's salary. -- SB0808 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN/ LAB/ then FIN

SB0809 SD1 (SSCR 784)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Tokuda J

Amends Act 161, session laws of 2007, as amended by Act 94, session laws of 2009, relating to university of Hawaii projects and purposes. Changes the principal amount of revenue bonds authorized. Appropriation out of the revenue bond proceeds. Requires the university to report to the legislature upon issuance of additional revenue bonds. (\$\$) -- SB0809 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED then FIN

SB0810 SD1 (SSCR 476)

RELATING TO EDUCATION.

Introduced by: Tokuda J

Establishes provisions relating to college and career readiness diploma. Requires the department of education to establish high school diploma requirements for the completion of the completion of a rigorous high school academic program that aims to establish a strong academic foundation with the requisite knowledge and skills to prepare the student to enter postsecondary education or training programs, including degree or certification programs or an apprenticeship, without the need for remediation and obtain, retain, and succeed in a career that offers a living wage and opportunities for advancement. Report to the legislature. -- SB0810 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB0813 SD2 (SSCR 737)

RELATING TO THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN.

Introduced by: Tokuda J, Espero W, Chun Oakland S

Amends Act 152, session laws of 2009, which establishes interstate compact on educational opportunity for military children law by repealing the sunset date. -- SB0813 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

Mar-10 11 Multiple Referral to EDN then FIN

SB0814 SD2 (SSCR 650)

RELATING TO CERTAIN FUNDS OF THE UNIVERSITY OF HAWAII.

Introduced by: Tokuda J, Chun Oakland S, Kidani M

Amends the child care programs revolving fund, the discoveries and inventions revolving fund, the university of Hawaii alumni revolving fund, university of Hawaii at Manoa intercollegiate athletics revolving fund and the university of Hawaii at Hilo intercollegiate athletics revolving fund, animal research farm, Waialeale, Oahu revolving fund, conference center revolving fund; university of Hawaii at Manoa, and university of Hawaii Hilo theatre revolving fund to special funds. Repeals the western governors university special fund, university of Hawaii housing assistance revolving fund, international exchange healthcare tourism revolving fund, community college and university of Hawaii at Hilo bookstore revolving fund, the Senator Hiram L. Fong scholarship program endowment trust, and the Senator Oren E. Long scholarship program endowment trust. Transfers balances remaining in the university of Hawaii conference center revolving fund to the university of Hawaii auxiliary enterprise special fund. Transfers fund balances in the university of Hawaii housing assistance revolving fund to the Manoa faculty housing program. -- SB0814 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED then FIN

SB0815 SD1 (SSCR 620)

RELATING TO ASSET FORFEITURE.

Introduced by: English J, Shimabukuro M

Amends provisions relating to a penalty under the Kahoolawe island reserve law. Requires forfeiture of any equipment, article, instrument, aircraft, vehicle, vessel, business record, or natural resource used or taken in violation of the laws or rules applicable to the island reserve. -- SB0815 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then JUD

SB0823 SD1 (SSCR 647)

RELATING TO PROCUREMENT.

Introduced by: English J, Tsutsui S

Amends provisions relating to chief procurement officers. Makes the director of a semi autonomous county public transit agency a chief procurement officer of the county. -- SB0823 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN/ ERB/ then FIN

SB0824 SD2 (SSCR 608)

RELATING TO MOTOR CARRIERS.

Introduced by: English J

Establishes provisions relating to motor carrier indemnification agreements prohibited. Requires a transportation services contract or agreement that requires a motor carrier to indemnify, defend, or hold harmless or that has the effect of indemnifying, defending, or holding harmless the indemnitee under the contract or agreement from any claim or liability for the negligence or intentional acts or omissions of the indemnitee to be deemed void and unenforceable. Requires any insurer authorized to do business in Hawaii that has issued an insurance contract or policy for general liability or casualty insurance, property insurance, or other insurance that insures a motor carrier within 15 days refund to the motor carrier that portion of any prepaid insurance premium for coverage that insures that motor carrier for the indemnification for all transportation services contracts; any coverage for the indemnification within a policy of insurance or insurance contract terminated shall not be liable to the insurer for such terminated coverage for any transportation services contract; provided that all other portions of the policy or contract to remain valid and binding upon the parties. -- SB0824 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then CPC/ JUD/

SB0831 SD2 (SSCR 539)

RELATING TO TAXATION.

Introduced by: English J

Provides a new markets income tax credit for a taxpayer who holds a qualified equity investment on a credit allowance date of that investment equal to the amount paid to a community development entity for the applicable percentage of the amount paid to the qualified community development entity for the investment at its original issue. -- Provides that the new market income tax credit shall be operative for the taxation of banks and other financial corporations law. -- Provides that the new market income tax credit shall be operative for the insurance code law. -- Amends income tax provisions to conform the Hawaii income tax law to the Federal Internal Revenue Code. Provides that section 45D (with respect to new markets tax credits) shall be operative. -- SB0831 SD2

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB0871 SD2 (SSCR 680)

RELATING TO EXTRACURRICULAR ACTIVITIES.

Introduced by: Slom S, Chun Oakland S

Requires the department of education and board of education to develop policies and procedures to allow home schooled students to participate on an equal basis in extracurricular activities offered at the school that the home schooled students would otherwise be required to attend. Report to the legislature. -- SB0871 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB0879 SD2 (SSCR 679)

RELATING TO UNIFORM MAINTENANCE ALLOWANCE.

Introduced by: Espero W

Repeals provisions relating to the uniform maintenance allowance for enlisted personnel. -- SB0879 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN

SB0882 SD2 (SSCR 706)

RELATING TO A MEMORIAL.

Introduced by: Espero W

Requires the office of veterans' services, with the assistance of the department of accounting and general services and the department of defense, to develop a plan to establish a memorial honoring the veterans of the Persian Gulf War, Operation Desert Storm, Operation Iraqi Freedom, Operation Enduring Freedom, Operation New Dawn, Operation Northern Watch, Operation Southern Watch, and other Middle East combat conflicts beginning with Operation Desert Storm, on the grounds of or near the State capitol near the Korean and Vietnam war memorial. Report to the legislature. -- SB0882 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN

SB0883 SD2 (SSCR 604)

RELATING TO SPECIAL NUMBER PLATES.

Introduced by: Espero W

Amends provisions relating to special number plates (license plates); military service. Allows specific proof that the applicant would qualify for a gold star lapel button and provides that the applicant shall not be disqualified for the plates because the applicant is the grandparent of the deceased member of the US armed forces. -- SB0883 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN

SB0892 SD2 (SSCR 582)

RELATING TO SERVICE ANIMALS.

Introduced by: Chun Oakland S, Tokuda J

Amends provisions relating to the issuance of dog license and tags. Repeals the designation of service dog on license. -- Amends provisions relating to blind, partially blind, physically handicapped by replacing this with persons who are blind, visually impaired, disabled; public places; public conveyances. Changes physically handicapped to physically disabled. -- Amends provisions relating to discriminatory practices related to real estate transactions by persons with disabilities, by including a provision that when making a reasonable accommodation for the use of an animal reasonable restrictions may be imposed. Changes disabled person to persons with disabilities. -- SB0892 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HSG/ then JUD

SB0893 SD3 (FLOOR
AMENDMENT 1)

RELATING TO INFORMATION ACCESS.

Introduced by: Chun Oakland S

Establishes provisions relating to telephone based access to time sensitive print media. Requires the disability and communications access board to ensure that a telephone base audible information access service is available statewide to individuals with visual or other impairments that limit access to printed media. Requires the division to investigate the availability of experienced providers of quality telephone base audible information access service and award a contract to provide this service to 1 or more providers that the vocational rehabilitation and services for the blind division determines to be best qualifies. Appropriation. (\$\$) -- SB0893 SD3

Current Status: Mar=10 11 Passed Third Reading Senate as amended (SD3)

SB0897 SD2 (SSCR 586)

RELATING TO HOMELESSNESS.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Chun Oakland S, Fukunaga C, Galuteria B
Establishes the Hawaii interagency council on homelessness under the department of human services. Requires the council to formulate and coordinate a unified plan to address homelessness on all counties and facilitate the acquisition of federal funding for homeless programs. Annual report to the legislature, governor, each county mayor and each county council. Appropriation. (\$\$) -- SB0897 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG/ HUS/ then FIN

SB0900 SD2 (SSCR 531)

RELATING TO HOMELESSNESS.

Introduced by: Chun Oakland S, Fukunaga C, Galuteria B, Espero W
Establishes the Hawaii interagency council on homelessness under the department of human services. Requires the council to formulate and coordinate a unified plan to address homelessness on all counties and facilitate the acquisition of federal funding for homeless programs. Annual report to the legislature, governor, each county mayor and each county council. Appropriation. (\$\$) -- SB0900 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG/ HUS/ then FIN

SB0903 SD1 (SSCR 646)

RELATING TO HOUSING.

Introduced by: Chun Oakland S, Fukunaga C
Establishes provisions relating to the affordable rental housing development program. Establishes the program under the Hawaii housing finance and development corporation to preserve affordable rental housing units. Includes rehabilitation, acquisition, or preservation of multifamily rental housing units for persons and families with incomes at or below 80 per cent of the median family income. Requires that any public housing project that is managed with state or county funds or acquired by a nonprofit organization and provided to qualified tenants as rentals to remain affordable in perpetuity provided that in the event a public housing project is redeveloped or reconstructed to provide for additional new units, different target income groups, or mixed use development, the number of affordable units shall increase or remain the same. -- SB0903 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG then FIN

SB0904 SD2 (SSCR 669)

RELATING TO THE HOMELESS.

Introduced by: Chun Oakland S, Espero W, Fukunaga C, Galuteria B, Baker R
Requires the department of human services to identify state, county, and privately owned real estate properties that are appropriately zoned and have necessary infrastructure for the development of affordable rental housing for low income individuals and families under the housing 1st program; identify and provide a feasibility and cost analysis regarding an appropriate site on state, county, or privately owned real estate property that is appropriately zoned and has necessary infrastructure for the development, by new construction or refurbishing, of an initial housing 1st program model housing project; strive to locate health, social, educational, and employment services on housing 1st program project sites, where appropriate; and identify dedicated funding sources for the housing 1st program. Report to the legislature and governor. -- SB0904 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG/ WLO/ then FIN

SB0912 SD2 (SSCR 668)

RELATING TO HOUSING.

Introduced by: Galuteria B
Appropriation to the department of human services for the housing placement program within the homeless programs office. -- Appropriation to the Hawaii community development authority, Hawaii housing finance and development corporation, Hawaii public housing authority, city and county of Honolulu, county of Maui, county of Hawaii, and county of Kauai to improve existing affordable housing stock and increase affordable housing units in the State or the respective county. -- Requires the department of human services to immediately implement the housing 1st program. Report to the legislature and governor. (\$\$) -- SB0912 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG/ WLO/ then FIN

SB0918 SD2 (SSCR 665)

RELATING TO YOUTH SUICIDE PREVENTION.

Introduced by: Chun Oakland S, Fukunaga C, Dela Cruz D, Kidani M, Shimabukuro M
Appropriation to the department of education for the restoration of a peer education program resource teacher and a full time clerk typist to support suicide prevention services. (\$\$) --

SENATE BILLS WHICH PASSED THIRD READING

SB0918 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then EDN then FIN

SB0921 SD2 (SSCR 583)

RELATING TO MINORS.

Introduced by: Chun Oakland S, Galuteria B, Fukunaga C, Kidani M, Ige D, Dela Cruz D, Shimabukuro M

Establishes provisions relating to consent to emergency shelter and related services. Allows a provider to provide emergency shelter and related services, including transportation services to a minor who consents to the shelter and services. -- SB0921 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then JUD then FIN

SB0922 SD1 (SSCR 502)

RELATING TO HEALTH.

Introduced by: Chun Oakland S, Green J, Espero W

Establishes provisions relating to medically accurate sexuality health education. Requires any recipient of state funding that provides sexual health education to provide medically accurate, factual information that helps students develop relationships and communication skill to form healthy relationships; helps students develop skills in critical thinking, problem solving, decision making, and stress management; encourages students to communicate with their parents, guardians, and other trusted adults about sexuality and intimate relations. Beginning 2013 - 2014 school year, requires each public elementary, middle, intermediate, high, and alternative school operated by the department of education to provide sexuality health education. Requires the department of health, in consultation with the department of education to develop, maintain, and make available to the public a current list of sexuality health education curricula that are consistent with requirements. Provides that a student shall be excused from any instruction only upon the written request of the student's parent or legal guardian. Requires the department of education to establish minimum education and training qualifications for sexuality health education teachers. -- SB0922 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then EDN then FIN

SB0923

RELATING TO THE COMMISSION ON FATHERHOOD.

Introduced by: Chun Oakland S, Galuteria B, Fukunaga C, Ige D, Dela Cruz D, Kidani M, Ryan P

Amends provisions relating to findings and purpose. Prohibits a member to serve on the commission on fatherhood for more than 2 terms; provided that if a member fills a vacancy and serves for the remainder of an unexpired term that member shall be considered to have served 1 term. -- SB0923

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then FIN

SB0925 SD2 (SSCR 667)

RELATING TO CHILDREN.

Introduced by: Chun Oakland S, Fukunaga C, Ryan P, Shimabukuro M, Kidani M

Establishes provisions relating to assessment and home visitation program established. Established a hospital based screening and assessment and intensive home visitation program within the department of health. Requires the program to follow the department's improved healthy start program. Requires the services to continue until the child reaches 3 years of age, or until the child reaches 5 years of age if the child has a younger sibling. Appropriations out of the Hawaii tobacco settlement special fund for hospital based assessment and screening and intensive home visiting services. Appropriations out of the Hawaii tobacco settlement special fund for hospital based assessment and screening and intensive home visiting services and out of the temporary assistance for needy families fund (TANF) for intensive home visiting services. Requires sums appropriated to be transferred from the department of human services by interdepartmental transfer (U fund) to the department of health. (\$\$) -- SB0925 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HUS/ then FIN

SB0926 SD1 (SSCR 544)

RELATING TO CHILDREN.

Introduced by: Chun Oakland S, Shimabukuro M

Appropriation to the department of health for the baby S.A.F.E. (substance abuse free environment) program, Hawaii's healthy start program, fetal alcohol spectrum disorders, family planning, early intervention services, perinatal health programs, parenting support programs, and preschool developmental screening program; and to the department of human services for keiki care project, child care and preschool subsidies, and preschool open doors

SENATE BILLS WHICH PASSED THIRD READING

program. (\$\$) -- SB0926 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HUS/ then FIN

SB0931 SD2 (SSCR 607)

RELATING TO EARLY LEARNING.

Introduced by: Chun Oakland S, Green J, Espero W, Tsutsui S, Dela Cruz D
Requires the early learning council with the assistance of the department of education, the department of health, and the department of human services to perform a fiscal mapping study to identify sources of funding for the early learning system. Report to the legislature.

-- SB0931 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB0934 SD2 (SSCR 584)

RELATING TO BULLYING AND CYBERBULLYING.

Introduced by: Kidani M, Chun Oakland S, Galuteria B, Tokuda J, Dela Cruz D, Espero W
Establishes provisions relating to bullying and cyberbullying; policy; reporting. Requires the department of education and charter school review panels implement a policy prohibiting bullying and cyberbullying that contains a notice of the policy, reporting and investigation procedures and requirements, penalties, remedies, and victim assistance, and training and assessment including educational programs to prevent bullying. Requires annual reports to the legislature. -- Establishes provisions relating to bully or cyberbullying of a minor. Makes it a misdemeanor. -- SB0934 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then JUD then FIN

SB0935 SD2 (SSCR 789)

RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND.

Introduced by: Chun Oakland S, Baker R, Galuteria B, Tokuda J

Appropriation out of the emergency and budget reserve fund (rainy day fund) to the department of health for respite services; to supplement the healthy start program; as grants to Waikiki community center; for kupuna care program; for the Aging and Disability Resource Center; for the developmental disabilities medicaid waiver program; for mental health services; for the partnerships in community living program; for substance abuse treatment; for the healthy aging partnerships program; for grants to the Waianae District Comprehensive Health and Hospital Board, Inc. to support its emergency room services; and for HIV / AIDS (human immunodeficiency, AIDS) related services for Life Foundation, Gregory House Programs, and Community Health Outreach Work to Prevent AIDS Project. -- Appropriation out of the emergency and budget reserve fund to the department of human services for the housing 1st pilot program. Report to the legislature by the Hawaii public housing authority. -- Appropriation out of the emergency and budget reserve fund to the department of health's executive office on aging for meals for the elderly for kupuna care. -- Appropriation out of the emergency and budget reserve fund to the department of health for grants to Kokua Kalihi Valley Comprehensive Family Services; as grants to The Path Clinic for services to pregnant women struggling with addiction; for the baby S.A.F.E (substance abuse free environment), for fetal alcohol spectrum disorders; for family planning; for perinatal health programs; and for the preschool developmental screening program. -- Appropriation out of the emergency and budget reserve fund to the department of human services for; for grants to the Blueprint for Change for neighborhood place walk in centers; as grants to the Hawaii Primary Care Association for the Hawaii immigrant health initiative program; for grants to support domestic violence shelters statewide for Child and Family Service, Parents and Children Together, Women Helping Women, Molokai community service council Inc., Young Women's Christian Association (YWCA) of Kauai, Windward Spouse Abuse Shelter, and statewide domestic violence shelters; for grants to Hale Mahaolu for personal care services; for the shelter plus care program; as grants to the Hawaii Primary Care Association for adult dental care, authorizes the governor to utilize enhanced federal medical assistance percentages funds to offset the amount appropriated, report to the legislature by the department of human services; for the adult dental care program at Maui community college; for grants to the Hawaii Primary Care Association for outstationed eligibility worker services, for outreach services, and for outreach services to locate uninsured children; for child care subsidies; to maintain the general assistance benefit amount; for grants to Adult Friends for Youth for youth gang prevention and intervention services; for grants to Hawaii Centers for Independent Living for the statewide independent living services; for grants to the Susannah Wesley Community Center for the Youth Service Center; for grants to Planned Parenthood of Hawaii for statewide sexual health education; for grants to Partners in Development Foundation to provide comprehensive family training and transitional services to homeless families on the leeward coast of Oahu and for the Tutu and Me traveling preschool; for the preschool open doors program; for grants to Oahu About

SENATE BILLS WHICH PASSED THIRD READING

Face Family of Programs; and for grants to Hawaii Primary Care Association for health care services for uninsured persons. -- Appropriation out of the emergency and budget reserve fund to the judiciary for domestic violence services; for grants to Volunteer Legal Services Hawaii to provide pro bono legal services for indigent persons; for grants to the Legal Aid Society of Hawaii to provide general civil legal services; for grants to the Hawaii Family Law Clinic to provide services to obtain temporary restraining orders; for grants to the Catholic Charities Hawaii to provide intra familial sex assault services; for grants to the Children's Alliance of Hawaii Inc., to provide child sex assault services; and for grants to the YMCA of Honolulu for the Operation Weed and Seed Program. -- Appropriation out of the emergency and budget reserve fund to the department of labor and industrial relations for the office of community services for employment core services; and for grants to the Hawaii Disability Rights Center to provide advocacy service to individuals with developmental disabilities and mental illness. -- Appropriation out of the emergency and budget reserve fund to the department of the attorney general for grants to the Kapiolani Medical Center for Women and Children for the sex abuse treatment center for statewide sex assault services. -- Appropriation out of the emergency and budget reserve fund to the department of education for the Families for R.E.A.L. program; for grants to Read Aloud America, Inc. for the read aloud program; and for grants to Read To Me International Foundation for reading programs for children of incarcerated parents. (\$\$) -- SB0935 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ HUS/ LAB/ then JUD/ EDN/ then FIN

SB0939 SD1 (SSCR 746)

RELATING TO HEALTH.

Introduced by: Chun Oakland S, Ihara L, Fukunaga C

Establishes provisions relating to statewide fall prevention and early detection coordinator. Establishes a statewide fall prevention and early detection coordinator position within the department of health. Allows the director of health to employ, fix the compensation, and dismiss the coordinator. Requires the coordinator to investigate and develop a statewide approach to falls among the elderly. Report to the legislature. Appropriation. (\$\$) -- SB0939 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN

SB0946 SD1 (SSCR 372)

RELATING TO THE JUDICIARY.

Introduced by: Chun Oakland S

Establishes provisions relating to access to the justice trust fund. Establishes the trust fund to be administered by a nonprofit entity to fund legal services for the poor, indigent, and other vulnerable populations. Requires the entity to disburse funds to nonprofit legal services organizations. Allows the trust fund to receive appropriations, contributions, grants, endowments, or gifts in cash or otherwise from any source. -- SB0946 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to JUD then FIN

SB0957 SD1 (SSCR 371)

RELATING TO FAMILY COURT.

Introduced by: Chun Oakland S, Green J, Ihara L, Fukunaga C

Establishes provisions relating to the citizen's family law advisory committee. Creates the citizen's family law advisory committee within the judiciary. Requires the chief justice of the supreme court to appoint members to the advisory committee to serve in an advisory capacity only. Requires the committee to give continuing consideration to all aspects of the administration of justice in the family court and to further assist the family court at the family court's discretion. Report to the legislature. -- SB0957 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then JUD then FIN

SB0958 SD2 (SSCR 715)

RELATING TO FAMILY COURT.

Introduced by: Chun Oakland S, Green J, Ihara L, Shimabukuro M, Fukunaga C

Establishes provisions relating to child custody evaluators. Requires the board of family court judges to establish a child custody evaluator registry and to maintain and update the registry annually. Authorizes the board to establish child custody evaluation standards and to recommend the appointment and certification of child custody evaluators. -- SB0958 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then JUD then FIN

SB0962 SD1 (SSCR 572)

RELATING TO CHANGING REFERENCES IN THE HAWAII REVISED STATUTES FROM "MENTAL RETARDATION" TO "INTELLECTUAL DISABILITY".

Introduced by: Chun Oakland S, Green J

SENATE BILLS WHICH PASSED THIRD READING

Amends provisions relating to definitions under services for persons with developmental disabilities or mental retardation. Defines intellectual disability to mean significantly subaverage general intellectual functioning resulting in or associated with concurrent moderate, severe, or profound impairments in adaptive behavior and manifested during the developmental period. Changes developmental disabilities or mental retardation to developmental or intellectual disabilities. Repeals the definition of mental retardation. Changes the mental health and mental retardation studies law to mental health and intellectual disability studies law. -- SB0962 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN

SB0975 SD1 (SSCR 495)

RELATING TO APPRAISALS.

Introduced by: Chun Oakland S

Establishes provisions relating to appraisers in arbitration proceedings. Requires a real estate appraiser to comply with the uniform standards of professional appraisal practice when acting as an appraiser or arbitrator in arbitration proceeding to determine the fair market value or fair and reasonable rental of real estate. Provides that in the event of a conflict between the uniform standards of professional appraisal practice and the rules of any arbitration process; requires the uniform standards of professional appraisal practice rules and standards to prevail. -- SB0975 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then CPC

SB0981 SD2 (SSCR 714)

RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to the required training relating to native Hawaiian and Hawaiian traditional and customary rights, native Hawaiian and Hawaiian natural resources protection and access rights, and the state's obligations under the public trust law. Requires certain council, board, and commission members to take a training course offered by the office of Hawaiian affairs. Requires the office to establish and design the course. -- SB0981 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then JUD then FIN

SB0985 SD1 (SSCR 671)

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Tsutsui S (BR)

Office of Hawaiian Affairs Appropriations Act of 2011 (OHA budget). Appropriations to the office of Hawaiian affairs for the 2011 - 2013 fiscal biennium. (\$\$) -- SB0985 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then FIN

SB0986 SD2 (SSCR 641)

RELATING TO THE CRIMINAL JUSTICE SYSTEM.

Introduced by: Tsutsui S (BR)

Establishes a task force attached to the office of Hawaiian affairs. Requires the task force to recommend cost effective mechanisms, legislation, and policies to reduce or avoid unnecessary involvement with the criminal justice system. Task force to cease to exist on August 1, 2013 (sunset). Appropriation. (\$\$) -- SB0986 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW/ PBM/ then JUD then FIN

SB0994 SD1 (SSCR 558)

RELATING TO NEPOTISM.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to prohibitive practices; nepotism. Prohibits a public official from advocating for a relative for appointment, employment, promotion, or advancement to a position in the public official's agency or in an agency over which the public official exercises jurisdiction or control. Prohibits a public official or public employee from appointing, employing, promoting, or advancing to a position in an agency over which the public official or public employee exercises jurisdiction or control of a relative, a relative of another public official elected to or employed by the same agency, or a relative of another public official who exercises jurisdiction or control over the same agency, except under circumstances where the relative is highly qualified for the position. Prohibits a legislator from naming or appointing to public office or employment, or voting for the confirmation of, a relative of the legislator. -- SB0994 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then LMG then JUD

SENATE BILLS WHICH PASSED THIRD READING

- SB1006 SD1 (SSCR 488) RELATING TO WATER QUALITY STANDARDS.
Introduced by: Tsutsui S (BR)
Amends Act 126, session laws of 2009, relating to the Clean Water Act and the 2006 US Environmental Protection Agency national recommended water quality standards and the application to all state inland and marine waters, by repealing the sunset date. -- SB1006 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to EEP/ WLO/
- SB1025 SD1 (SSCR 475) RELATING TO THE PENAL CODE.
Introduced by: Tsutsui S (BR)
Amends provisions relating to assault against a law enforcement officer by adding firefighter and water safety officer. Provides that a person commits the offense of assault in the 1st degree if the person intentionally or knowingly causes bodily injury or recklessly or negligently causes, with a dangerous instrument bodily injury against a law enforcement officer, firefighter, or water safety officer who is engaged in the performance of duty. Provides that a person commits the offense of assault against a law enforcement officer, firefighter, or water safety officer in the 2nd degree if the person recklessly causes bodily injury to a law enforcement officer, firefighter, or water safety officer who is engaged in the performance of duty. -- SB1025 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD
- SB1040 SD1 (SSCR 366) RELATING TO THE HAWAII OCCUPATIONAL SAFETY AND HEALTH LAW.
Introduced by: Hee C
Amends provisions relating to violations and penalties. Changes the penalties under the occupational safety and health law. -- SB1040 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then JUD
- SB1041 SD1 (SSCR 504) RELATING TO RANGE LAND LIABILITY.
Introduced by: Hee C
Establishes provisions relating to range lands; trespass; no duty to care. Provides that there shall be a rebuttable presumption that an owner of range land owes no duty of care toward a trespasser for injury, property damage, or death occurring on range land or to warn a trespasser of dangerous natural conditions of range activities or uses if the land is fenced, enclosed, or secured, and has at least 1 private property sign displayed. -- SB1041 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then JUD
- SB1054 SD1 (SSCR 505) RELATING TO TEMPORARY RESTRAINING ORDERS.
Introduced by: Hee C
Amends provisions relating to temporary restraining order. Provides that an ex parte temporary restraining order may be issued upon submission of a written petition or sworn oral testimony or complaint of an applicant who is not physically present. Requires sworn oral testimony or complaint to be communicated to the court by telephone, radio, or other means of electronic voice communication. -- SB1054 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then JUD
- SB1055 SD1 (SSCR 64) MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Hee C
Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs for collective bargaining unit 2 (supervisory blue collar employees) and for employees excluded from collective bargaining. (\$\$) -- SB1055 SD1
Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN
- SB1059 SD2 (SSCR 609) RELATING TO ENVIRONMENTAL PROTECTION.
Introduced by: Hee C
Establishes provisions relating to single use plastic checkout bags. Prohibits businesses with an annual gross sales of over 300,000 dollars from distributing single use plastic checkout bags to their customers at the point of sale beginning July 1, 2012 and subject to a fine. Allows the director of health to institute a civil action in any court of competent jurisdiction for injunctive relief and adopt rules. Allows the State to exempt an entity from this Act for an interim period of no longer than 1 year, upon sufficient showing by a business that

SENATE BILLS WHICH PASSED THIRD READING

implementation would cause undue hardship. Requires business to submit a request for an exemption to the director of health. -- SB1059 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then ERB then FIN

SB1061 SD1 (SSCR 65)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs in the agreements with the exclusive bargaining representatives of collective bargaining unit 4 (supervisory white collar employees) and for employees excluded from collective bargaining. (\$\$) -- SB1061 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1062 SD1 (SSCR 66)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs for collective bargaining unit 8 (personnel of the university of Hawaii and community college system) and for employees excluded from collective bargaining. (\$\$) -- SB1062 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1063 SD1 (SSCR 71)

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 13 (other professional and scientific employees) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- SB1063 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1064 SD1 (SSCR 72)

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 4 (supervisory white collar employees) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- SB1064 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1065 SD1 (SSCR 771)

RELATING TO COLLECTIVE BARGAINING.

Introduced by: Hee C

Establishes bargaining unit 14 (State law enforcement officers). -- SB1065 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB/ PBM/ then FIN

SB1066 SD2 (SSCR 726)

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.

Introduced by: Hee C

Amends provisions relating to the Hawaii employer union health benefits trust fund. Provides that the procurement of a carrier, 3rd party administrators for any benefits plan, consultants, actuaries, auditors or administrator shall be exempt from the Hawaii public procurement code. Changes the composition of the board of trustees of the employer union health benefits trust fund. Allows the term of office of each trustee to be at the pleasure of the nominating or appointing authority. Allows the board to appoint or retain by contract an attorney who is independent of the attorney general. Requires that health and other benefit plans be provided for collective bargaining units based on the collectively bargained contributions from both the employers and the employees; for retirees within the appropriation adopted by the legislature and the respective counties; and for all other eligible beneficiaries based on the contribution from both the employer and employees. Places the Hawaii employer union health benefits trust fund under the board of trustees and placed under the department of human resources development instead of the department of budget and finance. -- SB1066 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then FIN

SB1067 SD1 (SSCR 503)

RELATING TO PROBATION.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Hee C

Amends provisions relating to duties and powers of probation officers; adult probation records. Requires that adult probation records be given only to a licensed health care practitioner or a state licensed or nationally accredited treatment program as part of the determination for admission. Requires that information obtained for research purposes from a treatment service provider not to be divulged without the defendant's prior written consent and the disclosure of substance abuse records shall be subject to confidentiality of alcohol and drug abuse patient records. -- SB1067 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD

SB1068 SD1 (SSCR 559)

RELATING TO ANIMAL CRUELTY.

Introduced by: Hee C

Amends provisions relating to cruelty to animals in the 1st degree. Provides that a person commits the offense of cruelty to animals in the 1st degree if the person intentionally or knowingly tortures, kills or attempts to kill any pet animal belonging to another person, without 1st obtaining legal authority or consent of the pet animal's owner. Exempts humane euthanasia of any animal by an animal control officer; or the reasonable use of force by a landowner acting to defend or protect the landowner, another person, or an animal from death, injury, or imminent harm from an animal that is on the landowner's property. -- SB1068 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to JUD

SB1069 SD1 (SSCR 562)

RELATING TO CRUELTY TO ANIMALS.

Introduced by: Hee C

Establishes provisions relating to cruelty to animals by fighting dogs in the 2nd degree. Establishes that a person commits the offense of cruelty to animals by fighting dogs in the 2nd degree if the person knowingly wagers on a dog fight; attends or pays to attend a dogfight; or knowingly possesses any device intended to enhance the dog's fighting ability with the intent that the device be used to train or prepare the dog for a dogfight. Defines device to mean both animate and inanimate objects and includes live animals used as bait animals. Defines wager to mean staking or risking something of value on the outcome of a dogfight. Establishes this crime to be a class C felony. Allows the court to order the surrender or forfeiture of the dog.-- Amends provisions relating to cruelty to animals by fighting dogs to be an offense in the 1st degree. Provides that a person commits the offense of cruelty to animals by fighting dogs in the 1st degree if the person knowingly causes, sponsors, arranges or holds a dogfight for entertainment or financial gain; or owning, training, transporting, possessing, breeding, selling, transferring, or equipping a dog with the intent that the dog will be engaged in a fight; or allowing a dog fight to occur on any property owned or controlled by the person, or recklessly allowing any dog intended by the person to be used for a fight to be kept, trained on, or transported in, any property owned or controlled by the person. -- Defines dogfight to mean a dog or dogs pitted against another dog or dogs with the intent that the encounter will result in injury to 1 or more of the dogs. Makes it a class B felony. -- Amends Act 128, session laws of 2008. -- SB1069 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to JUD

SB1073 SD2 (SSCR 703)

RELATING TO SURCHARGE FOR INDIGENT LEGAL SERVICES.

Introduced by: Hee C

Amends provisions relating to a surcharge for indigent legal services. Increases the surcharge fee added to initial filing fees from 25 dollars to 65 dollars. In addition, changes the filing fee in civil actions from 10 dollars to 35 dollars. -- SB1073 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to JUD then FIN

SB1075 SD1 (SSCR 73)

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 8 (personnel of the university of Hawaii and community college system) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- SB1075 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1076 SD1 (SSCR 563)

RELATING TO EMPLOYMENT PRACTICES.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Hee C

Amends provisions relating to unlawful suspension, discharge, or discrimination under employment practices law. Provides that it shall be unlawful practice for any employer who has a collective bargaining agreement with their employees and 100 or more employees or labor organization to bar or discharge from employment, withhold pay from, or demote an employee because the employee legitimately uses accrued and available negotiated sick leave in accordance with the employer's attendant and negotiated sick leave policies, except for abuse of sick leave. Provides that employers and labor organizations are not prohibited from barring or discharging from employment, withholding pay from, or demoting an employee if the employee is unable to fulfill the essential job functions or requirements of the employee's position. -- SB1076 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB/ ERB/ then JUD then FIN

SB1077 SD1 (SSCR 74)

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 6 (educational officers and other personnel of the department of education) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- SB1077 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1078 SD2 (SSCR 731)

RELATING TO COLLECTIVE BARGAINING.

Introduced by: Hee C

Amends provisions relating to the scope of the collective bargaining negotiations; consultation. Requires the employer to negotiate in good faith with respect to health and group life insurance benefits. Repeals provisions that exclude benefits from collective bargaining negotiations. -- SB1078 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then FIN

SB1079 SD2 (SSCR 642)

RELATING TO LANDOWNER LIABILITY.

Introduced by: Hee C

Establishes provisions relating to trespass; no duty of care; liability of owner; rebuttable presumption. Provides that an owner of agricultural land or range land owes no duty of care to keep the land safe for entry or use by a trespasser or to give any warning of a dangerous condition, use, structure, or activity on the land to a trespasser. Further provides that there shall be a presumption that the owner of agricultural land or range land is not liable to a trespasser for injury, loss, damage, or death occurring on the agricultural land or range land. -- Amends provisions relating to criminal trespass in the 2nd degree. Establishes fines. -- SB1079 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then JUD

SB1080 SD1 (SSCR 560)

RELATING TO THE UNIFORM MILITARY AND OVERSEAS VOTERS ACT.

Introduced by: Hee C

Establishes provisions relating to uniform military and overseas voters act. -- SB1080 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then JUD then FIN

SB1081 SD2 (SSCR 532)

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 2 (supervisory blue collar employees) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- SB1081 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then FIN

SB1082 SD2 (SSCR 594)

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 3 (nonsupervisory white collar employees) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- SB1082 SD2

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then FIN

SB1083 SD1 (SSCR 67)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs for collective bargaining unit 9 (registered professional nurses) and for employees excluded from collective bargaining. (\$\$) -- SB1083 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1084 SD1 (SSCR 68)

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs for collective bargaining unit 6 (educational officers and other personnel of the department of education) and for employees excluded from collective bargaining. (\$\$) -- SB1084 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1085 SD1 (SSCR 69)

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs for collective bargaining unit 3 (nonsupervisory white collar employees) and for employees excluded from collective bargaining. (\$\$) -- SB1085 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1086 SD1 (SSCR 548)

RELATING TO CONSUMER INFORMATION.

Introduced by: Hee C

Establishes provisions relating to fresh bread; advertising. Prohibits bread to be represented, advertised, labeled, or marketed using the term fresh or fresh bread unless the bread has never been frozen prior to retail sale to the consumer. Amends provisions relating to notifying consumer. Adds sliced sandwich style bread. Redefines labels to include sliced, sandwich style bread and requires that in the case of previously frozen sliced, sandwich style bread, the type size of the lettering to be no less than 24 point font. -- SB1086 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then ERB then CPC

SB1088 SD1 (SSCR 406)

RELATING TO UNEMPLOYMENT INSURANCE BENEFITS.

Introduced by: Hee C

Amends provisions relating to definitions under employment security law. Redefines attached to a regular employer to if no work is being offered changes limitations within 8 weeks to imminent return to work date with the same employer. Repeals provisions that require continued claim certifications for partial benefits to be filed if after a week of partial unemployment, 8 or fewer consecutive weeks of total unemployment follow the week of partial unemployment and repeals provisions that require the department to extend partial unemployment beyond 8 consecutive weeks of total unemployment. Requires rather than allows the registration for work requirement to be waived for individuals who are partially unemployed. Prohibits an employee from being disqualified for benefits for any week in which the individual separates involuntarily or voluntarily with or without good cause from a secondary employer offering part time employment, if the individual is receiving benefits while attached to a regular employer that is not offering work; receiving partial unemployment benefits; and exempt from work search and registration for work requirements. Amends Act 170 session laws of 2009, as amended by Act 76, session laws of 2010 by repealing the sunset date. -- SB1088 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB/ ERB/ then FIN

SB1089 SD1 (SSCR 281)

RELATING TO DISLOCATED WORKERS.

Introduced by: Hee C

Amends provisions relating to notification; penalty. Authorizes the department of labor and industrial relations to enforce and impose penalties on an employer of a covered establishment who fails to provide to each employee and the director written notification of a closing, divestiture, partial closing, or relocation at least 60 days prior to its occurrence. -- SB1089 SD1

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Feb-22 11 Introduction/Passed First Reading - House
Feb-23 11 Multiple Referral to LAB/ ERB/ then JUD then FIN

SB1090 SD1 (SSCR 375)

RELATING TO PUBLIC EMPLOYMENT.

Introduced by: Hee C

Provides that positions exempted from civil service shall cease to be exempt 3 years from the effective date of this Act. -- SB1090 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then FIN

SB1095 SD1 (SSCR 70)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs for collective bargaining unit 13 (other professional and scientific employees) and for employees excluded from collective bargaining. (\$\$) -- SB1095 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1096 SD1 (SSCR 75)

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 9 (registered professional nurses) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- SB1096 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Multiple Referral to LAB then FIN

SB1106 SD1 (SSCR 725)

RELATING TO WELLNESS.

Introduced by: Chun Oakland S, Fukunaga C, Baker R

Appropriation to the department of health for the creation of a workplace wellness pilot program. (\$\$) -- SB1106 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN

SB1107 SD1 (SSCR 570)

RELATING TO THE GENERAL EXCISE TAX.

Introduced by: Chun Oakland S

Amends provisions relating to related entities; common paymaster; certain exempt transactions. Provides that the general excise tax law shall not apply to amounts received by a common paymaster that are disbursed as remuneration to employees of 2 or more related persons where the common paymaster is making the remunerations for the related persons. Further provides that the general excise tax law shall not apply to amounts received by a related or indirectly related management entity and taking into account the attribution rules under section 267, Federal Internal Revenue Code, as amended, managing the business of the affiliates, including salaries, wages and related taxes, vacation pay, sick pay, and pensions and insurance paid out to or on behalf of employees of the related management company and reimbursed by the related company for those operating expenses. -- SB1107 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB1108 SD2 (SSCR 540)

RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS.

Introduced by: Chun Oakland S

Amends provisions relating to individual development accounts. Defines department to mean the department of human services or any state agency authorized by the department of human services. Redefines qualified expenditures to include 1 motor vehicle purchase for school or work transportation. Changes the maximum income ceiling of the household of the individual development account holder to an amount determined by the department. Requires the department to contract with fiduciary organizations that meet the criteria and to make use of available federal moneys. Changes the match ratio by the State to be a specific match ratio for qualified expenditures as determined by the department. Requires the fiduciary organization to report annually to the department rather than to the legislature. Appropriation. (\$\$) -- SB1108 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then FIN

SB1115 SD2 (SSCR 694)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT

SENATE BILLS WHICH PASSED THIRD READING

LOUIS SCHOOL.

Introduced by: Ihara L

Authorizes the issuance of special purpose revenue bonds to assist Saint Louis school, a Hawaii not for profit corporation, to finance or refinance the planning, construction, improvement, and equipping of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1115 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB1120 SD2 (SSCR 788)

RELATED TO THE ECONOMY.

Introduced by: Ige D, Tokuda J, Fukunaga C, Baker R, Chun Oakland S

Appropriation to the university of Hawaii for fostering inspiration and relevance through science and technology pre academy program, for robotics and problem based, applied learning program, and for the research experiences for teachers program. Requires the university of Hawaii, department of education, Robotics Organizing Committee, and STEM demonstration project stakeholders to provide outcome measures for expansion of the 1st Pre Academy approach to all public middle schools, and to identify where STEM and creative media experiential learning programs can significantly impact student performance outcomes in public high schools. -- Appropriation to be deposited into the Hawaii 3Ts school technology laboratories fund. Appropriation out of the fund to Economic Development Alliance of Hawaii, Inc. and implemented in partnership with county economic development boards for the STEMworks project based service learning model. Requires matching funds. -- Appropriation to the department of education for projects demonstrating cost effective outcomes in conjunction with improved student performance in STEM and creative media experiential learning programs. -- Annual report to the legislature and governor by the university of Hawaii, department of education, Economic Development Alliance of Hawaii, Inc., and department of business, economic development, and tourism. (\$\$) -- SB1120 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED/ EDN/ then ERB then FIN

SB1125 SD2 (SSCR 644)

RELATING TO CONDOMINIUMS.

Introduced by: Espero W

Amends Act 244, session laws of 2007, as amended by Act 9, session laws of 2009, relating to condominiums by repealing the sunset date. Amends Act 205, session laws of 2008, as amended by Act 9, session laws of 2009, relating to condominiums by repealing the sunset date. -- SB1125 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG then JUD/ CPC/

SB1130 SD1 (SSCR 730)

RELATING TO THE HAWAIIAN LANGUAGE.

Introduced by: English J, Kidani M, Baker R, Dela Cruz D, Galuteria B

Amends provisions relating to the Hawaiian language; spelling. Requires beginning January 1, 2013, all documents and letterhead prepared by or for state or county agencies or offices to include accurate, appropriate, and authentic Hawaiian names and words, including proper Hawaiian spelling and punctuation, including, but not limited to macrons and glottal stops that punctuate the English word which they relate, provided that any revision to conform any document or letterhead existing on or before January 1, 2013 to the requirements of this section may be implemented when the document or letterhead requires replacement or reprinting, or otherwise requires revision. -- Amends provisions relating to State language. Requires beginning January 1, 2013 the Hawaiian languages is to be used on all emblems and symbols representative of the State provided that for emblems and symbols existing on January 1, 2013 conformance with this section may be delayed until a replacement for the emblem or symbol is required. -- SB1130 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then JUD then FIN

SB1142 SD2 (SSCR 702)

RELATING TO AGRICULTURE.

Introduced by: Nishihara C, Wakai G, Chun Oakland S, Kahele G

Establishes provisions relating to the food safety and security program. Establishes the program within the department of agriculture to provide training, certification, support, and assistance to the agriculture industry, and interfaces with other state and federal agencies to meet requirements food safety requirements. -- Amends provisions relating to the department of agriculture rules by requiring the department to adopt, amend, and repeal rules not inconsistent with the production, processing, and distribution of food products of agricultural commodities in order to meet state and federal food safety standards.

SENATE BILLS WHICH PASSED THIRD READING

Appropriation. (\$\$) -- SB1142 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then FIN

SB1145 SD2 (SSCR 701)

RELATING TO AGRICULTURE.

Introduced by: Nishihara C, Chun Oakland S, Shimabukuro M
Establishes the food sustainability law. Establishes a percentage of all food sold for consumption in the State to be grown in the State. Requires the department of agriculture to be responsible for measuring the amounts of food sold and grown in the State on an annual basis and make the information public. Requires the department to plan and adopt incentives to ensure that the food sustainability standards are met. Annual report to the legislature. Appropriation. (\$\$) -- SB1145 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then FIN

SB1153 SD1 (SSCR 750)

RELATING TO AGRICULTURAL LOANS.

Introduced by: Kahele G, Nishihara C, Chun Oakland S
Amends provisions relating to agricultural loans. Redefines new farmer program to mean a new farm enterprise for qualified new farmers who by reason of ability, experience, and training are likely to successfully operate a farm and who otherwise meet the eligibility requirements. Provides that loans require 2 credit denials except for the new farmer program which requires 1 credit denial. Requires that the interest on class F loans be at a rate of ___ per cent below the prime rate or at a rate of 6 per cent a year, whichever is less. Requires that loans for the new farmer program provide for costs of a new farm enterprise for qualified new farmers in an amount not to exceed ___ dollars. Appropriation to the agricultural loan revolving fund and out of the fund. (\$\$) -- SB1153 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then FIN

SB1154 SD2 (SSCR 783)

RELATING TO HISTORIC PRESERVATION.

Introduced by: Kahele G

Establishes the South Kona wilderness area to be administered by the department of land and natural resources for the preservation of the visual, cultural, and historical aspects of the lands including preserving the extensive archaeological sites in the area, preserving and protecting native Hawaiian plants and animals currently in the area, providing for a wilderness area with minimal man made structures, permit limited access for recreational purposes, such as fishing, swimming, camping, and exploration, and preventing additional development in the area. Authorizes the department to acquire any private lands included in the area by a value for value land exchange. -- SB1154 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB1155 SD2 (SSCR 777)

RELATING TO THE LONG-TERM AGRICULTURAL LEASE TASK FORCE.

Introduced by: Ryan P, Shimabukuro M, Chun Oakland S

Establishes a long term agricultural lease task force within the department of agriculture to develop a plan and make recommendations to expand the availability of long term leases favorable to small farms and agricultural enterprises to improve community investments in long term food sustainability in the State. Report to the legislature. Appropriation. Task force shall cease to exist on June 30, 2012 (sunset). (\$\$) -- SB1155 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR/ WLO/ then FIN

SB1161 SD1 (SSCR 288)

RELATING TO TELECOMMUNICATIONS.

Introduced by: Fukunaga C

Exempts county permitting requirements and state permitting and approval requirements for any actions relating to the installation, improvement, construction or development of infrastructure relating to broadband service or broadband technology, including the interconnection of telecommunications cable from January 1, 2012 to January 1, 2017. Prohibits a person or entity to be required to upgrade or replace an existing utility pole when using that utility pole to install new or improve existing telecommunications cables. Requires the director of commerce and consumer affairs in consultation with the administrator of the cable television division to review the state of broadband communications in Hawaii and the exemptions made; and make a recommendation whether to extend the exemptions. Report to the legislature. -- SB1161 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then CPC then FIN

SENATE BILLS WHICH PASSED THIRD READING

- SB1162 SD2 (SSCR 739) RELATING TO SECURITY BREACHES OF PERSONAL INFORMATION.
Introduced by: Fukunaga C, Tokuda J, Kidani M, Chun Oakland S, Nishihara C, Baker R
Establishes provisions relating to personal information security; government agencies; requirements. Requires any government agency that maintains 1 or more personal information systems to include mandatory training programs for any agency personnel to whom disclosures of personal information are made or to whom access to the personal information may be granted. Requires the government agency to submit a report to the legislature and to the information privacy and security council. -- Amends the provisions relating to information privacy and security council; established duties; reports. Requires the council to be responsible for coordinating the implementation of guidelines by government agencies. Requires the comptroller or the state chief information officer to serve as chair of the council. Appropriation for positions and funding in support of the information privacy and security council enhanced data security requirement, for specialist and coordinator positions in statewide network security, application scanning, security incident, and training, and for security tools, maintenance, and licenses. (\$\$) -- SB1162 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to JUD then FIN
- SB1164 SD2 (SSCR 749) RELATING TO ENTERPRISE ZONES.
Introduced by: Fukunaga C, Chun Oakland S
Amends provisions relating to state enterprise zones. Redefines eligible business activity to include renewable energy or owning, controlling, operating, or managing any seawater air conditioning district cooling project. -- SB1164 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then EEP then FIN
- SB1171 RELATING TO EDUCATION.
Introduced by: Tokuda J, Kidani M, Nishihara C, Chun Oakland S
Amends Act 51, session laws of 2004, relating to education. Provides that the single school calendar shall not apply to other schools designated by the board of education in furtherance of a plan to improve educational outcome in students. -- SB1171
Current Status: Feb-11 11 Introduction/Passed First Reading - House
Feb-11 11 Multiple Referral to EDN then FIN
- SB1173 SD2 (SSCR 747) MAKING AN APPROPRIATION FOR MATCHING GRANTS FOR SPACE EDUCATION PROGRAMMING SERVICES.
Introduced by: Tokuda J, Nishihara C, Chun Oakland S, Espero W, Fukunaga C
Appropriation to the department of education to award a grant for space education programming services at the Barbers Point elementary school on the island of Oahu. Requires matching private sector funds. -- Requires the Challenger Center Hawaii to formulate a plan to become financially self sufficient beginning fiscal year 2012 - 2013 using private donations, fees, and federal grant moneys. Report to the legislature. (\$\$) -- SB1173 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN
- SB1174 SD2 (SSCR 700) RELATING TO CHARTER SCHOOLS.
Introduced by: Tokuda J, Kidani M, Nishihara C, Chun Oakland S
Amends provisions relating to special and revolving funds; annual report; expenditures in excess of appropriations. Requires the charter school system budget request to include a needs based facilities funding and to be accompanied by a detailed explanation as to the formula used and funding request breakdown by school. Establishes a charter schools facilities funding task force within the charter school administrative office to determine a needs based facilities formula to be used by all agencies in the calculation of charter school facilities funding. Report to the legislature. Task force to cease to exist on July 1, 2012 (sunset). -- Amends provisions relating to charter schools. Allows charter schools that are denied reauthorization or have their charter revoked to appeal to the board of education. Requires charter schools and their local school boards to develop internal policies and procedures consistent with ethical standards of conduct. Changes the period that the charter school review panel conduct a multi year evaluation of each charter school to every 6 years after its 4th anniversary. -- Establishes a task force on charter school governance accountability and authority within the department of education to provide clarity to the relationships, responsibilities, and lines of accountability and authority among stakeholders of the charter school system. Report to the legislature. -- SB1174 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

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- SB1178 SD1 (SSCR 465) RELATING TO MORTGAGE LENDERS.
Introduced by: Baker R
Amends provisions relating to exemptions under mortgage servicers law. Exemptions to include a mortgage loan originator company licensed under the secure and fair enforcement for mortgage licensing act. Amends provisions relating to license; fees; renewals by adding voluntary surrender of license under the secure and fair enforcement for mortgage licensing act. Allows a mortgage servicer licensed to voluntarily cease business and surrender its license by giving written notice to the commissioner of financial institutions its intent to surrender its mortgage servicer license. -- SB1178 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN
- SB1186 SD2 (SSCR 699) RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.
Introduced by: Kim D, Dela Cruz D, Shimabukuro M, Kidani M, Chun Oakland S, Tokuda J
Amends provisions relating to the transient accommodations tax. Imposes a daily tax of ____ dollars for every transient accommodation that is furnished on a complimentary or gratuitous basis, or otherwise at no charge. Provides that excess revenues from the tax over ____ dollars be deposited into the general fund to be used for environmental protection, improvements to public facilities impacted by visitors, and advancing Hawaiian culture and the arts. Limits the deposit into the tourism special fund and amount transferred to the counties beginning on or after July 1, 2011, ending prior to July 1, 2015 (sunset). Act repealed on July 1, 2015 (sunset). -- SB1186 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN
- SB1187 SD1 (SSCR 618) PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII STATE CONSTITUTION, TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL.
Introduced by: Kim D, Dela Cruz D, Ihara L
Proposes to amend the constitution. Requires the attorney general to be elected by the qualified voters of the State at a general election rather than to be appointed by the governor. Provides that, in case of a tie, the selection of the attorney general shall be as provided by law. -- SB1187 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to JUD then FIN
- SB1190 SD1 (SSCR 499) RELATING TO AUTOMOBILE PERSONAL INJURY LIMITATIONS.
Introduced by: Taniguchi B
Amends provisions relating to limitation on charges under motor vehicle insurance law. Requires the independent medical examiner to be of the same specialty as the treating or prescribing provider whose treatment is being reviewed and the record review. Requires the record reviewer to have sufficient professional training, credentials, and experience in treating the type of injury at issue to competently evaluate the specific treatment that is the subject of the record review. Requires all records and charges relating to an independent medical examination and the record review to be made available to the claimant upon request. -- SB1190 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then CPC/ JUD/
- SB1195 SD1 (SSCR 564) PROPOSING AN AMENDMENT TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII.
Introduced by: Hee C
Proposes to amend the constitution. Requires that the revision or amendments to the constitution be effective only if approved at a general election by a majority of all the votes cast upon the question, this majority constituting at least 40 per cent of the total vote cast at the election; or at a special election by a majority of all votes cast upon the question, this majority constitution at least 30 per cent of the total number of registered voters, provided that only ballots that are voted either yes or no shall be tallied as votes cast upon the question and that all ballots that are voted, including blank votes, shall be tallied as votes cast at the election. -- SB1195 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to JUD then FIN
- SB1197 SD2 (SSCR 533) RELATING TO ENERGY.
Introduced by: Kidani M, Shimabukuro M, Chun Oakland S
Establishes provisions relating to state facility construction and renovation; alternative energy design requirement. Requires each state department with responsibilities for the design and

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construction of public buildings and facilities to implement alternative energy designs for the construction of all new state facilities and state facility renovations exceeding ____ dollars for which the planning and design of the project begins after July 1, 2013. -- Establishes provisions relating to school construction and renovation; alternative energy design requirement. Requires the department of education to implement alternative energy designs for the construction of all new school buildings and school renovations exceeding ____ dollars for which the planning and design of the project begins on or after July 1, 2013. -- SB1197 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then EDN then FIN

SB1209 SD1 (SSCR 698)

MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM.

Introduced by: Kouchi R

Appropriation to the agribusiness development corporation for the operation and maintenance of the east Kauai irrigation system by the east Kauai water users' cooperative, provided that the appropriation shall not supplant any other moneys appropriated to the cooperative. (\$\$) -- SB1209 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then FIN

SB1213 SD1 (SSCR 156)

RELATING TO PERMITTING.

Introduced by: Solomon M, Dela Cruz D

Requires the comptroller, with the assistance of the director of the department of planning and permitting of the city and county of Honolulu, to convene a temporary task force to review and identify state and county rules affecting businesses, particularly with regard to county building permits, with a view toward streamlining the approval process for businesses through the amending or repealing the rules that impose burdensome or unnecessary costs for businesses of all sizes but especially for smaller businesses. Report to the legislature. -- SB1213 SD1

Current Status: Feb-17 11 Introduction/Passed First Reading - House
Feb-18 11 Multiple Referral to ERB then WLO then FIN

SB1214 SD2 (SSCR 786)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PACIFIC POWER AND WATER COMPANY, INC.

Introduced by: Ige D

Authorizes the issuance of special purpose revenue bonds to assist Pacific Power and Water Company, Inc. with the planning, permitting, designing, constructing, equipping, and operating of hydropower plants at locations throughout Hawaii. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1214 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then FIN

SB1215 SD2 (SSCR 585)

RELATING TO PUBLIC LANDS.

Introduced by: Ige D, Fukunaga C, Nishihara C, Chun Oakland S, Tokuda J, Kahele G, Shimabukuro M, Espero W, Kidani M

Creates a task force under the university of Hawaii Kapiolani community college to conduct a feasibility study of the transfer of approximately 1.5 acres of land adjacent to land set aside for use by the university of Hawaii Kapiolani community college through Executive Order No. 3791 and currently under the jurisdiction of the department of land and natural resources to establish a proposed legacy center for the 100th Infantry Battalion / 442nd Regimental Combat Team. Requires the task force to also study alternative sites for the legacy center including a portion of the former Cannon Club. Report to the legislature. -- SB1215 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then HED then FIN

SB1217 SD1 (SSCR 588)

RELATING TO EDUCATION.

Introduced by: Tsutsui S

Requires the department of education to establish a pilot project for Lanai high and elementary school to expand the Hawaii virtual learning network e school program to provide high school students on the island of Lanai access to the selection of basic elective courses required for graduation. Requires the department to allow interested online education curriculum providers to become a partner of the Hawaii virtual learning network e school program. Appropriation. Report to the legislature. (\$\$) -- SB1217 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House

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Mar-10 11 Multiple Referral to EDN then FIN

- SB1219 SD2 (SSCR 659) RELATING TO THE LANAI WATERSHED.
Introduced by: Tsutsui S
Requires the department of land and natural resources to control and manage implementation of the Lana'ihale (Lanaihale) watershed management plan and to fund it by private funding sources. -- SB1219 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO/ EEP/ then FIN
- SB1220 SD2 (SSCR 637) RELATING TO FISHING.
Introduced by: Tsutsui S
Establishes provisions relating to Lanai community based fishery resource management area; advisory committee; rules. Designates the Lanai community based fishery resource management area around the island of Lanai. Establishes an advisory committee to incorporate traditional Hawaiian caretaker (konohiki) practices to implement traditional fishery management practices for the regulation of fishing and gathering to promote the sustainable use of marine resources. Appropriation. (\$\$) -- SB1220 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO/ EEP/ then FIN
- SB1221 SD2 (SSCR 577) RELATING TO PROCUREMENT.
Introduced by: Tsutsui S
Amends provisions relating to requirements of contractor. Allows a contractor to withdraw a bid prior to the award of a contract if the contractor finds that it is unable to comply with this law. -- Requires that certification of compliance with this law be made under oath by an officer of the general contractor and subcontractor to the procurement officer with the notice of completion of the contract. Provides that a general contractor is not to be sanctioned for noncompliance with this section by a subcontractor of that general contractor on the same contract. -- SB1221 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB/ ERB/ then FIN
- SB1227 SD2 (SSCR 542) RELATING TO ENHANCED 911 SERVICES.
Introduced by: Tsutsui S (BR)
Amends provisions relating to enhanced 911 services for mobile phones (cell phone, cellular phone, mobile telephone, wireless telephone) law by repealing mobile phones. Replaces wireless enhanced to enhanced and replaces wireless provider with communications service provider. Increases the number of enhanced 911 board members to 13. Prohibits a 3rd party accounting firm, consultant, or other 3rd party hired to perform administrative duties to be retained if there is a conflict of interest. -- Requires the board to fund the development, deployment, and sustaining of enhanced 911 service, including funding future enhanced 911 technologies. -- Requires moneys in the fund to be expended exclusively by the board for the purposes of funding to deploy and sustain enhanced 911 service and develop and fund future enhanced 911 technologies. -- Provides that the rate of the surcharge is to be set at 66 cents per month for each communications service connection. -- Allows a public utility providing local exchange enhanced 911 communication services for its customer base and other service providers using the wire line provider's enhanced 911 service may collect and keep the surcharge at the established rate set. -- Requires every public safety answering point to be eligible to seek disbursements from the fund to pay for the reasonable costs associated with having representatives, other than enhanced 911 board members, on enhanced 911 board committees to include, established and investigative committees. -- SB1227 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then CPC then FIN
- SB1233 SD2 (SSCR 627) RELATING TO THE SOLICITATION OF FUNDS FROM THE PUBLIC.
Introduced by: Tsutsui S (BR)
Establishes provisions relating to service of process; substituted service. Requires a charitable organization, professional solicitor, or professional fundraising counsel that is required to be registered and that either has its principal place of business outside of the State or is organized under the laws of another state, and does not have a registered agent with the department of commerce and consumer affairs, is considered to have irrevocably appointed the department as its agent for the service of a summons, subpoena, or other process directed to the charitable organization, professional fundraising counsel, or professional solicitor, or to a director, officer, partner, or principal of the charitable

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organization, professional fundraising counsel, or professional solicitor in an investigation, action, or other proceeding. Amends provisions relating to administrative enforcement; cease and desist orders. Provides that whenever the attorney general finds that a charitable organization is soliciting contributions in violation, allows the attorney general in addition to the remedies prescribes, issue a cease and desist order to any such charitable organization. Allows any person aggrieved by an action of the attorney general to request a hearing to review that action 10 days after the attorney general has served that person with notice of the action. Amends provisions relating to annual financial reports; fiscal records and fees. Provides that if the charitable organization files an IRS Form 990 or 990EZ with the Internal Revenue Service, the annual report shall be the IRS Form 990 or 990EZ. In the case of a charitable organization that is not required to file an IRS Form 990 or 990EZ, the annual report shall contain information such information as the department shall prescribe. Allows a charitable organization that has obtained an extension of time to file the IRS Form 990 or 990EZ from the IRS to obtain an extension to file the report with the department by filing with the department a copy of the IRS's approved extension of time to file. Requires each charitable organization filing a report to pay a filing fee to the department based on the total amount of its gross revenues at the close of the calendar or fiscal year adopted by the charitable organization. Amends provisions relating to investigations; subpoenas; court orders. Provides that in any case where the attorney general has authority to institute a civil action or proceeding, allows the attorney general to instead accept an assurance of discontinuance of any act or practice that violates the law from any person engaged in or who has engaged in the act or practice. Allows the attorney general to refuse to register, revoke or suspend the registration of any charitable organization, professional fundraising counsel, or professional solicitor, or issue a cease and desist order. Provides that charitable organizations exempted from registration and financial disclosure requirements include educational institutions accredited by the Hawaii association of independent schools; the Hawaii council of private schools; the western association of schools and colleges; middle states association of schools and colleges; new England association of schools and colleges; north central association of schools and colleges; northwest association of schools and colleges and southern association of schools and colleges or the National Association for the Education of Young children. Further exempts any corporation established by an act of the US congress that is required by federal law to submit to congress annual reports, fully audited by the US Department of Defense, of its activities including itemized accounts of all receipts and expenditures; any agency of this State, another state, or the federal government; and any charitable organization that normally receives less than 25,000 dollars in contributions annually, if the organization does not employ or compensate a professional solicitor or professional fundraising counsel. -- SB1233 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN

SB1241 SD1 (SSCR 635)

RELATING TO CONVEYANCE TAX.

Introduced by: Tsutsui S (BR)

Amends provisions relating to exemptions under the conveyance tax law. Repeals the exemption conveying real property to any nonprofit or for profit organization that has been certified by the Hawaii housing finance and development corporation for low income housing development. -- SB1241 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO/ HSG/ then FIN

SB1244 SD2 (SSCR 526)

RELATING TO BIOFUELS.

Introduced by: Tsutsui S (BR)

Amends provisions relating to definitions under the renewable energy facility siting process law. Redefines renewable energy to mean a new facility or distribution infrastructure with a capacity to produce or distribute 100,000 gallons, instead of 1 million gallons, or more annually. -- SB1244 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then FIN

SB1247 SD2 (SSCR 664)

RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to Aloha tower community development district. Defines the boundaries for the Aloha tower district to be located entirely within the Kakaako community development district. Requires the Hawaii community development authority to establish community development rules to supersede all other ordinances and rules relating to the use, zoning, planning, and development of land and construction. Places the harbors modernization group under the department of transportation. Provides that the group shall

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have jurisdiction over harbors projects for the commercial harbors modernization plan. Requires the projects to be approved by the governor. Establishes the Aloha tower fund under the department which shall include moneys, rental fees, charges, and other revenues of the department derived from the aloha tower marketplace project. Amends the provisions relating to the administrative supervision of boards and commissions by repealing the Aloha tower Development corporation from being administratively within the department of business, economic development and tourism. Amends the provisions relating to the definition of public lands repealing the exception for the lands set aside to the Aloha Tower development corporation. Transfers all rights, powers, functions, and duties of the Aloha tower development corporation to the department of transportation. Transfers all appropriations, records, equipment, machines, files, supplies, contracts, books, papers, documents and maps from the Aloha tower fund to the department. Repeals provisions relating to the Aloha tower development authority. Appropriation to the fund. (\$\$) -- SB1247 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN/ WLO/ then FIN

SB1260 SD1 (SSCR 113)

RELATING TO PUBLIC FINANCE.

Introduced by: Tsutsui S (BR)

Establishes the allocation of state bond ceiling law. Requires the department of budget and finance with the approval of the governor to allocate all or part of the state ceiling to any issuer authorized to issue bonds under the laws of the State. -- SB1260 SD1

Current Status: Feb-15 11 Introduction/Passed First Reading - House
Feb-15 11 Single Referral to FIN

SB1269 SD2 (SSCR 684)

RELATING TO THE DEFINITION OF COMPENSATION FOR PURPOSES OF THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Tsutsui S (BR)

Amends provisions relating to employee contributions to the employees' retirement system. Provides that for service after June 30, 2011, for members who become members before July 1, 2011, compensation means regular compensation, plus additional compensation for the following years of service in the following ratios for service beginning on July 1, 2011, through June 30, 2012, 100 per cent of additional compensation, for service beginning on July 1, 2012, through June 30, 2013, 75 per cent, for service beginning on July 1, 2013, through June 30, 2014, 70per cent , for service beginning on July 1, 2014, through June 30, 2015, 65 per cent, for service beginning on July 1, 2015, through June 30, 2016, 60 per cent, for service beginning on July 1, 2016, through June 30, 2017, 55 per cent of additional compensation, and for service beginning on or after July 1, 2017, 50 per cent. Further provides that for members who become members on or after July 1, 2011, compensation means regular compensation and does not include additional compensation. Defines additional compensation to include any other additional or extra payments, excluding regular compensation, to an employee or officer, including overtime, bonuses, lump sum salary supplements, allowances, and differentials, including differentials for stand by duty, temporary unusual work hazards, compression differentials, and temporary differentials, provided that it does not include 12 month differentials for employees of the department of education. Defines regular compensation to mean normal periodic payments of money for services performed, the right to which accrues on an hourly, daily, monthly, or annual basis; shortage differentials; and elective salary reduction contributions under sections 125, 403(b), and 457(b) of the Internal Revenue Code of 1986. -- SB1269 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then FIN

SB1270 SD2 (SSCR 626)

RELATING TO THE HAWAII HURRICANE RELIEF FUND.

Introduced by: Tsutsui S (BR)

Appropriation out of the Hawaii hurricane relief fund to the department of budget and finance for deposit into the general fund to balance the State's budget and maintain the levels of programs determined to be essential for education, public health, and public welfare. (\$\$) -- SB1270 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then FIN

SB1271

RELATING TO THE PUBLIC NOTICES FOR THE EXPENDITURE CEILING AND THE AWARDING OF GRANTS.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the director of finance; duties. Allows the notice of the state growth and expenditure ceiling be given by posting to the department of budget and finance

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internet website; publication of a daily or weekly publication of statewide circulation; and / or any other method the director of finance deems effective for publicizing the notice. Amends provisions relating to grants; release by the governor. Allows the notice of a grant awarded by posting to the office of the governor or the department of budget and finance internet website; publication in a daily or weekly publication of statewide circulation, and/or any other method the governor or director of finance deems effective for publicizing the notice. -- SB1271

Current Status: Feb-15 11 Introduction/Passed First Reading - House
Feb-15 11 Single Referral to FIN

SB1272 SD2 (SSCR 735)

RELATING TO INSURANCE.

Introduced by: Tsutsui S (BR)

Amends provisions relating to risk based capital reports. Requires a benefits society or health maintenance organization's (HMOs) risk based capital to be determined in accordance with the formula in the risk based capital instructions. Requires that the insurance commissioner to have the rights, powers, and duties with respect to a benefits society or health maintenance organization and to take any actions that are necessary to cause the insurer to be placed under regulatory control. Further requires the commission with respect to any domestic insurer or foreign insurer that are in possession or control of the commissioner to be confidential by law and privileged, shall not be made public, subject to subpoena, discovery and not be admissible as evidence in any private civil action. Allows the commission to share and receive documents, materials, or information, including otherwise confidential and privileged document, material, or information, from the national Association of Insurance commissioners and its affiliates and subsidiaries, and from regulatory and law enforcement officials of other foreign or domestic jurisdictions. -- SB1272 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC then FIN

SB1273 SD1 (SSCR 471)

RELATING TO HEALTH INSURANCE.

Introduced by: Tsutsui S (BR)

Amends the accident and sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) by requiring an insurer to comply with applicable federal law. Requires the insurance commissioner to enforce the consumer protections and market reforms relating to insurance in the federal Patient Protection and Affordable Care Act. -- SB1273 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC

SB1274 SD2 (SSCR 757)

RELATING TO HEALTH INSURANCE.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to external review of health insurance determinations under patients' bill of rights and responsibilities act. Allows a health carrier enrollee or the enrollee's authorized representative to file a request for an external review with the insurance commissioner within 130 days of receipt of notice of an adverse action that involves a denial of coverage based on a determination or final adverse determination. Requires the commissioner to randomly assign an independent review organization qualified to conduct external reviews based on the nature of the health care service that is the subject of the adverse action and other factors determined by the commissioner. Prohibits an independent review organization or clinical reviewer working on behalf of an independent review organization or an employee, agent, or contactor to be liable in damages to any person for any opinions rendered or acts or omissions performed within the scope of the organization's or person's duties under the law during or upon completion of an external review conducted. Requires the health carrier against which a request for a standard external review or an expedited external review is filed to pay the cost of the independent review organization for conducting the external review. Repeals provisions relating to external review procedure. -- SB1274 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC/ JUD/ then FIN

SB1276 SD2 (SSCR 748)

RELATING TO INSURANCE.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the insurance code. Provides that if a commissioner has not been appointed requires the chief deputy commissioner to have the power to perform any act conferred upon the commissioner until such appointment is made. Increases the legal process against an insurer that requires a plaintiff to pay the commissioner taxable as cost

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in the action. Amends provisions relating to fees, taxes and deposits law. Changes workers' compensation claim to claim adjusters issuance fee. Repeals life settlement contract provider and broker license issuance fee. Adds fingerprinting for each criminal history record check and fingerprinting check, a fee to be established by the commissioner. Repeal 150 dollars per year for all services including extension of the license for a regularly licensed life settlement contract provider or broker. Require application for an adjuster or independent bill review license to be made to the commission upon forms as prescribed and furnished by the commissioner. Repeal provisions that requires an application additional requirements to be furnish if the applicant is a partnership or corporation or each individual to be required to furnish information to the commissioner for an individual license. Redefines managing general agent that adjust or pays claim in excess of 10,000 dollars or negotiates reinsurance on behalf of the insurer. Requires every managed care plan to file with the commissioner, every rate, charge, classification, schedule, practice, or rule and every modification by an electronic copy or 2 printed copies and every filing to be accompanied by a 50 dollar fee payable to the commissioner and to be deposited in the commissioner's education and training fund. Amends provisions relating to the Hawaii hurricane relief fund. Repeals provisions that the formula to calculate the amount and period of the surcharge for each covered event and the procedures and methodology for payment of claims and other obligation of the fund to be provided in the plan of operation. Requires the surcharge to remain in effect until all claims and other obligations of the fund, including but not limited to include claims under fund policies of hurricane property insurance. Allows the funds to establish procedures for insurers to collect a surcharge from their customers who hold property or casualty policies. Requires the society to deposit with the commissioner 50 per cent of the minimum net worth either in cash or in securities approved by the commissioner; provided that the deposit shall be not less than 1 million dollars and not exceed 2 million dollars. Repeal provisions relating to approval; when deemed effective. Repeals provisions relating to benefits funds. -- SB1276 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then FIN

SB1277 SD2 (SSCR 728)

RELATING TO CONSUMER PROTECTION.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to access to records under the prepaid legal services law. Requires every plan and its owners, operators, officers, employees, and representatives be subject to investigation or examination by the insurance commissioner, to produce and make freely accessible to the commissioner of the accounts, records, documents, and files in the person's possession or control relating to the subject of the investigation or examination, and to otherwise cooperate the investigation or examination. Allows the commissioner to employ experts to rewrite, post, or balance the accounts at the expense of the plan being examined if the commissioner finds the accounts or records to be inadequate, improperly kept, or improperly posted and if the plan has failed to correct the accounting records after the commissioner has given the plan written notice and a reasonable opportunity to do so. Requires the plan administrator to provide a written response within 7 days to any written inquiry made by the commissioner. Requires the response to adequately address the concerns stated in the communication. -- Establishes provisions related to records and reports. Requires the commissioner to preserve in permanent form records and reports of the commissioner's proceedings, hearings, investigations, and examinations. Requires that these filings be filed in the commissioner's office and be open to public inspection, except when records and reports on file shall be confidential by this law. Requires the commissioner to maintain the confidentiality of any documents or information received from the National Association of Insurance Commissioners, the federal government, insurance regulatory agencies of foreign countries, or insurance departments of other states, territories, and commonwealths that are confidential in the jurisdiction of origin and provides that the documents and records shall be confidential and privileged, shall not be made public, shall not be subject to subpoena or discovery, and shall not be admissible as evidence in any private civil action and neither the commissioner nor any other person who received documents, materials, or other information while acting under the authority of the commissioner shall be permitted or required to testify in any private civil action concerning any confidential documents, materials, or information. -- Amends the prepaid legal services law by changing it to the legal service plans. -- Amends provisions relating to the application for authority; authority issued or denied; plan termination. Requires that before conducting business, a plan, application for certificate of authority, file documentation, and fee be submitted to the commissioner for approval. Requires the commissioner to issue or deny a certificate of authority based on the plan meeting the requirements. Requires the plan administrator to notify the commissioner in writing if the plan is canceled. -- Amends provisions relating to accumulated funds, protection, violation. Requires the plan

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administrator to have the responsibilities of a trustee for all funds accumulated. Requires the plan administrator to obtain a ____ dollar bond. Provides penalties. -- Amends provisions relating to failure to comply; penalty. Allows the commissioner to deny, suspend, revoke, or refuse to approve the certificate of authority of any plan or any plan amendments. -- Amends provisions relating to insurance code fees. Repeals life settlement contract fees and adds legal service plan fees. -- SB1277 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN

SB1278 SD1 (SSCR 497)

RELATING TO INSURANCE.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to life insurance and annuities. Prohibits an insurance producer to solicit the sale of an annuity product unless the insurance producer has adequate knowledge of the product to recommend the annuity and the insurance producer is in compliance with the insurer's standards for product training. Prohibits an insurer to issue an annuity that has been recommended to a consumer unless the insurer has a reasonable basis to believe the annuity is suitable for the particular consumer based on the consumer's suitability information. Requires an insurance producer or a representative of the insurer, where no insurance producer is involved at the time of sale to make a record of any recommendation; obtain a signed statement from the consumer documenting the customer's refusal to provide suitability information and obtain a signed statement from the consumer acknowledging that an annuity transaction is not recommended if a consumer decides to enter into an annuity transaction that is not based on the insurance producer's or insurer's recommendation. Requires an insurer to establish and maintain a supervision system that is reasonable designed to achieve the insurer's and its insurance producers' compliance. Changes provisions relating to mitigation of responsibility to compliance mitigation and penalties. Provides that if a violation occurs, either because of the action or inaction of the insurer or its insurance producer allows the commissioner to order a business entity, general agency, independent agency, or the insurance producer to take reasonably appropriate corrective action for any consumer harmed by the insurance or order appropriate penalties and sanctions. Establishes provisions relating to use of senior specific designations and professional designations. Prohibits the use of senior specific certifications or professional designation by an insurance producer. -- SB1278 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN

SB1279 SD1 (SSCR 472)

RELATING TO INSURANCE.

Introduced by: Tsutsui S (BR)

Amends provisions relating to State defined under administration of insurance laws. Redefines State to include the Northern Mariana Islands. Amends provisions relating to unauthorized insurers and surplus lines. Exempts transaction of contract of insurance for property and casualty multi state risks; provided that the producer is licensed to sell, solicit, or negotiate that insurance in the home state of the insured. Requires an unauthorized insurance for which this State is home state of the insured within 45 days after the end of the calendar quarter in which the insurance was procured, continued, or renewed, file a written report with the insurance commissioner. Provides that gross premiums, less any return premiums, charged for the insurance allocable to other states, are subject to the taxes and fees of those other states. Provides at the time of filing the report requires the insured to pay the tax and fees of this State to the home state of the insured when this State is not the home state of the insured to the director of finance through the commissioner. Provides that a surplus lines broker is not required to make a due diligence search to determine whether the full amount or type of insurance can be obtained from admitted insurers when the broker is seeking to procure or place nonadmitted insurance for an exempt commercial purchaser. Allows a surplus lines broker to place surplus lines insurance only with insurers who are authorized to write that type of insurance in the insurer's domiciliary state. Requires each insured who in this State after June 30, 2011, procures, continues, or renews surplus lines insurance for which this State is the home state of the insured, other than lines procured through an insurance broker to file with the commissioner within 45 days of the end of each calendar quarter a verified statement of all surplus line insurance transacted during the calendar quarter. Provides that within 45 days after the end of each calendar quarter requires each surplus lines broker to pay to the director of finance, through the commissioner a premium tax on surplus lines insurance transacted by the broker for which this State is the home state of the insured. Allows the commissioner to enter into a cooperative agreement, reciprocal agreement, or compact with other states to facilitate and provide for the collection, allocation, and disbursement of premium taxes attributable to the placement of surplus lines insurance; provide for uniform methods of allocation and reporting among surplus lines

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insurance risk classifications; conform to the requirement of the federal Nonadmitted and Reinsurance Reform Act of 2010. Amends provisions relating to penalty for failure to file statement or remit tax. Changes annual report to quarterly reports to the commissioner. Requires the insurance commissioner to submit recommendations for legislation pertaining to and enabling the insurance commissioner to participate fully in the multistate cooperative agreement, interstate agreement, reciprocal agreement, or compact for the collection and distribution of surplus lines premium taxes and fees created pursuant the nonadmitted and Reinsurance Reform Act of 2010 to the 2012 legislature for adoption. -- SB1279 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN

SB1281 SD1 (SSCR 56)

RELATING TO EDUCATION.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the committee on weights. Requires the committee to meet at least biennially, every odd numbered year, instead of annually and for the committee to adopt a weighted school formula biennially. -- SB1281 SD1

Current Status: Feb-14 11 Introduction/Passed First Reading - House
Feb-14 11 Multiple Referral to EDN then FIN

SB1282 SD1 (SSCR 477)

RELATING TO EDUCATION.

Introduced by: Tsutsui S (BR)

Amends provisions relating to performance standards. Allows the department of education to expand, its statewide assessment program to include norm referenced testing in the same grades as required by the federal No Child Left Behind Act of 2001 standards based assessment (grades 3 through 8 and 1 grade in high school) in reading and math, using the most appropriate nationally normed test to those schools that request it until June 30, 2015 (sunset). -- Repeals the requirement that the department establish procedures and guidelines for its statewide assessment program to include norm testing in the same grades as required by the Federal No Child Left Behind Act of 2001, standards based assessment in reading and math, using the most appropriate nationally normed test. Effective July 1, 2015. -- SB1282 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB1283 SD1 (SSCR 697)

RELATING TO THE CERTIFICATION OF PRINCIPALS AND VICE-PRINCIPALS.

Introduced by: Tsutsui S (BR)

Amends provisions relating to principals and vice principals. Allows the department of education's certification requirements to include equivalency for experience. -- SB1283 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN/ LAB/ then FIN

SB1284 SD2 (SSCR 624)

RELATING TO EDUCATION.

Introduced by: Tsutsui S (BR)

Amends provisions relating to administrative hearing procedures and subpoena power relating to the education of children with disability. Requires the department of education to be authorized to monitor any child eligible to receive special education and related services who is placed, whether as the result of a hearing's officer decision, court order, or programmatic placement, at the department's expense, whether by direct payment or through reimbursement to the student's parents, legal guardian, or legal custodian, in any private school or placement as defined by federal and state law, including any implementing regulations or rules relating to students with disabilities. Requires the private school or placement to allow the department access to monitor the child. Further requires the private school or placement to post itemized rates, fees, or tuition charged for the following school year by April of each year. Requires the department to withhold payment if the private school or placement denies monitoring. -- SB1284 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB1285 SD2 (SSCR 602)

RELATING TO CAPITAL INVESTMENTS.

Introduced by: Tsutsui S (BR)

Amends provisions relating to definitions for the executive budget. Redefines capital investment costs to mean costs, including all agency or contracted labor costs, hardware, software, and licenses allocated to the development, installation, monitoring, and replacement of agency wide technology or computer systems with an estimated useful life of greater than 7 years. Redefines cost element to include agency wide technology or computer systems with an estimated useful life of greater than 7 years. Redefines phases

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of capital improvement project for technology or computer systems to mean planning, acquisition, testing, implementation and monitoring. Amends provisions relating to the 6 year program and financial plan. Requires that the details of each capital improvement project include a schedule for planning, acquisition, testing, implementation and monitoring. -- SB1285 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB1286 SD1 (SSCR 59)

RELATING TO THE BUDGET

Introduced by: Tsutsui S (BR)

Amends Act 162, session laws of 2009, as amended by Act 180, session laws of 2010, relating to the state budget, by increasing appropriations for BED142, LBR902, DEF110, GOV100, and LTG100. (\$\$) -- SB1286 SD1

Current Status: Feb-22 11 Received by the Governor
Feb-23 11 Approved by Governor (Act 3 2011)

SB1287 SD2 (SSCR 782)

RELATING TO INFORMATION TECHNOLOGY.

Introduced by: Tsutsui S (BR)

Amends provisions relating to information technology; chief information officer; information technology steering committee; establishment; responsibilities. Allows the chief information officer to employ persons exempt from the civil service and collective bargaining. Transfers the shared services technology special fund from the department of business, economic development and tourism to the department of accounting and general services. Requires that ___ per cent of the receipt collected from the special funds be deposited into the shared services technology special fund to fund the operations of the chief information officer and the information technology steering committee. Allows the chief information officer and the comptroller to raise funds to defray administrative costs and accept donations of money and personal property on behalf of the information technology committee provided that all donations accepted from private sources shall be expended in the manner prescribed by the contributor, and all moneys received from all sources shall be deposited into the information technology steering committee trust account. Annual report to the legislature and governor. Appropriation to the fund. Appropriation out of the fund. (\$\$) -- SB1287 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB1288 SD1 (SSCR 60)

RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND.

Introduced by: Tsutsui S (BR)

Amends Act 191, session laws of 2010, relating to the emergency and budget reserve fund (rainy day fund). -- Adds an appropriation to the department of human services as a grant to the Hawaii Primary Care Association for adult dental care at federally qualified health centers. Authorizes the governor to use enhanced federal medical assistance percentages funds to offset the amount appropriated. Report to the legislature. -- Changes the lapse date of the appropriations to June 30, 2012. -- Adds an appropriation to the department of human services for the Maui community college for the adult dental care program. -- Changes appropriations to grants for Waianae District Comprehensive Health and Hospital Board, Incorporated, Kokua Kalihi Valley Comprehensive Family Services, Windward Spouse Abuse Shelter, Blueprint for Change Program for Neighborhood Place Walk in Centers, domestic violence shelters statewide, Hale Mahaolu, Adult Friends for Youth, domestic violence services, Legal Services Hawaii, Legal Aid Society of Hawaii, Family Law Clinic, Catholic Charities Hawaii, Children's Alliance of Hawaii, Inc., Young Men's Christian Association, and Kapiolani Medical Center for Women and Children. -- Repeals appropriation to the department of human services for QUEST health care payments for the restoration of adult dental care its report. (\$\$) -- SB1288 SD1

Current Status: Feb-14 11 Introduction/Passed First Reading - House
Feb-14 11 Single Referral to FIN

SB1289 SD2 (SSCR 658)

RELATING TO HEALTH.

Introduced by: Tsutsui S (BR)

Amends provisions relating to liquor tax; limitations. Changes the per wine gallon tax from July 1, 2011. -- SB1289 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB1290 SD1 (SSCR 587)

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the Hawaiian homes commission act of 1920. Increases the

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amount the department of Hawaiian home lands can secure, pledge, or otherwise guarantee the repayment of moneys borrowed by the department from government agencies or private lending institutions. -- SB1290 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then FIN

SB1291 SD2 (SSCR 578)

RELATING TO CHILD PROTECTIVE ACT COURT PROCEEDINGS.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the child protective act. Requires that if the court finds that the child's physical or psychological health or welfare has been harmed or is subject to threatened harm by the acts or omissions of the child's family, it determines whether aggravated circumstances are present to terminate parental rights unless the department of human services has documented in the safe family home factors or other written report submitted to the court a compelling reason why it is not in the best interest of the child to file a motion to terminate parental rights. -- Amends periodic review hearing. Requires the court to conduct periodic review hearings at intervals of no longer than 6 months until the court's jurisdiction is terminated unless the child is in the permanent custody of the department or an authorized agency. Provides that the child be placed in foster custody if the court finds that the child's remaining in the family home is contrary to the welfare of the child and the child's parents are not willing and able to provide a safe family home for the child, even with the assistance of a service plan; the child be placed in family supervision if the court finds that the child's parents are willing and able to provide the child with a safe family home with the assistance of a service plan; or terminate jurisdiction if the court finds that the child's parents are willing and able to provide the child with a safe family home without the assistance of a service plan. -- SB1291 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then JUD then FIN

SB1292

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR HEALTH CARE PAYMENTS.

Introduced by: Tsutsui S (BR)

Appropriation to the department of human services for the health care payments program (HMS 401). Appropriation out of federal Medicaid funds as a federal match. (\$\$) -- SB1292

Current Status: Mar-08 11 Introduction/Passed First Reading - House
Mar-08 11 Multiple Referral to HUS/ HLT/ then FIN

SB1293

MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF HUMAN SERVICES.

Introduced by: Tsutsui S (BR)

Appropriation to the department of human services for cash support for families self sufficiency (HMS 211) and for general support for self sufficiency (HMS 903). (\$\$) -- SB1293

Current Status: Mar-08 11 Introduction/Passed First Reading - House
Mar-08 11 Multiple Referral to HUS then FIN

SB1295 SD1 (SSCR 491)

RELATING TO GREENHOUSE GAS EMISSION RULES.

Introduced by: Tsutsui S (BR)

Amends provisions relating to greenhouse gas emissions limits; rules. Extends greenhouse gas emissions limits that requires the director of health to adopt rules before June 30, 2012; requiring the reporting and verification of statewide greenhouse gas emissions and to monitor and enforce compliance to become operative by July 1, 2012; and requiring the director to revise rules adopted by July 1, 2012. -- SB1295 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then FIN

SB1300 SD2 (SSCR 625)

RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.

Introduced by: Tsutsui S (BR)

Amends provisions relating to corporation board under the Hawaii health systems corporation. Increases the number of board of directors to 18. Requires the director of health to be an ex officio voting member; 3 members who reside in the county of Maui, 2 member who reside in eastern section of the county of Hawaii; 2 members who reside in the western section of the county of Hawaii; 1 member who shall be appointed by the governor, an serve as an at large member; 2 member who reside on the island of Kauai and 2 members who reside on the island of Oahu. Requires appointed board member from the county of Maui to serve a term of 2 years and the other 2 members to be appointed to serve a term of 4 years each. Requires that the at large member appointed by the governor to serve a term of 2 years. -- SB1300 SD2

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Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN

SB1301 SD1 (SSCR 141)

RELATING TO FAIR HOUSING EXEMPTIONS.

Introduced by: Tsutsui S (BR)

Amends provisions relating to discriminatory practices. Prohibits the printing, circulating, posting, or mailing, or cause to be published a statement, advertisement, or sign, or to use a form of application for a real estate transaction, or to make a record or inquiry in connection with a prospective real estate transaction, that indicates, directly or indirectly, an intent to make a limitation, specification, or discrimination because of race, sex, including gender identity or expression, sexual orientation, color, religion, marital status, familial status, ancestry, disability, age, or human immunodeficiency (HIV / AIDS) virus infection. -- SB1301 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG then JUD

SB1307 SD1 (SSCR 485)

RELATING TO PUBLIC SAFETY.

Introduced by: Tsutsui S (BR)

Amends provisions relating to Hawaii paroling authority; appointment; tenure; qualifications. Repeals that requirement that the president of the Hawaii Criminal Justice association to be a member of the paroling authority. -- SB1307 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to PBM

SB1309 SD1 (SSCR 157)

RELATING TO THE ESTABLISHMENT OF THE LIEUTENANT GOVERNOR SPECIAL FUND.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to the lieutenant governor; fees. Requires the lieutenant governor to charge a fee for signing apostilles and other certifications, for preparing photostat copy of documents, and allows the lieutenant governor to prescribe charges for other acts and duties. Requires the legislative auditor to examine whether a special fund established in the office of the lieutenant governor for the deposit of the fees would adequately fund the costs for the administration and operation of the lieutenant governor's functions. Report to the legislature. -- SB1309 SD1

Current Status: Feb-17 11 Introduction/Passed First Reading - House
Feb-18 11 Multiple Referral to JUD then LMG then FIN

SB1311 SD2 (SSCR 538)

RELATING TO FEES FOR HABITAT CONSERVATION PLANS.

Introduced by: Tsutsui S (BR)

Amends provisions relating to conservation of aquatic life, wildlife, and land plants. Allows the department of land and natural resources to collect fees to cover the technical assistance program costs, and is to adopt rules for establishing such fees. -- SB1311 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO/ EEP/ then FIN

SB1316 SD1 (SSCR 571)

RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE.

Introduced by: Tsutsui S (BR)

Amends income tax provisions to conform the Hawaii income tax law to the Federal Internal Revenue Code. -- SB1316 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB1318 SD1 (SSCR 114)

RELATING TO USE TAX.

Introduced by: Tsutsui S (BR)

Amends provisions relating to application of tax under the use tax law. Repeals provisions which provides that exemptions or exclusion allowed before April 1, 1978, under the Constitution of the US or an act of Congress to persons or common carriers engaged in interstate or foreign commerce, whether ocean going or air shall continue. -- SB1318 SD1

Current Status: Feb-15 11 Introduction/Passed First Reading - House
Feb-15 11 Single Referral to FIN

SB1324 SD2 (SSCR 792)

RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the rental motor vehicle and tour vehicle surcharge tax. Changes the tax rate. Appropriation out of state highway fund to the department of

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transportation for the operations and maintenance of the state highways program. (\$\$) -- SB1324 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then FIN

SB1325 SD1 (SSCR 524) RELATING TO MOTOR VEHICLE REGISTRATION.
Introduced by: Tsutsui S (BR)
Amends provisions relating to highway safety. Allows the county director of finance to register a motorcycle with an after market motorcycle frame, using the number of the frame as issued by the manufacturer of the frame, the vehicle identification number on the certification label, or a vehicle identification number assigned by the director of finance. -- SB1325 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then JUD

SB1326 SD2 (SSCR 593) RELATING TO COSTS OF RELOCATION AND UNDERGROUNDING OF UTILITY FACILITIES.
Introduced by: Tsutsui S (BR)
Amends provisions relating to contract not binding unless funds available. Repeals pursuant to relocation of utility facilities law. -- SB1326 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Re referral to TRN/ CPC/ then FIN

SB1327 SD2 (SSCR 672) RELATING TO PASSENGER FACILITY CHARGES.
Introduced by: Tsutsui S (BR)
Amends provisions relating to operation and use privileges under aeronautics. Allows the departments of transportation to assess passenger facility charges for each overseas or international passenger who uses a state airport. Requires the department to establish the charges in accordance with applicable federal laws and regulations. Prohibits passenger charge to be assessed on flight segments between 2 or more airports within the State. -- SB1327 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then FIN

SB1328 SD1 (SSCR 636) RELATING TO MOTOR VEHICLE REGISTRATION.
Introduced by: Tsutsui S (BR)
Amends provisions relating to the State registration fee. Changes the motor vehicle registration fee and the amount deposited into state highway fund. Appropriation out of state highway fund to the department of transportation for the operations and maintenance of the state highways program. (\$\$) -- SB1328 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then FIN

SB1329 SD1 (SSCR 683) RELATING TO MOTOR VEHICLE WEIGHT TAX.
Introduced by: Tsutsui S (BR)
Increases state vehicle weight taxes. Appropriation out of the state highway fund to the department of transportation for the operation and maintenance of the state highways program. (\$\$) -- SB1329 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then FIN

SB1331 SD2 (SSCR 596) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Tsutsui S (BR)
Amends provisions relating to special and revolving funds; annual report; expenditures in excess of appropriations. Requires the university of Hawaii's annual report to the legislature to include information on funds that have an unencumbered cash balance or cash deficit of ____ dollars or more, where the deficit is greater than ____ per cent of the previous fiscal year's expenditure. Repealed on June 30, 2016 (sunset). -- Appropriation to university of Hawaii for the completion and implementation of the Kualii financial system. (\$\$) -- SB1331 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED then FIN

SB1332 SD2 (SSCR 610) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Tsutsui S (BR)
Amends Act 82, session laws of 2010, which exempts the university of Hawaii or the board

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of regents of the university of Hawaii from the procurement code by extending the sunset date to July 1, 2014, and requiring annual reports until 2014. Requires the reports to include a description and status of construction projects in excess of 3 million dollars, recommendations for best practices for procurement, and any proposed legislation or recommendations to amend the procurement code. Further requires that in its report in 2013, the university include a list of all construction contracts in excess of 3 million dollars entered into by the university that are exempt from the procurement code, the amount of each contract, and specific identification of which contracts either required or did not require the listing of subcontractors, and any formal complaints the university has received from subcontractors. -- SB1332 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED then FIN

SB1337 SD2 (SSCR 651)

RELATING TO LIVESTOCK.

Introduced by: Nishihara C, Chun Oakland S

Appropriation to the department of agriculture as a grant to the Hawaii Livestock Cooperative to make investments in modern equipment, expand and improve their stock of animals, develop new markets and products, and stabilize its slaughter facilities operations. Report to the legislature. (\$\$) -- SB1337 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then FIN

SB1341 SD2 (SSCR 729)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Ige D

Amends provisions relating to the pension and retirement system for those hired after June 30, 2012, including the employee contributions, the return to service of a former member, the service retirement, the allowance on service retirement, the unreduced allowance on service retirement, the average final compensation, the post retirement allowances, and the service retirement allowance. -- SB1341 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to LAB then FIN

SB1342 SD1 (SSCR 478)

RELATING TO PARKING FOR THE DISABLED.

Introduced by: Kahele G, Kidani M

Amends provisions relating to display of removable and temporary removable placard. Requires that the placard is to be hung from the front windshield rearview mirror of a vehicle when in use. Also provides that if the design of the rearview mirror precludes hanging the placard in a secure manner, the placard can be displayed on the dashboard. -- SB1342 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then JUD

SB1346 SD2 (SSCR 527)

RELATING TO RENEWABLE PORTFOLIO STANDARDS.

Introduced by: Baker R

Amends provisions relating to definitions under renewable portfolio standards. Redefines renewable electrical energy to include customer sited, grid connected renewable energy generation beginning January 1, 2015. -- SB1346 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then CPC

SB1347 SD1 (SSCR 501)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Baker R, Kidani M, Shimabukuro M, Ihara L, Chun Oakland S, Green J

Establishes provisions relating to electronic documents under public utilities commission and motor carrier law. Requires the commission to accept any filing or application submitted as either a conventional paper document or an electronic document with the public utilities commission and if the document must be signed as a condition for filing, the requirement is satisfied by the inclusion of an electronic signature. Allows the commission to assess an electronic document surcharge of ____ dollars to recoup the cost of accepting electronic documents. -- SB1347 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then FIN

SB1348 SD2 (SSCR 536)

RELATING TO THE HAWAII HEALTH INSURANCE EXCHANGE.

Introduced by: Baker R, Ihara L, Tsutsui S, Green J, Chun Oakland S, Ige D

Establishes the Hawaii health system exchange law. Establishes the Hawaii health insurance exchange a nonprofit organization to be known as the Hawaii health connector. Requires the connector to serve as a clearinghouse for information on all qualified health

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plans listed or included in the connector and determine eligibility for the inclusion of health plans. Requires the legislative auditor to conduct annual audit and submit reports to the commissioner. Requires the board of directors to annually report to the legislature. Allows the connector to receive contributions, grants, endowments, fees, or gifts in cash or otherwise from public and private sources. Requires the exchange to be self sustaining by January 1, 2015. Requires the insurance commissioner to retain regulatory jurisdiction. Requires the Hawaii health connector task force to report to the legislature. Requires the state health insurance exchange task force established pursuant to federal domestic assistance grant in the department of commerce and consumer affairs to recommend to the legislature policies and procedures to further define and operate the Hawaii health connector. Report to the legislature. Allows the department of consumer affairs to employ temporary staff to assist the task force with requirements. Requires the legislative reference bureau to assist the task force in preparing its findings, recommendation, and proposed legislation. Task force to cease to exist on December 31, 2012 (sunset). Appropriation out of the federal funds received pursuant to federal domestic assistance grant. (\$\$) -- SB1348 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC then FIN

SB1349 SD1 (SSCR 500)

RELATING TO NONPROFIT CORPORATIONS.

Introduced by: Baker R, Ryan P, Shimabukuro M, Chun Oakland S

Establishes provisions relating to action by ballot under Hawaii nonprofit corporations act. Allows any action to be taken at any annual, regular, or special meeting of members to be taken without a meeting if the membership corporation delivers a ballot to every member entitled to vote on the matter, except as otherwise restricted by the article of incorporation or bylaws. Allows membership corporation to deliver ballots by electronic transmission. Requires approval by ballot to be valid only if the number of votes cast by ballot equals or exceeds the quorum required to be present at a meeting authorizing the action. Allows members or proxies of members to participate at an annual or regular meeting of member by means of the internet, teleconference, or other electronic transmission technology if authorized by the board of directors. Amends provisions relating to other methods of electing directors. Repeals that allows the directors or officers are to be elected by member, the bylaws or board of directors election to be conducted by mail. Allows a ballot to be signed by means of an electronic signature. -- SB1349 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC then JUD

SB1355 SD1 (SSCR 723)

RELATING TO TAXATION.

Introduced by: Chun Oakland S, Fukunaga C, Baker R, Kidani M, Tokuda J, Ige D

Establishes tax on wholesalers, service businesses, and contractors, tax on import of goods and services and contracting for resale, and insurance producer's tax. -- Establishes a committee to work with and oversee the department of taxation's implementation, administration, and compliance of the Streamlined Sales and Use tax Agreement. Requires the legislative reference bureau to assist the department or contractor in drafting appropriate legislation. -- SB1355 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN

SB1356 SD1 (SSCR 461)

RELATING TO TAXATION.

Introduced by: Ige D

Amends provisions relating to wilful failure to collect and pay over tax. Exempts any portion of an underpayment on which a penalty is imposed under substantial understatements or misstatements of amounts; penalty and erroneous claim for refund or credit violations. -- Amends provisions relating to substantial understatements or misstatements of amounts and erroneous claim for refund or credit. Provides that the penalty shall not apply to any portion of an underpayment on which a penalty is already being imposed by the other. -- SB1356 SD1

Current Status: Mar-04 11 Introduction/Passed First Reading - House
Mar-04 11 Single Referral to FIN

SB1357 SD2 (SSCR 736)

RELATING TO PUBLIC SAFETY.

Introduced by: Espero W

Requires the department of public safety to develop a master plan and a time table for implementation of the plan that provides for returning Hawaii inmates housed in mainland correctional facilities; increasing the inmate capacity of state correctional facilities and providing interventional, educational, and rehabilitative services. Requires the department to consult with appropriate stakeholders, including community based service organizations,

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rehabilitative or counseling service entities, parties interested in a public private partnership to provide funding for capital improvements, county departments and agencies, and other state departments and agencies. Report to the legislature. -- SB1357 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN

SB1358 SD2 (SSCR 643)

RELATING TO PUBLIC SAFETY.
Introduced by: Espero W, Baker R, Ryan P, Kidani M
Requires the department of public safety to formulate a plan to reopen the Kulani correctional facility and include an implementation process to transfer back incarcerated person and to house new individuals with the emphasis on providing sex offender treatment rehabilitation services. Requires the department of defense to cooperate with the department of public safety. Report to the legislature. -- SB1358 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then FIN

SB1360 SD1 (SSCR 479)

RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES.
Introduced by: Espero W, Green J, Chun Oakland S
Amends provisions relating to definitions under the department of human services law. Redefines community care foster family home or home to require that the primary caregiver is a certified nurse aide who has completed a state approved training program and other training as required by the department and the substitute caregiver is a nurse aide. -- SB1360 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then FIN

SB1361 SD1 (SSCR 480)

RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES.
Introduced by: Espero W, Chun Oakland S
Amends provisions relating to definitions under the department of human services law. Redefines community care foster family home or home to include a home for a 3rd adult who is at the nursing facility level of care and a Medicaid recipient that has been certified and in operation for not less than 1 year. -- SB1361 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS then FIN

SB1363 SD2 (SSCR 779)

RELATING TO ENVIRONMENTAL PROTECTION.
Introduced by: Gabbard M, Shimabukuro M
Establishes provisions relating to non reusable checkout bag offset fee under the solid waste pollution law. Requires businesses with annual gross sales over ____ dollars or more to charge and collect an offset fee of ____ cents for each non reusable checkout bag that is provided to customers. Requires fees to be remitted to the department of health and ____ per cent to be deposited into the general fund and ____ per cent to be deposited into a special account in the state general fund for expenditure by the department for expenses related to the administration and enforcement and that any funds in excess of those expenses to be expended to perform community outreach and education relating to the impact of non reusable checkout bags on the environment; and fund litter cleanups. Establishes 1st, 2nd and 3rd violation fines. Allows the director of health to institute a civil action for injunctive and other relief. Allows the director to exempt businesses that sufficiently demonstrate that the offset fee will cause an undue hardship and prohibits exemption to exceed 1 year. Allows a county to enact ordinances that are more stringent in the control or prohibition of non reusable checkout bags. Report to the legislature. -- SB1363 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP/ ERB/ then FIN

SB1375 SD1 (SSCR 660)

RELATING TO EDUCATION.
Introduced by: Kidani M, Tokuda J, Dela Cruz D
Amends provisions relating to school year; instructional time. Requires multi track schools to implement a school year of either 171 days or ____ per cent of the number of days required in other public schools and ____ per cent of the number of student instructional hours. Amends Act 167, session laws of 2010. -- SB1375 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB1381

RELATING TO THE HAWAII HEALTH AUTHORITY.
Introduced by: Taniguchi B (BR)

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Amends provisions relating to Hawaii health authority; duties and responsibilities. Extends the deadline for the authority to submit a comprehensive health plan for all individuals in the State to 2012. Report to the legislature. -- SB1381
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then FIN

SB1382 SD2 (SSCR 652)

RELATING TO EDUCATION.
Introduced by: Tokuda J, Kidani M, Dela Cruz D, Chun Oakland S
Establishes a federal higher education compliance and educational personnel licensure and certification task force to examine the Higher Education Act of 1965 and to examine existing functions relating to the licensing or authorization of any educational institution in the State. Reports to the legislature. Task force shall cease to exist on June 30, 2013 (sunset). Requires the legislative reference bureau to assist the task force. -- SB1382 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HED/ EDN/ then LMG then FIN

SB1383 SD2 (SSCR 656)

RELATING TO SCHOOL REPAIR AND MAINTENANCE.
Introduced by: Tokuda J, Chun Oakland S, Taniguchi B, Dela Cruz D
Appropriation for deposit into the Hawaii 3R's school repair and maintenance fund. Appropriation out of the fund to the department of education as a grant to Hawaii 3R's. (\$\$) -- SB1383 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB1384 SD2 (SSCR 758)

RELATING TO EDUCATION.
Introduced by: Tokuda J, Kidani M, Chun Oakland S, Dela Cruz D
Establishes provisions relating to entrance to 1st grade; assessment. Requires a child between 4 and 6 years of age on or before August 1 of the school year who has attended a kindergarten program to be assessed by a qualified teacher with an early childhood education background to certify that the child is prepared to enter the 1st grade. Requires assessments by a private kindergarten program shall be certified by the Hawaii Association of Independent Schools or the early learning council prior to a child's entrance to the 1st grade. Provides that as a prerequisite to entering 1st grade, a child who will be at least 5 years of age on or before August 1 of the school year who did not attend any type of kindergarten program shall be assessed by qualified department of education personnel to ensure the child is prepared to enter the 1st grade. Further provides that based on the results of the assessment, the child shall be placed in the academically appropriate grade. -- Amends provisions relating to junior kindergartens and kindergarten programs. Allows junior kindergarten students to graduate directly to 1st grade. -- SB1384 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN

SB1385 SD2 (SSCR 778)

RELATING TO PUBLIC SCHOOL LANDS.
Introduced by: Tokuda J, Kidani M, Chun Oakland S, Dela Cruz D
Establishes the public school lands trust law. Creates the trust to maximize the use of public school lands and generate income to construct, repair, and retrofit public schools. Transfers the title of public school trust lands to the trust. Establishes the public school lands trust commission to manage the trust. Annual report to the legislature. Establishes the public school lands trust permanent fund which shall be administered by the director of finance and into which shall be deposited all proceeds from the sale of public school trust lands. Establishes the school facilities special fund administered by the department of education and into which proceeds from leases, permits, interest from sale contracts, and interest income generated from the trust permanent fund. Requires the fund to be used to construct and improve public school facilities. -- Redefines public lands to exempt lands under the public school lands trust. -- SB1385 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then WLO then FIN

SB1386 SD1 (SSCR 55)

RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII.
Introduced by: Tokuda J, Kidani M, Chun Oakland S
Amends provisions relating to regents; appointment; tenure; qualifications; meetings. Requires the board of regents of the university of Hawaii to elect a chairperson and up to 2 vice chairpersons before July 1. -- SB1386 SD1
Current Status: Feb-14 11 Introduction/Passed First Reading - House
Feb-14 11 Multiple Referral to HED then FIN

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SB1393 SD2 (SSCR 738)

RELATING TO AGRICULTURE.

Introduced by: Dela Cruz D, Ryan P, Chun Oakland S, Nishihara C, Kidani M
Establishes provisions relating to priority for aquacultural activities. Requires that aquacultural enterprises to have priority of access over leisure crafts and houseboats provided that this section shall not apply to commercial harbors of the state. -- Establishes provisions relating to dams and reservoirs. Requires all dams and related reservoir areas designated as important agricultural lands to be eligible for inclusion in the total acreage calculation for important agricultural land and shall qualify for incentives pursuant to important agricultural land, farm dwellings and employee housing, provided that dams and reservoirs classified as important agricultural lands shall not be included in the total acreage calculation for a petition for declaratory order to designate important agricultural lands in combination with the reclassification of agricultural lands to the rural, urban, or conservation district. -- Provides a dam or reservoir remediation income tax credit equal to ____ per cent of the cost of all remediation measures taken to comply with the department of land and natural resources. -- Provides an aquacultural facilities income tax credit equal to ____ per cent of the cost of capital investments in aquacultural facilities. -- SB1393 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR/ WLO/ then FIN

SB1394 SD1 (SSCR 534)

RELATING TO HAWAII PUBLIC HOUSING AUTHORITY.

Introduced by: Dela Cruz D, Kidani M, Ryan P, Nishihara C, Chun Oakland S
Amends provisions relating to development of property. Allows the Hawaii public housing authority to enter into contracts with eligible developers to develop public housing projects in exchange for mixed use development rights. Requires eligibility of a developer for an exchange to be determined pursuant to rules adopted by the authority. -- SB1394 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG/ WLO/ then FIN

SB1416 SD1 (SSCR 535)

RELATING TO HIGHWAY SAFETY.

Introduced by: Kim D, Dela Cruz D, Kidani M, Shimabukuro M, English J, Chun Oakland S, Green J

Amends provisions relating to certificates of inspection. Requires all other vehicles, including motorcycles, trailers, semitrailers, and pole trailers have a gross vehicle weight rating of 10,000 pounds or less, and antique motor vehicles are to be certified every 12 months; provided that any vehicle to which this law applies is not to require inspection within 3 years of the date on which the vehicle was 1st sold. -- SB1416 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then JUD

SB1417 SD1 (SSCR 481)

RELATING TO THE STATE REHABILITATION COUNCIL.

Introduced by: Kouchi R (BR)

Amends provisions relating to the State rehabilitation council. Reduces the number of council members appointed by the governor to 15. -- SB1417 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to HUS

SB1426 SD2 (SSCR 678)

RELATING TO PUBLIC FUNDS.

Introduced by: Tsutsui S

Requires the city and county of Honolulu to return ____ million dollars of the revenues transferred to them pursuant to the county surcharge on state tax. -- Amends Act 247, session laws of 2005. Extends the sunset date to December 31, 2024. -- Authorizes the issuance of general obligation bonds for appropriation to the department of budget and finance to be transferred to the city and county of Honolulu to replace tax revenues that were returned. -- Amends provisions relating to the county surcharge on state tax; disposition of proceeds. Allows the director of finance to make payments from available sources other than the remaining balance after deducting costs of assessment and collection. -- Amends Act 226, session laws of 2008, as amended by Act 11, session laws of 2009. (\$\$) -- SB1426 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to FIN

SB1443 SD2 (SSCR 519)

RELATING TO IMPORTANT AGRICULTURAL LANDS.

Introduced by: Nishihara C

Establishes provisions relating to important agricultural lands. Requires the board of agriculture to determine which incentives or uses for important agricultural lands are available. -- Amends provisions relating to department of land and natural resources. Repeals the transfer of public lands from the department of natural resources to the

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department of agriculture. -- Amends provisions relating to important agricultural lands; public lands. Requires by June 30, 2012 the department of agriculture and the department of land and natural resources to identify and map by tax key qualified encumbered and unencumbered public lands to be considered for transfer from the department of land and natural resources to the department of agriculture. Requires that by June 30, 2013 that at least 50 per cent of the parcels of public lands qualified for transfer from the department of land and natural resources to the department of agriculture shall be transferred, and that the remainder will be transferred no later than June 30, 2014. Requires upon transfer that the department of agriculture with the approval of the board of agriculture will designate uses of the agricultural lands. -- Amends provisions relating to periodic review and amendment of important agricultural lands maps. Exempts maps of important agricultural lands created by transfer from the department of natural resources to the department of agriculture. -- SB1443 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR/ WLO/ then FIN

SB1451 SD1 (SSCR 557)

RELATING TO FARM TO SCHOOL MONTH.

Introduced by: Kim D (BR)

Establishes provisions relating to the farm to school month. Requires October to be known and designated farm to school month in Hawaii, but not be construed as a state holiday. -- SB1451 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR then HLT

SB1453 SD2 (SSCR 760)

RELATING TO PRESCRIPTION MEDICATIONS.

Introduced by: Baker R, Chun Oakland S, Green J, Shimabukuro M

Establishes a prescription medication prior authorization working group. Requires the working group to conduct research, assess and evaluate policies for a standardized and expeditious policy for use by health care and insurance providers to obtain prior authorization for prescription medications and make recommendations to the legislature based on best practices. Report to the legislature. Requires the Healthcare Association of Hawaii to convene the working group and provide the meeting space and support necessary to facilitate discussion and prohibits participation. Working group to cease to exist on June 30, 2011 (sunset). -- SB1453 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC then FIN

SB1458 SD2 (SSCR 543)

RELATING TO HEALTH.

Introduced by: English J, Green J, Ryan P, Kidani M, Dela Cruz D, Nishihara C, Kahele G, Galuteria B, Tokuda J, Shimabukuro M, Solomon M, Wakai G, Kim D, Chun Oakland S

Establishes provisions relating to a distribution program for medical marijuana. Requires the department of health to establish, administer, and implement a distribution program for medical marijuana. Prohibits a business or non profit entity to cultivate, distribute, manufacture, or sell marijuana for medical use or manufacture medical marijuana infused product without a license issued by the department of health. Establishes a class 1 medical marijuana compassion center license for selling medical marijuana to qualifying patients; a class 2 medical marijuana cultivation license for cultivating and distributing medical marijuana to class 1 licensees and to sell medical marijuana to class 3 licensees; and a class 3 medical marijuana infused products manufacturing license for creating medical marijuana infused products to be distributed to class 1 licensees for sale to qualifying patients. Requires the department to conduct criminal history record check on each applicant for a license or renewal and on other persons associated with the applicant. Requires all sales to be subject to income tax and state general excise tax. Requires licensees to implement appropriate security and safety measures to deter and prevent theft and unauthorized entrance onto the business premises. Prohibits any licensee to be located within 500 feet of any day care facility, public or private school, or another class 1, class 2, or class 3 licensee facility. Prohibits a licensee of any class to be located within 2 miles of any other licensee of any class. Amends provisions relating to drugs or devices deemed adulterated when. Exempts medical marijuana infused product if the food is labeled as containing marijuana for medical use and specifies the potency and quantity of the grams of the active ingredients. Redefines adequate supply to include jointly possessed by the qualifying patient and a compassion center and not exceed 7 marijuana plants and 6 ounces of usable marijuana per compassion center, per registered patient, per 14 day period; and 7 marijuana plants and 2 ounces of usable marijuana per each plant for a qualifying patient. Allows the department to provide out of state visitors who are qualifying patients or primary caregiver in their home state to obtain a temporary registration certificate. -- SB1458 SD2

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Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ PBM/ then JUD then FIN

SB1460 SD1 (SSCR 368)

RELATING TO MARIJUANA.

Introduced by: English J, Green J, Ryan P, Kidani M, Solomon M, Dela Cruz D, Nishihara C, Galuteria B, Tokuda J, Shimabukuro M, Kahele G, Wakai G, Gabbard M, Chun Oakland S

Establishes provisions relating to possession of marijuana (cannabis). Requires intentional or knowing possession of 1 ounce or less of marijuana to constitute a civil violation subject to a fine not to exceed 100 dollars. Requires civil fines and penalties for violation to be deposited into the general fund. Provides that a person commits the offense of promoting a detrimental drug in the 2nd or 3rd degree if the quantity is more than 1 ounce of marijuana. Amends provisions relating to crime related incidents in schools Provides that a conviction for 1 or more civil violations shall not constitute a prior offense that would make a conditional discharge unavailable to the defendant. -- SB1460 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ PBM/ then JUD

SB1468 SD2 (SSCR 670)

RELATING TO HEALTH.

Introduced by: Chun Oakland S, Baker R, Kidani M, Tokuda J, Ihara L, Shimabukuro M, Green J, Ige D

Requires the department of human services to establish and implement the Hawaii patient centered health home pilot program within the Medicaid program. Requires the program to provide comprehensive person centered, and integrated primary care services to state health care program members using a health home model of care deliver. Pilot program to cease to exist on June 30, 2013 (sunset). Establishes the Hawaii Medicaid modernization and innovation council within the department of human services to be appointed by the governor. Requires the council to develop and implement the Hawaii patient centered health home pilot program that is consumer driven, culturally appropriate, and family centered and that optimizes access and provides team based, integrated, and holistic care deliver. Report to the director of health, the director of human services, legislature and governor. Council to cease to exist on June 30, 2013 (sunset). -- SB1468 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HUS/ HLT/ then FIN

SB1476 SD2 (SSCR 605)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC.

Introduced by: Kahele G

Authorizes the issuance of special purpose revenue bonds to assist BioEnergy Hawaii, LLC, a Hawaii limited liability company, or a partnership in which it is a general partner, for the establishment of a cogeneration facility and related energy production facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1476 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then FIN

SB1481 SD1 (SSCR 566)

RELATING TO PUBLIC ACCESS.

Introduced by: Gabbard M, Shimabukuro M

Establishes provisions relating to suits by individuals. Provides that any person aggrieved by a violation of obstructing access to public property is to have a private right of action and may bring a civil action for injunctive relief in the circuit court. Provides that the prevailing party be entitled to recover the prevailing party's costs together with reasonable attorneys' fees. -- Amends provisions relating to obstructing access to public property; penalty. A person commits the offense of obstructing access to public property if the person, by action or by having installed a physical, visual, or other impediment. -- SB1481 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then JUD

SB1482 SD1 (SSCR 653)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Gabbard M, Kidani M, Shimabukuro M, Chun Oakland S

Amends provisions relating to general powers and duties under the public utilities commission law. Requires the public utilities commission to consider the need to reduce the State's reliance on fossil fuels through energy efficiency and increased renewable energy generation. -- SB1482 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EEP then CPC

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- SB1483 SD1 (SSCR 496) RELATING TO HAWAII REVISED STATUTES SECTION 514B-153(E).
Introduced by: Baker R
Amends provisions relating to association records; records to be maintained. Requires the association to only maintain in its records the name and address of the time share association as the representative agent for the individual time share owners, unless the association receives a request by a time share owner to maintain in its records the name and address of the time share owner. -- SB1483 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TOU then CPC
- SB1484 SD1 (SSCR 498) RELATING TO INSURANCE.
Introduced by: Galuteria B
Amends provisions relating to exemption of certain societies under fraternal benefit societies. Exempts any association, whether a fraternal benefit society that was organized before 1880; the association's membership consists of active, retired, or honorably discharged members of the armed forces of the US, including officers or enlisted members and regular or reserve members; and a principal purpose of the association is to provide insurance and other benefits to its members and their dependents or beneficiaries. -- SB1484 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to PBM then CPC
- SB1485 SD1 (SSCR 696) RELATING TO RECONSTITUTING SCHOOLS.
Introduced by: Tokuda J, Kidani M, Nishihara C, Chun Oakland S
Establishes provisions relating to reconstituting schools. Authorizes the superintendent of education to reconstitute a school which has been in restructuring as defined by the No Child Left Behind Act, including replacing staff, entering into contracts to manage schools, and changing the membership of the school community council. Further authorizes the superintendent to recommend to the charter school review panel actions that should be taken to reconstitute a charter school. -- SB1485 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN
- SB1487 SD1 (SSCR 300) RELATING TO EDUCATION.
Introduced by: Tokuda J, Kidani M
Amends provisions relating to schools; opening and closing by adding consolidation. Authorizes the department of education to open new schools or close or consolidate existing schools. Requires the department to provide notice to the affected school. Requires the affected school and its school community council to propose a plan, along with the notification of closure and consolidation, for the affected school to avoid closure or consolidation. Further requires the plan to include target goals to increase enrollment, raise additional revenue, or make additional cost reductions from administrative complex consolidations. Provides the affected school a maximum of 1 year to come into compliance with the plan and avoid closure or consolidation and that if a school achieves ____ per cent of its target goal within 1 year the school shall be allowed to remain open for 12 months on a probationary status. -- SB1487 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN
- SB1489 SD1 (SSCR 374) RELATING TO ATTORNEY'S LIENS.
Introduced by: Shimabukuro M
Amends provisions relating to attorney's lien upon actions and judgments. Provides that when the attorney's lien attaches to a judgment, decree order, settlement, or award allowing or enforcing a client's lien, the attorney's lien has the same priority as the client's lien with regard to personal or real property subject to the client's lien. -- Requires a notice of claim of the attorney's lien to be filed with the court or arbitrator, as the case may be. -- SB1489 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to JUD
- SB1491 SD1 (SSCR 619) RELATING TO DISTRICT COURTS.
Introduced by: Shimabukuro M
Amends provisions relating to powers and venue of the district courts. Allows a summons or other writ issued by the district court to be served without the State in accordance with provisions relating to service on boat operators, acts submitting to jurisdiction, or manner of service. -- SB1491 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House

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Mar-10 11 Multiple Referral to JUD then FIN

- SB1493 SD1 (SSCR 507) RELATING TO LIGHT POLLUTION.
Introduced by: Espero W, Shimabukuro M
Establishes provisions relating to starlight reserve strategy. Requires every new and replacement outdoor light fixture be fully shielded. -- SB1493 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to TRN then EEP then FIN
- SB1496 SD1 (SSCR 545) RELATING TO ENTERPRISE ZONES.
Introduced by: Espero W, Fukunaga C, Wakai G
Amends provisions relating to state enterprise zones. Redefines eligible business activity to include the development and operation of space exploration and lunar research related activities. -- SB1496 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then FIN
- SB1498 SD2 (SSCR 528) RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD.
Introduced by: Fukunaga C, Baker R
Amends provisions relating to the small business regulatory review board; powers. Transfers the board from the department of business, economic development, and tourism to the department of commerce and consumer affairs for administrative purposes only. Allows the board to be funded by the compliance resolution fund provided that this provision shall not require the board to charge any fee for its service. Requires the department to include as part of any other fee charged to a person or organization with a reasonable nexus to the small business regulatory review, an amount for the activities of the board. -- Amends provisions relating to periodic review; evaluation report. Provides that each agency that is required to amend or repeal rules shall submit a list of these rules to be amended or repealed to the small business regulatory review board. Requires that all rights, powers, functions, and duties of the department of business, economic development, and tourism relating to the small business regulatory review board are transferred to the department of commerce and consumer affairs. -- SB1498 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then CPC then FIN
- SB1499 SD1 (SSCR 466) RELATING TO CONDOMINIUMS.
Introduced by: Fukunaga C
Amends provisions relating to association of apartment owners registration; fidelity bond. Requires each condominium project or association of apartment owners having more than 5 apartments to submit data on the number of leasehold units in the condominium project or association of apartment owners. -- SB1499 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HSG then CPC
- SB1503 SD2 (SSCR 780) RELATING TO SPECIAL EDUCATION.
Introduced by: Kidani M
Establishes provisions relating to education of students with disabilities; private residential facilities; special education schools or programs; accreditation. Requires any accredited private special education school or program, certified or licensed private residential facility, or nonpublic special education school or program that provides education, treatment, programming, or related services to students with disabilities who are eligible to receive special education and related services pursuant to federal or state law, rules, and regulations and who receive funding from the State, either directly or through parental reimbursement, to comply with all federal and state laws, rules, and regulations. Further requires any nonpublic special education school or program that is not accredited to apply for accreditation within 90 days from the date of accepting a student with disabilities who was placed there as the result of a hearing officer's decision, court order, settlement agreement, or placement by the department. -- SB1503 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN then FIN
- SB1506 SD2 (SSCR 686) RELATING TO HEALTH.
Introduced by: Green J
Establishes a 2 year child hood obesity pilot program under the department of health. Require the department to select 20 health care providers to participate in the program. Requires each accident and health or sickness insurance, mutual benefit society, and

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fraternal benefit society to provide coverage for the treatment of childhood obesity under and during the pilot program. Requires the childhood obesity pilot program provider participants to submit a joint report detailing their analysis of the operational successes and challenges of the program with other findings, recommendations, or proposed legislation to the legislature and the department. Appropriation (\$\$). -- SB1506 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then CPC then FIN

SB1511 SD1 (SSCR 176)

RELATING TO AQUACULTURE.

Introduced by: Wakai G

Amends provisions relating to disposition by negotiation. Provides that the disposition of public lands shall not exceed a maximum term of 35 years, except in the case of maritime and maritime related operations, which may provide for a maximum term of 70 years and aquaculture operations, which may provide for a maximum term of 65 years, provided that aquaculture operations in good standing may be given the right of 1st refusal and may seek to renew a lease issued under this law and may, during the lease term, engage in supportive activities that are related to or integrated with aquaculture. -- SB1511 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO/ AGR/ then FIN

SB1516 SD2 (SSCR 525)

RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY.

Introduced by: Fukunaga C

Amends provisions relating to exemption of certain cooperative organizations; insurance transactions; approved mergers of federally regulated companies; homeless facility and program donors and provider agencies. Exempts from the antitrust provisions any cooperation, collaboration, or agreement among any accident and health or sickness insurer, 3rd party administrator, health care provider or facility, managed care plan, government agency to develop and adopt uniform administrative procedures for measuring health care quality, prior authorization procedures for health care, or methodologies for drug lists based for clinical efficacy based on research based guidelines, provided that all accident and health or sickness insurers, 3rd party administrators, health care providers or facilities, managed care plans operating within the State, and the insurance division of the department of commerce and consumer affairs, are provided notice and an opportunity to participate in the cooperation, collaboration, or agreement. -- SB1516 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT then JUD/ CPC/

SB1519 SD3 (SSCR 781)

RELATING TO MORTGAGE LOAN ORIGINATORS.

Introduced by: Galuteria B

Amends provisions relating to secure and fair enforcement for mortgage licensing act. Provides that any person exempt from licensing provisions under this act may register with the Nationwide Mortgage Licensing System to sponsor a mortgage loan originator. Requires all mortgage loan originators to be sponsored by a mortgage loan originator company. Provides that denial of applications may be subject to administrative hearing upon petition of the commissioner of financial institutions. Establishes provisions relating to tangible net benefits, abandoned applications, restrictions on loan terms, duties of qualified individual and branch manager, fees commissions, and charges payable to mortgage loan originators and mortgage originator companies. -- SB1519 SD3

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to CPC/ JUD/ then FIN

SB1520 SD2 (SSCR 793)

RELATING TO GOVERNMENT.

Introduced by: Hee C, Galuteria B, Kahele G, Ryan P

Establishes the 1st nation government law. Provides that the State reaffirms that native Hawaiians are a unique and distinct indigenous, native people with whom the State has a special political and legal relationship which includes promoting the welfare of native Hawaiian; the legislature possess and exercises authority to enact legislation to address the conditions of native Hawaiians; native Hawaiians have right to autonomy, self determination and self governance, and right to organize a 1st nation government; the State shall continue the process of reconciliation; and the right of native Hawaiians to reorganize a 1st nation government. Requires the governor to establish and appoint a commission which shall be attached to the governor's office to prepare and maintain a roll of qualified native Hawaiians. Appropriation to office of Hawaiian affairs. (\$\$) -- SB1520 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HAW then JUD then FIN

SENATE BILLS WHICH PASSED THIRD READING

- SB1521 SD2 (SSCR 695) RELATING TO AQUATIC RESOURCES.
Introduced by: Hee C
Amends provisions relating to university of Hawaii may use land, etc. Allows the university of Hawaii the privilege, free of charge, to use the security staff of the department of land and natural resources. -- Amends provisions relating to Hawaii marine laboratory refuge. Exempts the refuge from obtaining state and county permits, including all permits required under coastal zone management, for repair and maintenance of its facilities located on the island of Moku o loe (coconut island), Oahu. Act to be repealed on July 1, 2016. (sunset)
-- SB1521 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then HED then FIN
- SB1522 SD2 (SSCR 772) RELATING TO DOGS.
Introduced by: Hee C
Establishes the large scale dog breeder regulation law. Prohibits person to operate as a large scale dog breeder without prior approval of the appropriate county department of planning and permitting and license by the department of commerce and consumer affairs. Authorizes the director of commerce and consumer affairs to make any investigation necessary for compliance with this law. Establishes requirement for humane breeding. Establishes civil and criminal penalties. -- SB1522 SD2
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to ERB then CPC/ JUD/ then FIN
- SB1530 SD1 (SSCR 348) RELATING TO PUBLIC LANDS.
Introduced by: Solomon M, Dela Cruz D
Establishes provisions relating to commercial, hotel, resort, or industrial leases; extension of term. Allows the board of land and natural resources to extend the term of a lease of public lands for commercial, hotel, resort, or industrial use upon the approval by the board of a written agreement proposed by the lessee, or the lessee and developer. Requires the lessee, or the lessee and developer to submit to the board the plans and specifications for the total development being proposed. Requires the board to review the specifications and determine whether the development is of sufficient worth and value to justify the extension of the lease; the estimated period of time to complete the improvements and expected date of completion of the improvements; and the minimum revised annual rent based upon the fair market value of the lands to be developed exceed a specified amount. Prohibits any lease extension until the board and the lessee, or the lessee and the developer, mutually agree to the terms and conditions of the written agreement. Prohibits construction to commence until the lessee, or the lessee and developer have filed with the board a good and sufficient bond or other financial guaranty satisfactory to the board. Requires extension of the lease to be based upon the substantial improvements made and to be no longer than 55 years. Requires that any extension of a lease granted is to be effectuated, documented, and executed using the most current lease form and leasing practices and policies of the board. -- SB1530 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO/ TOU/ then FIN
- SB1533 SD1 (SSCR 474) RELATING TO CRUELTY TO ANIMALS.
Introduced by: Shimabukuro M
Amends provisions relating to cruelty to animals in the 2nd degree. Provides that a person commits the offense of cruelty to animals in the 2nd degree if the person intentionally, knowingly, or recklessly mutilates, poisons, or kills without need any animals other than insects or rodents; provided that any insects or rodents are handled in accordance with standard and acceptable insect or rodent control practices. -- SB1533 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Single Referral to JUD
- SB1538 SD1 (SSCR 537) RELATING TO HEALTH.
Introduced by: Tokuda J
Requires the department of health and the Hawaii state civil defense to report to the legislature on their progress in implementing the recommendations of the statewide emergency dialysis plan. Appropriation. (\$\$) -- SB1538 SD1
Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to HLT/ PBM/ then FIN
- SB1549 SD2 (SSCR 705) RELATING TO SMALL BOAT HARBORS.
Introduced by: Kim D (BR)
Amends provisions relating to special improvement district. Exempts the Ala Wai boat

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harbor from the assessment and any special improvement district requirements regarding redevelopment. -- Amends provisions relating to the disposition of state boating facility properties. Allows ocean recreation as a permissible use. -- Amends provisions relating to boating program; payment costs. Provides that any fees collected within small boat harbors shall be expended only for costs related to the operation, upkeep, maintenance, and improvement of small boat harbors. -- Amends provisions relating to the purpose and use of state small boat harbors. Repeals provisions prohibiting commercial vessels and commercial vessel activities in the Ala Wai. Allows the total number of valid commercial use permits that may be issued for vessels assigned mooring in the Ala Wai boat harbor to be 15 per cent of the total berths and shall not exceed 35 per cent of the total berths at the Keehi boat harbor; provided that at the Ala Wai boat harbor, vessels issued commercial use permits shall meet certain conditions. Requires the department of transportation to allow a sole proprietor of a catamaran operating with a valid commercial use permit or existing registration. Amends provisions relating to permits and fees for state small boat harbors. Requires that moorage fees for commercial maritime activity be established by appraisal by a state licensed appraiser approved by the department. Authorizes the department to assess and collect utility fees, including electrical and water charges, and common area maintenance fees in small boat harbors. Requires the department of land and natural resources to lease certain fast lands at the Ala Wai boat harbor using the request for proposals process for the public private development, management and operation of areas of Ala Wai boat harbor. -- SB1549 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB1553 SD1 (SSCR 623)

RELATING TO EDUCATION.

Introduced by: Kim D (BR)

Amends Act 125, session laws of 2008, reducing the period that a teacher can be hired on an emergency basis, by repealing the sunset date. -- SB1553 SD1

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to EDN/ LAB/ then FIN

SB1555 SD2 (SSCR 704)

RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES.

Introduced by: Dela Cruz D

Establishes the public land development corporation law. Establishes the corporation within the department of land and natural resources. Requires the corporation to prepare the Hawaii public land optimization plan that defines and establishes goals, objectives, policies, and priority guidelines for its public land optimization development strategy. Authorizes the corporation to implement projects to create leisure or recreational areas to create revenue generating centers or to exploit potential local, national, and international markets. Allows the corporation to issue revenue bonds with the approval of the governor. Establishes the Hawaii public land development revolving fund. Provides that the legislature may authorize the corporation to acquire non public lands. Annual report to the legislature and governor. -- Amends provisions relating to ocean recreation and coastal area programs. Provides that permissible uses includes ocean recreation and increases maximum disposition of public lands of state boating facilities to 65 years. Provides that any fees collected within each small boat harbor shall only be expended on costs related to the small boat harbor. Provides that the total number of valid commercial use permits that may be issued for vessels assigned mooring at Ala Wai boat harbor shall not exceed 15 per cent of the total berths and shall not exceed 35 per cent of the total berths at Keehi boat harbor. Requires that vessels issued commercial use permits at Ala Wai boat harbor not exceed 65 feet in length, occupy not more than 56 berths located along the row of berths furthest mauka or adjacent to Holomua street, with a priority assigned to row 700 and row 800, and be phased in a manner that does not displace any existing recreational boater or existing catamaran operator and include commercial catamarans which have commercial use permits or existing registration certificates that allow the catamarans to operate upon Waikiki shore waters for hire. Requires moorage fees to be established by appraisal by a state licensed appraiser approved by the department of land and natural resources and be set by appraisal categories schedule A (existing permittees) and schedule B (new permittees). Authorizes the department to assess and collect utility fees. Requires the department of land and natural resources to lease certain fast lands at Ala Wai harbor using the request for proposals process for the public private development, management, and operations of areas of Ala Wai harbor. -- SB1555 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to WLO then FIN

SB1559 SD2 (SSCR 740)

RELATING TO IMPORTANT AGRICULTURAL LANDS.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Dela Cruz D

Establishes provisions relating to county building permits; important agricultural lands. Requires each county agency that issues building, construction, or development related permits establish a procedure for the priority processing of a permit application submitted by a private entity for a construction project that uses products grown on lands and designated as important agricultural lands. Requires, that if the county does not approve, conditionally approve, or disapprove a completed application within 90 days of the applicant's submission, the application be deemed approved. -- Amends provisions relating to county general plans by requiring that county general plans include accommodation for the designation of important agricultural lands. -- Establishes provision relating to preferential energy rates; important agricultural lands. Requires the public utilities commission to establish preferential rates for the purchase of energy that is used or consumed for agricultural activities on important agricultural lands. -- Establishes provisions relating to preferred insurance rates; important agricultural land. Allows insurers to provide preferential insurance rates to owners or lessees of important agricultural lands. -- SB1559 SD2

Current Status: Mar-10 11 Introduction/Passed First Reading - House
Mar-10 11 Multiple Referral to AGR/ WLO/ then CPC

HOUSE BILLS WHICH PASSED THIRD READING

- HB0004 HD2 (HSCR 876) RELATING TO THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN.
Introduced by: Takai K, Hanohano F, Keith-Agaran G, Lee M, Souki J, McKelvey A
Amends Act 152, session laws of 2009, which establishes interstate compact on educational opportunity for military children law by repealing the sunset date. -- HB0004 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU/ PGM/ then WAM
- HB0018 HD1 (HSCR 813) RELATING TO ALL-TERRAIN VEHICLES.
Introduced by: Marumoto B
Establishes provisions relating to all terrain vehicles. Prohibits any person less than 6 years old to operate an all terrain vehicle. Establishes fines. Makes parents or legal guardians having control or custody of the minor liable for the fine. -- HB0018 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA/ JDL/ then WAM
- HB0044 HD1 (HSCR 622) RELATING TO PROSTITUTION.
Introduced by: Rhoads K
Establishes provisions relating to solicitation of prostitution near schools or public parks. Establishes that a person commits the offense if the person offers or agrees to pay a fee to another person to engage in sexual conduct within 750 feet of the real property comprising a school or a public park. -- HB0044 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB0049 HD1 (HSCR 808) RELATING TO ARMED FORCES SERVICE MEMBERS.
Introduced by: Takai K, Pine K, Nakashima M, Wooley J, Hanohano F, Keith-Agaran G, Riviere G, Lee M, McKelvey A
Establishes provisions relating to disposition of body; armed forces service members. Allows a person designated by the decedent as authorized to direct disposition of a US Department of Defense record of emergency data, DD form 93, or its successor form, to arrange for the final disposition of the decedent's body, including cremation, if the decedent died while serving in any branch of the US armed forces, US reserve forces, or national guard; and executed the US Department of Defense record of emergency data or its successor form. -- HB0049 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL
- HB0056 HD2 (HSCR 939) RELATING TO CHILD VISITATION.
Introduced by: Takai K, Hanohano F, Brower T, Marumoto B, Aquino H, Mizuno J, Pine K, Awana K, Ito K, McKelvey A, Nishimoto S
Amends provisions relating to grandparents' visitation rights; petition; notice; order. Provides that the court may award the visitation rights if there is clear and convincing evidence that denial of reasonable visitation rights would cause significant demonstrable harm to the child. Establishes that a rebuttable presumption is that the parent's decision regarding visitation is in the best interests of the child and that presumption may be rebutted by clear and convincing evidence that denial of reasonable visitation rights would cause significant demonstrable harm to the child. Allows the court to consider certain factors in deciding what is in the best interests of the minor child. -- HB0056 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL
- HB0070 HD2 (HSCR 788) RELATING TO THE HOMELESS.
Introduced by: Cabanilla R
Establishes provisions relating to return to home program. Establishes a voluntary homeless assistance program to be known as the return to home program within the department of human services to provide for eligible homeless individuals with assistance to be reunited with their families and relative in the individual's home state. Requires the department to administer the program and actively seek the participation of local airlines, cruise lines, charter companies, homeless programs, travel agencies, and the visitor industry to implement and coordinate the program. Requires the department to assist program participants with necessary and proper preparations for the return trip and follow up with them within 1 month of their return to assess their efforts at successful reunification with any family or support system. Appropriation. (\$\$) -- HB0070 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HOUSE BILLS WHICH PASSED THIRD READING

HB0079 HD1 (HSCR 677)

RELATING TO STATE FUNDS.

Introduced by: Choy I, Ichiyama L, Aquino H, Cullen T, Hashem M, Keith-Agaran G, Lee C
Amends Act 285, session laws of 1991, by providing that the travel agency recovery fund shall be closed on June 30, 2011 (sunset). -- Requires the judiciary to terminate the Pulama Na Opio O Hawaii trust fund. -- Requires the Maui region system board, east Hawaii regional board, and the west Hawaii regional board of the Hawaii health systems corporation to terminate their collections revolving funds. -- Requires the department of human services to terminate the federal maximization revolving fund, HPHA administration revolving fund and Kahikolu Ohana O Waianae project trust fund. -- Authorizes the director of finance to transfer to the general fund any balances remaining in the collections revolving funds, federal maximization revolving fund, health care revolving fund, Hawaii public housing authority administration revolving fund, Kahikolu Ohana O Waianae project trust fund, Pulama Na Opio O Hawaii trust fund, and teacher's housing operating fund. -- Requires each state agency to report to the legislature on every non general fund under its control or administration. -- HB0079 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB0108 HD1 (HSCR 626)

RELATING TO CRUELTY TO ANIMALS.

Introduced by: McKelvey A

Establishes provisions relating to cruelty to animals by fighting dogs in the 2nd degree. Establishes that a person commits the offense of cruelty to animals by fighting dogs in the 2nd degree if the person knowingly wagers on a dog fight; or knowingly possesses any device intended to enhance the dog's fighting ability with the intent that the device be used to train or prepare the dog for a dogfight. Defines bait dog to mean a live animal used to train or prepare dogs for a dogfight. Defines device to mean both animate and inanimate objects and includes live animals used as bait animals. Defines dogfight as a dog or dogs pitted against another dog or dogs with the intent that the encounter will result in injury to 1 or more of the dogs. Defines wager to mean staking or risking something of value on the outcome of a dogfight. Establishes this crime to be a class C felony. Allows the court to order the surrender or forfeiture of the dog.-- Amends provisions relating to cruelty to animals by fighting dogs to be an offense in the 1st degree. Provides that a person commits the offense of cruelty to animals by fighting dogs in the 1st degree if the person knowingly causes, sponsors, arranges or holds a dogfight for entertainment or financial gain; or owning, training, transporting, possessing, selling, transferring, or equipping a dog with the intent that the dog will be engaged in a dogfight; or recklessly allowing a dog fight to occur on any property owned or controlled by the person, or allowing any dog intended by the person to be used for a dogfight to be kept in, trained on, or transported in any property owned or controlled by the person. -- Defines dogfight to mean a dog or dogs pitted against another dog or dogs with the intent that the encounter will result in injury to 1 or more of the dogs. Makes it a class B felony. -- HB0108 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0109 HD1 (HSCR 606)

RELATING TO THE SUNSHINE LAW.

Introduced by: McKelvey A, Evans C, Tokioka J

Amends provisions relating to permitted interactions of members. Allows 2 or more members of a board but less than the number that would constitute a quorum to attend a public gathering or community event; provided that the public gathering or community event does not relate to any matter over which the board is currently exercising its adjudicatory, advisory, or legislative function; and the gathering or event is not specifically and exclusively organized for or directed toward members of the board. Also allows attendance at professional association conferences and professional development activities provided the attending members post a publicly accessible report of their conference and training activities. -- HB0109 HD1

Current Status: Mar=04 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to JDL

HB0112 HD1 (HSCR 823)

RELATING TO CABLE TELEVISION SYSTEMS.

Introduced by: McKelvey A, Keith-Agaran G

Establishes provisions relating to designation of access organizations for PEG (public education and government) access channels. Allows the director of commerce and consumer affairs to designate an access organization to oversee the development, operation, supervision, management, production or broadcasting of programs on PEG channels. Requires the director to establish requirements for the designation of access organization and ensure that the terms, conditions required of the operation of an access organization designated are fair to the public, taking into account the geographic, topographic, and

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economic characteristics of the service area and the economics of providing cable access in the service area. Provides that any decision designation, modifying, or rescinding a designation of an access organization or the requirements shall 1st be submitted for review to the cable advisory committee for advice. Amends provisions relating to cable advisory committee. Requires the committee to advise the director and access organizations on matters within the jurisdiction at the request of the director or any access organization and on any decision designating, modifying, or rescinding a designation of an access organization or the requirements. Act to be repealed on June 30, 2014 (sunset). -- HB0112 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to CPN

HB0117 HD2 (HSCR 937)

RELATING TO SPECIAL MANAGEMENT AREAS.

Introduced by: McKelvey A, Yamashita K, Har S, Herkes R, Chang J, Awana K
Amends provisions relating to the definitions under coastal zone management law. Redefines development to exclude construction of a single family residence that is not part of a larger development or which does not exceed 10,000 square feet of floor area. Redefines special management area minor permit to mean an action by the authority authorizing development that has no substantial environmental or ecological effect. Redefines special management area use permit to mean action by the authority authorizing development that may have a substantial adverse environmental or ecological effect. -- HB0117 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WLH/ ENE/

HB0121 HD1 (HSCR 346)

MAKING AN APPROPRIATION FOR THE HAWAII CIVIL AIR PATROL.

Introduced by: McKelvey A, Evans C, Morita H, Morikawa D, Awana K, Lee C, Ito K, Hanohano F, Takai K, Nakashima M, Coffman D
Appropriation to the department of defense for the operational expenses of the Hawaii civil air patrol. (\$\$) -- HB0121 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0122 HD1 (HSCR 216)

RELATING TO RENEWABLE ENERGY.

Introduced by: McKelvey A, Morita H
Amends Act 173, session laws of 2009, providing an exemption of renewable energy facilities from subdivision requirements by extending the sunset date to July 1, 2020. -- HB0122 HD1

Current Status: Mar=04 11 Introduction/Passed First Reading - Senate
Mar=08 11 Multiple Referral to ENE/ WLH/ then AGL

HB0123 HD2 (HSCR 889)

RELATING TO INTRA-STATE AVIATION.

Introduced by: McKelvey A, Hanohano F, Herkes R, Evans C
Establishes provisions relating to aviation fuel for air transportation. Provides that general excise tax provisions shall not apply to amounts received from the sales of aviation fuel categorized as privileged foreign merchandise, non privileged foreign merchandise, domestic merchandise, or zone restricted merchandise, that is admitted into foreign trade zone and is purchased by a common carrier for consumption or use in air transportation between 2 points in the state. -- Provides that use does not include use of aviation fuel categorized as privileged foreign merchandise, non privileged foreign merchandise, domestic merchandise, or zone restricted merchandise, that is admitted into a foreign trade zone and used by a common carrier for consumption or use in air transportation between 2 points in the state, for use tax purposes. -- HB0123 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA/ EDT/ then WAM

HB0129 HD2 (HSCR 898)

RELATING TO PERINATAL CARE.

Introduced by: Lee M, Thielen C, Marumoto B, Hanohano F, Morikawa D, Ichiyama L, Wooley J, Pine K, Belatti D, Morita H, Luke S, Awana K, Mizuno J
Appropriation to the department of health as a grant to the Path Clinic for case management and other social services that it provides, to be used for case management for pregnant and recently delivered (up to 6 months) women struggling with substance use, including alcohol, to be provided by a master's degree level social worker or nurse experienced in the area of substance abuse treatment; addiction medicine services that may not be medicaid funded; therapeutic childcare during clinic appointments and classes or activity groups; transportation assistance to and from clinic appointments and classes or activity groups; group classes and activities to support women in achieving their goals of giving birth to healthy infants that they

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are capable of parenting; and administrative support. (\$\$) -- HB0129 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH then WAM

HB0130 HD1 (HSCR 549)

RELATING TO COMMUNITY REINTEGRATION.

Introduced by: Hanohano F, Morikawa D, Lee M, Evans C, Luke S, Ichiyama L, Belatti D, Morita H, Awana K, Mizuno J

Requires the department of public safety to determine the number of women who are eligible for reintegration into the community and contract with gender responsive community services providers to assist women in transitioning to the community. Appropriation. (\$\$) -- HB0130 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0139 HD1 (HSCR 817)

RELATING TO REAL ESTATE APPRAISERS.

Introduced by: Keith-Agaran G

Amends provisions relating to findings and purpose under real estate brokers and salespersons. Requires the department of commerce and consumer affairs to analyze the impact of expanding the current scope of the real estate brokers and salesperson chapter to include the regulation of real estate appraisal management companies, in order to accommodate the applicable provisions of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 (FIRREA), 12 US code section 3331 et seq., and the federal rules adopted. Report to the legislature. -- HB0139 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to CPN

HB0141 HD1 (HSCR 625)

RELATING TO THE HAWAII PENAL CODE.

Introduced by: Hanohano F

Amends provisions relating to multiple sentence of imprisonment. Exempts State from any liability for sentencing errors. -- Amends Act 193, session laws of 2008, relating to multiple sentence of imprisonment, by making it apply to all terms of imprisonment imposed before, on, or after the effective date of this act. -- HB0141 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0159 HD1 (HSCR 877)

RELATING TO CHARTER SCHOOLS.

Introduced by: Oshiro M

Establishes provisions relating to charter school facilities; funding formula. Establishes the annual facilities funding support formula and requires the department of education to use the formula to allocate funding for charter school facilities costs. -- HB0159 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB0160 HD2 (HSCR 899)

RELATING TO HUMAN SERVICES AND HEALTH.

Introduced by: Mizuno J

Appropriation to the department of health for additional funding for the kupuna care program. (\$\$) -- HB0160 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HB0169 HD2 (HSCR 776)

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Rhoads K

Establishes provisions relating to optional total unemployment rate trigger; extended benefits. Requires that there be a state on indicator for this State with respect to weeks of unemployment until the week ending 4 weeks prior to the last week of unemployment for which 100 per cent federal sharing is available under federal law. Appropriation to the department of labor and industrial relations for an automated extended benefit claims system. (\$\$) -- HB0169 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0174 HD1 (HSCR 777)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Amends provisions relating to the board of trustees of the employees' retirement system. Increases the number of members on the board to 10. Increases the number of members who are general employees by 1. Adds 1 member be appointed by the mayors of each county and approved by the senate and requires that the counties be responsible for all

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necessary expenses incurred in the performance of the member's duties. -- HB0174 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL/ PGM/ then WAM

HB0175 HD2 (HSCR 778)

RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.

Introduced by: Say C (BR)

Amends provisions relating to composition of the board of trustees of the employer union health benefits trust fund. Requires 4 of the 5 seats allocated to public employers be appointed by the governor, and 1 be appointed by unanimous agreement of the mayors of each of the 4 counties and approved by the Hawaii State Association of Counties, provided that if the counties do not make an appointment within 60 days, the governor may fill the vacancy. -- HB0175 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL/ PGM/ then WAM

HB0198 HD2 (HSCR 878)

RELATING TO THE DEPARTMENT OF EDUCATION.

Introduced by: Wooley J

Establishes provisions relating to school gardens. Authorizes schools to grow food in school gardens for consumption in their school meals programs. Requires the food products to be inspected and certified as safe by the department of agriculture. -- HB0198 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU/ AGL/ then WAM

HB0227 HD2 (HSCR 934)

RELATING TO TRESPASS.

Introduced by: Keith-Agaran G

Amends provisions relating to trespass. Redefines enter or remain unlawfully by repealing a person who enters or remains in or upon unimproved and apparently unused land, which is neither fenced nor otherwise enclosed in a manner designed to exclude intruders, does so with license and privilege unless notice against trespass is personally communicated to the person by the owner of the land or some other authorized person, or unless notice is given by posting in a conspicuous manner. -- Amends provisions relating to criminal trespass in the 2nd degree. Provides that the person commits criminal trespass in the 2nd degree if the person enters or remains unlawfully on unimproved lands or unused lands without the permission of the owner of the land, the owner's agent, or the person in lawful possession of the land, and the lands. -- HB0227 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL then JDL

HB0231 HD2 (HSCR 569)

RELATING TO PUBLIC HOUSING.

Introduced by: Rhoads K

Establishes provisions relating to guests; visitor passes. Requires any visitor on the premises of a public housing project to acquire a visitor pass from the manager of the public housing project or the manager's designee. Prohibits any person that enters or remains unlawfully in or upon the premises of any public housing project after reasonable warning or request to leave by housing management or authorities or a police officer. Requires the authority to establish a 2 year pilot project for Mayor Wright homes to provide residents with increased safety and security from trespassers. Report to the legislature. Appropriation. (\$\$) -- HB0231 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS/ JDL/ then WAM

HB0235 HD2 (HSCR 693)

RELATING TO LIMITED LIABILITY COMPANIES.

Introduced by: Oshiro M, McKelvey A

Establishes provisions relating to ingenuity company designation; use of the right to exclude; reporting. Allows any limited liability company to opt to be designated a ingenuity company by the director of commerce and consumer affairs and the designation as a ingenuity company is irrevocable. Requires a limited liability company designated a ingenuity company by the director to use the right to exclude conferred by any and all patents in which it has interest in this right through assignment, license, lien, security agreement, or obligation. Requires each limited liability company designated a ingenuity company to file an annual statement to the director of the purposes for which the company used the right to exclude. Requires the director to include a list of all ingenuity companies in the state in the department's annual report. -- HB0235 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then CPN

HOUSE BILLS WHICH PASSED THIRD READING

- HB0238 HD2 (HSCR 651) RELATING TO TEMPORARY RESTRAINING ORDERS.
Introduced by: Say C (BR)
Amends provisions relating to temporary restraining order. Requires that a person serve a mandatory minimum term of imprisonment of 15 days and be fined for a 1st conviction for violation of a temporary restraining order if the person has a prior conviction for murder in the 1st and 2nd degree, assault in the 1st and 2nd degree, kidnapping, unlawful imprisonment in the 1st degree, sexual assault in the 1st, 2nd and 3rd degrees, continuous sexual assault of a minor under the age of 14, promoting child abuse in the 1st degree, burglary in the 1st and 2nd degree, abuse of family or household members, and aggravated harassment by stalking. -- HB0238 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL
- HB0240 RELATING TO PROMOTING PROSTITUTION.
Introduced by: Say C (BR)
Amends provisions relating to witness security and protection. Requires the attorney general to give highest priority to cases involving promoting prostitution. -- HB0240
Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to JDL
- HB0241 HD1 (HSCR 631) RELATING TO PROMOTING PROSTITUTION.
Introduced by: Say C (BR)
Amends provisions relating to promoting prostitution. Changes the charge of promoting prostitution in the 1st degree from a class B felony to a class A felony, and changes promoting prostitution in the 2nd degree to a class B felony. -- HB0241 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB0242 HD1 (HSCR 628) RELATING TO PROMOTING PROSTITUTION.
Introduced by: Say C (BR)
Amends provisions relating to prostitution and promoting prostitution. Provides that a person commits the offense of prostitution if the person engages in, or agrees or offers to engage in, sexual conduct with another person for a fee; or pays agrees to pay, or offers to pay a fee to another to engage in sexual conduct -- Establishes provisions relating to habitual solicitation of prostitution. Makes it a class C felony. -- HB0242 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB0243 HD1 (HSCR 418) RELATING TO ANIMAL CRUELTY.
Introduced by: Say C (BR)
Amends provisions relating to cruelty to animals in the 1st degree. Provides that a person commits the offense of cruelty to animals in the 1st degree if the person intentionally or knowingly tortures, kills or attempts to kill any pet animal belonging to another person, without 1st obtaining legal authority or consent of that person. Exempts humane killing of any animal by an animal control officer, duly incorporated humane society, duly incorporated society for the prevention of cruelty to animals, or duly authorized government agency. -- HB0243 HD1
Current Status: Feb=23 11 Introduction/Passed First Reading - Senate
Mar=03 11 Single Referral to JDL
- HB0245 HD1 (HSCR 242) RELATING TO WITNESSES.
Introduced by: Say C (BR)
Amends provisions relating to fees; criminal cases. Allows an increase in witness fees for per diem travel testimony from outside the state from 110 dollars to 145 dollars or who attends a state court from any other island and is required to stay overnight, the witness shall be entitled to an additional 90 dollars per 24 hour day. -- HB0245 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM
- HB0246 HD1 (HSCR 857) RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU.
Introduced by: Say C (BR)
Appropriation to the city and county of Honolulu department of the prosecuting attorney for grants in aid for the career criminal prosecution unit, for prosecution in drug court, for prosecution in Hawaii's opportunity probation with enforcement, and for the victim witness assistance program, including the hiring of necessary staff. (\$\$) -- HB0246 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL/ PGM/ then WAM

HOUSE BILLS WHICH PASSED THIRD READING

- HB0250 RELATING TO EMPLOYMENT OF ATTORNEYS.
Introduced by: Say C (BR)
Amends provisions relating to the employment of attorneys. Allows the state ethics commission to hire their own attorney. -- HB0250
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM
- HB0254 HD1 (HSCR 685) RELATING TO PUBLIC ORDER.
Introduced by: Say C (BR)
Establishes that a person commits the offense of urinating or defecating in public in the Waikiki area if the person intentionally or knowingly urinates or defecates in a public place or any area where such an act is likely to be observed by any member of the public within the Waikiki area. Establishes penalty and fine. -- HB0254 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL
- HB0257 HD2 (HSCR 920) RELATING TO CAMPAIGN SPENDING.
Introduced by: Say C (BR)
Amends provisions relating to elections. Provides a fine of 100 dollars for not filing an organizational report by the due date. Requires every person signing the application for electronic filing to certify that the electronically filed reports is true and accurate. Requires a candidate and treasurer of the candidate committee to file a supplemental report prior to an election year. Requires schedules filed with the report to include the amount and date of each contribution made, and the name and address of the candidate committee or noncandidate committee to which the contribution was made. Requires that the report about an independent expenditure to include the name of the candidate who is supported or opposed by the expenditure, and whether the expenditure supports or opposes the candidate. Provides that the fine for not filing an electioneering communication's statement by the due date is 100 dollars. Provides that the fine for not filing a notice of intent to hold a fundraiser prior to the fundraiser is 100 dollars. Allows campaign funds to be used by a candidate, treasurer, or candidate committee to purchase not more than 2 tickets with a maximum price of 100 dollars per ticket for each event held by another candidate committee or noncandidate committee. Requires any candidate advertisement to include the name and address of the candidate, candidate committee, noncandidate committee, or other person paying for or placing the advertisement, including at the beginning of an automated phone call. Requires that a candidate file an affidavit about voluntary expenditure limits no later than the time of filing nomination papers with the chief election officer or county clerk. Repeals the provision that if the candidate exceeds the expenditure limit for that election, the candidate has to provide reasonable notice to all contributors. Requires that the candidate receive contributions of 100 dollars or less during each matching payment period. Provides a fine of 100 dollars for not filing an expenditure of public funds report by the due date. -- Deletes the provisions relating to a tax deduction for qualifying contributions. -- HB0257 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL
- HB0258 HD1 (HSCR 78) RELATING TO CAMPAIGN SPENDING.
Introduced by: Say C (BR)
Amends provisions relating to the time for candidate committee to file preliminary, final, and supplemental reports. Provides that a preliminary report by the candidate and noncandidate committee be filed on September 30 of the election year. -- HB0258 HD1
Current Status: Feb=10 11 Introduction/Passed First Reading - Senate
Feb=17 11 Single Referral to JDL
- HB0260 HD1 (HSCR 52) RELATING TO PROCUREMENT.
Introduced by: Say C (BR)
Amends provisions relating to chief procurement officers. Makes the director of a semi autonomous county public transit agency a chief procurement officer of the county. -- HB0260 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ TIA/ then WAM
- HB0261 HD1 (HSCR 812) RELATING TO ADMINISTRATIVE PROCEDURES.
Introduced by: Say C (BR)
Amends provisions relating to semi autonomous public transit entities; rule making authority. Allows any county's semi autonomous public transit entity to adopt, amend, or repeal rules exempt from approval of the governor. -- HB0261 HD1

HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ TIA/ then JDL

HB0266

RELATING TO WATER QUALITY STANDARDS.

Introduced by: Say C (BR)

Amends Act 126, session laws of 2009, relating to the Clean Water Act and the 2006 US Environmental Protection Agency national recommended water quality standards and the application to all state inland and marine waters, by repealing the sunset date. -- HB0266

Current Status: Mar=04 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to ENE/ WLH/

HB0270

RELATING TO THE COUNTIES.

Introduced by: Say C (BR)

Amends provisions relating to the disposition of real property. Allows each county to grant, sell, or otherwise dispose of any easement for particular purposes in perpetuity by direct negotiation or otherwise, subject to reverter to the county upon the termination or abandonment of the specific purpose for which the easement was granted. -- HB0270

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ WLH/ then WAM

HB0273 HD1 (HSCR 682)

RELATING TO TOBACCO PRODUCTS.

Introduced by: Yamane R

Amends provisions relating to the cigarette tax and tobacco tax law. Adds a excise tax equal to the greater of 70 per cent of the wholesale price or 3.20 dollars, for each article or item of tobacco products, other than large cigars, sold after July 1, 2011. -- HB0273 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH then WAM

HB0277 HD2 (HSCR 765)

RELATING TO MILITARY AFFAIRS.

Introduced by: Chong P, Yamashita K, Ito K, Tokioka J, Har S, Oshiro B, Herkes R, Lee M, Ichiyama L, McKelvey A, Mizuno J, Tsuji C, Chang J, Cullen T

Establishes the military affairs liaison trust fund law. Establishes the fund to receive moneys from the state, county, or federal government, and private contributions of cash and other property to support the duties of the state liaison in matters relating to the military. Establishes a military affairs liaison trust fund advisory board to make final recommendations for the expenditure of funds. Establishes a military affairs liaison trust fund committee to develop policy, planning, strategy, and publicize the fund, as well as solicit public and private moneys for the fund. Allows grants to be provided for the fostering of beneficial relations between the military and the State. Appropriation to the fund and out of the fund. (\$\$) -- HB0277 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0285 HD2 (HSCR 886)

RELATING TO MEASUREMENT STANDARDS.

Introduced by: Tsuji C, Morita H, Herkes R, Chong P, Awana K, Har S

Establishes provisions relating to the weights and measurements special fund. Establishes the fund to be administered by the board of agriculture. Requires all moneys received by the board as application fees for applications and for licenses to be deposited into the fund and that the fund to be expended to cover all cost of administering the measurement standards law including salaries, fringe benefits, operating expenses, equipment, motor vehicles, contracts for services, and promotional expenses. Requires a reserve to be maintained in the special fund to cover contingency costs, including accrued vacation leave, unemployment insurance, and workers' compensation. Requires the board to adopt new or amend existing rules to impose or increase fees authorized under the measurement standards law. Provides that if, by September 30, 2011, the board of agriculture has not complied, then the fee charged for each licensing, testing, calibration, or inspection of a measuring or other device shall be ____ dollars effective on October 1, 2011. Appropriation into the weights and measurements special fund and out of the fund. (\$\$) -- HB0285 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL/ CPN/ then WAM

HB0290 HD1 (HSCR 38)

RELATING TO AGRICULTURE.

Introduced by: Tsuji C, Yamashita K, Ito K, Morita H, Herkes R, Chong P, Awana K, Har S

Establishes provisions relating to the agriculture inspection and certification special fund. Provides that moneys in the fund shall be expended by the department of agriculture for the licensure of commission merchants, dealers, brokers, agents, processors, and retail

HOUSE BILLS WHICH PASSED THIRD READING

merchants; the administration, operation, and enforcement of feed laws, regulation of farm produce dealers, and the grades and standards law; and the inspection, certification, weighing, or grading of agricultural commodities that are to be imported into, exported from, or shipped within the State. -- Allows the department to enter into cooperative agreements and contracts to hire and pay travel and other expenses for temporary inspectors to perform the certification and audit services and to establish and maintain an Internet food safety promotional and reporting system. -- Repeals the certification services revolving fund. -- Requires the department of agriculture to adopt new or amend existing rules to impose or increase fees authorized under the weight of coffee laws, feed laws, regulation of farm produce dealers, and the grades and standards law, and the grades and standards law. Provides that if the department of agriculture has not complied, then establishes the fees. Appropriation for the agriculture inspection and certification program. Appropriation out of the agriculture and certification special fund. (\$\$) -- HB0290 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL/ JDL/ then WAM

HB0297 HD1 (HSCR 304)

RELATING TO THE PROBATION SERVICES FEE.

Introduced by: Say C (BR)

Amends provisions relating to probation services fee. Requires court to order a defendant to pay a compensation fee and a probation services fee upon every defendant who has entered a plea of guilty or nolo contendere to a petty misdemeanor, misdemeanor, or felony.

-- HB0297 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0298 HD1 (HSCR 417)

RELATING TO COURT INTERPRETERS.

Introduced by: Say C (BR)

Amends provisions relating to attendance roll; parking violation exemption. Exempts court interpreters from any prosecution, penalty or fine as a result of a parking violation for an expired meter committed in connection with being a court interpreter. -- HB0298 HD1

Current Status: Feb=23 11 Introduction/Passed First Reading - Senate
Mar=03 11 Single Referral to JDL

HB0299 HD1 (HSCR 604)

RELATING TO COURTS OF APPEAL.

Introduced by: Say C (BR)

Amends provisions relating to appeals from decision of the intermediate appellate court, certiorari. Reduces the period to file an application for writ of certiorari with the supreme court from 90 days to 30 days. Allows a party to request a 30 day extension. -- HB0299 HD1

Current Status: Mar=04 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to JDL

HB0301

RELATING TO THE JUDICIARY COMPUTER SYSTEM SPECIAL FUND.

Introduced by: Say C (BR)

Amends provisions relating to the judiciary computer system special fund. Adds to the fund fees prescribed by the supreme court by rule of court for electronic document certification, electronic copies of documents, and for providing bulk access to electronic court records and compilation of data and fees. -- Amends provisions relating to powers of supreme court with respect to costs and fees. Requires all such fees to be deposited into the judiciary computer system special fund. -- Amends provisions relating to the fees to be accounted for. Exempts these fees from being deposited into the general fund. -- HB0301

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0302 HD1 (HSCR 858)

RELATING TO THE PROBATION SERVICES SPECIAL FUND.

Introduced by: Say C (BR)

Amends provisions relating to interstate transfer fee. Allows the judiciary to assess a fee not to exceed 200 dollars for each application made by a parolee or probationer for a transfer out of the State; provided that the fees collected to be deposited into the probation services special fund. Requires moneys in the probation services special fund to be used by the judiciary to monitor and enforce compliance with the terms and condition of probation and other supervision; and support other duties and activities related to the supervision of defendants. -- HB0302 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0306 HD1 (HSCR 680)

RELATING TO TAXATION.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Oshiro M

Amends provisions relating to the estate and transfer tax. Repeals the tax equal to the federal credit and establishes a tax rate table. -- Repeals provisions which specifies that each resident shareholder shall be considered to have paid a tax imposed on the shareholder in an amount equal to the shareholder's pro rata share of any net income tax paid by the S corporation to a state that does not measure the income of S corporation shareholders by the income of the S corporation. -- Repeals income tax credits for resident taxpayers. -- Establishes an excise tax on direct broadcast satellite service providers law. Levies an annual privilege tax against providers on account of their business and other activities in the State measured by gross revenue derived from the sale of direct broadcast satellite services. -- HB0306 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB0314 HD1 (HSCR 282)

RELATING TO DISASTER PREPAREDNESS.

Introduced by: Herkes R

Establishes disaster preparedness law. Establishes the office of disaster preparedness in the department of _____. Requires the director to develop a comprehensive disaster preparedness plan for the State which includes the identification of natural hazards; the designation of natural hazard impact zones; priorities for natural hazard mitigation; policies, requirements, and incentives to mitigate the problems caused by natural hazards; plans for best responses to natural and other disasters. Annual report to the legislature and governor. Establishes a commission to advise and assist the director. Appropriation. (\$\$) -- HB0314 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0316 HD1 (HSCR 620)

RELATING TO INSURANCE RECORDS.

Introduced by: Herkes R (BR)

Amends provisions relating to records of insurance producer. Exempts licensed producer to apply motor vehicle or homeowners insurance if the records required are customarily maintained in the offices of the insurer or maintained electronically and are accessible by the producer and available within 1 business day. -- HB0316 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0318 HD2 (HSCR 803)

RELATING TO VOG.

Introduced by: Herkes R, Hanohano F

Establishes the county of Hawaii interagency task force on vog within the civil defense agency of the county of Hawaii to review the effects and impact of vog, on human health, school children, agriculture, farm and ranch animals, public infrastructure, the visitor industry, and any other issue the task force deems necessary. Report to the legislature in conjunction with the State interagency task force on sulfur dioxide hazards. Task force shall cease to exist on June 30, 2013 (sunset). -- HB0318 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0319 HD1 (HSCR 619)

RELATING TO OWNER-BUILDERS.

Introduced by: Herkes R

Amends provisions relating to owner builder exemption. Requires proof of the sale or lease, or offering for sale or lease, of the structure within 1 year after completion to be prima facie evidence that the construction or improvement of the structure was undertaken for the purpose of sale or lease. Exempts any sale or lease caused by an eligible unforeseen hardship as determined by the contractor's license board. Requires an owner seeking a determination of eligibility of an unforeseen hardship to submit an application describing the nature and supporting documentation detailing the hardship. Prohibits an exemption for an unforeseen hardship to be denied solely because of lack of completion. -- HB0319 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0320 HD2 (HSCR 818)

RELATING TO BROKER PRICE OPINIONS.

Introduced by: Herkes R (BR)

Establishes provisions relating to broker price opinions. Allows a real estate broker or real estate salesperson licensed to prepare a broker price opinion that meets the requirements relating to the estimated price of a specific parcel of real estate and information of varying levels of detail about the property's condition and relevant market factors including the property's location, neighborhood, and recent comparable sales. Prohibits a real estate broker or real estate salesperson licensed to knowingly prepare a broker price opinion for

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use as an appraisal where an appraisal is required by law or otherwise. Requires a broker price opinion to be in writing and conform to the standards and guidelines published by a nationally recognized association of providers. Requires the commission to adopt rules consistent with, but not limited to the standards and guideline of a nationally recognized association of provider of broker price opinions. -- HB0320 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to CPN

HB0324 HD2 (HSCR 840)

RELATING TO HISTORIC PRESERVATION.

Introduced by: Herkes R

Establishes the South Kona wilderness area to be administered by the department of land and natural resources for the preservation of the visual, cultural, and historical aspects of the lands including preserving the extensive archaeological sites in the area, preserving and protecting native Hawaiian plants and animals currently in the area, providing for a wilderness area with minimal man made structures, permit limited access for recreational purposes, such as fishing, swimming, camping, and exploration, and preventing additional development in the area. Authorizes the department to acquire any private lands included in the area by a value for value land exchange. -- HB0324 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB0326 HD1 (HSCR 340)

RELATING TO HEALTH.

Introduced by: Herkes R

Establishes provisions relating to telehealth services; medicaid and QUEST. Prohibits the department of human services to require the department's approval for a health plan under the department's Medicaid or QUEST programs to deliver services using a telehealth service; in person visits to qualify any telehealth service for coverage under the department's Medicaid or QUEST programs; or the mobile medical van program operating in a county with a population of less than 250,000 persons and operated by Kona community hospital to be funded through a partnership with a non profit mutual benefit society that provides health care coverage to at least 600,000 members. Act to be repealed on June 30, 2013 (sunset). -- HB0326 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HB0331 HD2 (HSCR 845)

RELATING TO PUBLIC LANDS.

Introduced by: Chang J, Tsuji C, Nakashima M, Herkes R, Souki J, Ichiyama L, Ito K, Har S, Tokioka J, Hanohano F

Amends provisions relating to lease restrictions under public lands law. Allows the board of land and natural resources to extend or modify the fixed rental period of the lease; provided that the aggregate of the initial term and any extension granted not exceed 65 years. -- HB0331 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB0337 HD1 (HSCR 541)

RELATING TO ATHLETIC TRAINERS.

Introduced by: Chang J, Tsuji C, Takumi R, Nakashima M, Souki J, Thielen C, Ichiyama L, Morita H, Coffman D, Morikawa D, Har S, Tokioka J, Hanohano F, Keith-Agaran G, Lee C, Ito K

Establishes the athletic trainers law. Prohibits a person to represent, advertise, or announce oneself, either publicly or privately, as an athletic trainer, nor use in connection with the person's name or place of business the words registered athletic trainer, or any other words, letters, abbreviations, or insignia indicating or implying that the person is an athletic trainer unless the person has registered with the department of commerce and consumer affairs. Require the department to maintain a current list of names and business addresses of athletic trainers and the registrant's copy of its certification from the National Athletic Trainers Association Board of Certification to be a public record. Requires physician to provide supervision to an athletic trainer for athletic training services plans or protocols. Establishes penalties. -- HB0337 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB0338 HD2 (HSCR 752)

RELATING TO EDUCATION.

Introduced by: Takumi R, Oshiro M, Evans C, Mizuno J, Yamashita K, Ito K, Belatti D

Establishes provisions relating to board of education members; appointment; student member. Provides that the board of education shall include 1 voting member who shall be

HOUSE BILLS WHICH PASSED THIRD READING

a public high school student. Prohibits the student member to vote on any issue directly related to personnel matters. Requires the member to be appointed by the governor. -- HB0338 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to EDU

HB0341 HD4 (FLOOR
AMENDMENT 1)

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Takumi R, Belatti D

Amends provisions relating to unlawful suspension, discharge, or discrimination under employment practices law. Provides that it shall be unlawful practice for any employer who has a collective bargaining agreement with their employees and 100 or more employees or a labor organization to bar or discharge from employment, withhold pay from, or demote an employee because the employee uses accrued and available sick leave. Provides that after an employee uses 3 or more consecutive days of sick leave allows an employer or labor organization to require the employee to provide a written verification from a physician indicating that the employee was ill when the sick leave was used. Provides that employers and labor organizations are not prohibited from barring or discharging from employment, withholding pay from, or demoting an employee if the employee is unable to fulfill the essential job functions or requirements of the employee's position. -- HB0341 HD4

Current Status: Mar-10 11 Passed Third Reading House as amended (HD4)

HB0354 HD1 (HSCR 623)

RELATING TO TAX APPEALS.

Introduced by: McKelvey A

Amends provisions relating to small claims. Provides that the tax appeals court shall not allow pretrial discovery and that the costs and fees awarded to the prevailing party shall be limited to fees paid directly to the court in the course of conducting the tax appeal at issue. -- HB0354 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0376 HD1 (HSCR 526)

RELATING TO STREAMLINING PERMIT, LICENSE, AND APPROVAL APPLICATION PROCESSING.

Introduced by: McKelvey A

Establishes provisions relating to 3rd party permit, license, and approval processing review. Authorizes each county to provide a 3rd party with permit, license, and approval processing review powers and to contract with licensed architects and engineers that are qualified by the respective county to certify compliance with various building, electrical, mechanical, plumbing, and structural codes, as well as land use ordinances, in reviewing an application for a permit, license, or approval. Requires an owner of the property to retain the 3rd party reviewers and pay all fees and costs. -- Amends provisions relating to the review of proposed projects involving historic property. Requires the department of land and natural resources to have a maximum of 60 days to complete a review and comment on the effect of a proposed project on historic properties, aviation artifacts, or burial sites. Requires that if the department fails to complete a review within 60 days, the proposed project is to be deemed approved. -- Amends provisions relating to the maximum time period for business or development related permits, licenses, or approvals; automatic approval, extensions. Requires that if an agency does not have a maximum time period to grant or deny a permit, license, or approval adopted by rule, then the application for permit, license, or approval shall be deemed approved 30 calendar days after a completed application is submitted to the State or respective county agency. -- HB0376 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ EDT/ then JDL

HB0377 HD2 (HSCR 833)

RELATING TO PUBLIC LANDS.

Introduced by: Nakashima M

Establishes provisions relating to lease preferences; Hawaiian fishponds. Requires the board of land and natural resources to give preference for the reconstruction, restoration, repair, or use of Hawaiian fishponds when issuing leases for state land suitable for Hawaiian fishponds. -- HB0377 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HWN/ WLH/ then JDL

HB0381 HD1 (HSCR 633)

RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING UNNECESSARY PROVISIONS.

Introduced by: Say C (BR)

HOUSE BILLS WHICH PASSED THIRD READING

Amends or repeals various provisions of the Hawaii revised statutes and the session laws of Hawaii for the purpose of correcting errors, clarifying language, correcting references, and deleting obsolete or unnecessary provisions. -- HB0381 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0382 HD2 (HSCR 790)

RELATING TO THE AUDITOR.

Introduced by: Say C (BR)

Amends provisions relating to the auditor; powers. Allows the auditor to examine and inspect the state department of taxation, provided that the auditor implements internal policies to protect the confidentiality of private personal information contained in tax returns. -- Amends provisions relating to income tax, general excise tax transient accommodations tax, and rental motor vehicle and tour vehicle surcharge tax to provide that it shall be unlawful for the state auditor or the auditor's agent to intentionally make known tax return information. -- HB0382 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0383

RELATING TO THE LEGISLATIVE FEDERAL ECONOMIC STIMULUS PROGRAM OVERSIGHT COMMISSION.

Introduced by: Say C

Amends Act 150, session laws of 2009, establishing the legislative federal economic stimulus program oversight commission by extending the commission to December 31, 2011 (sunset). -- HB0383

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0389 HD3 (HSCR 834)

RELATING TO LAND USE.

Introduced by: Chang J

Establishes provisions relating to the Heeia Community Development District. Requires the Hawaii community development authority to facilitate culturally appropriate agriculture, education, and natural resource restoration and management of the Heeia wetlands. -- Establishes the provisions relating to Heeia community development district; policies to guide development. -- Establishes the Heeia community development revolving fund to be used for the district. -- HB0389 HD3

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB0393 HD2 (HSCR 811)

RELATING TO CRIME.

Introduced by: Souki J, McKelvey A, Yamashita K, Keith-Agaran G, Carroll M

Amends provisions relating to mandatory revocation of license by a court. Requires a court of competent jurisdiction to immediately revoke the license of any driver for a period of up to 10 years upon a conviction of the driver of manslaughter. Requires a court to immediately revoke the license of any driver for a period of up to 5 years upon a conviction of the driver of negligent homicide in the 1st degree or negligent homicide in the 2nd degree. -- Amends provisions relating to conditions of probation. Requires that the defendant serve a term of imprisonment not exceeding 2 years in a conviction of manslaughter. -- HB0393 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then JDL

HB0397 HD2 (HSCR 588)

RELATING TO LANDS CONTROLLED BY THE STATE.

Introduced by: Say C (BR)

Amends provisions relating to exchanges. Requires the state department or agency proposing to sell or give any state land to submit to the legislature a detailed summary of any development plans for the land to be exchanged and a statement of whether the land is, or is not, land that was classed as government or crown lands previous to August 15, 1895, or was acquired by the state in exchange for such lands, and a detailed explanation of how the state department or agency made this determination. Requires a copy of the resolution for the prior approval of a sale or gift of land to also be submitted to the office of Hawaiian affairs 3 months prior to the convening of a regular or special session of the legislature to allow the office to determine whether the land was classed as government or crown lands previous to August 15, 1895, or was acquired by the state in exchange for such lands. -- Amends provisions relating to legislature approval of sale or gift of lands. Requires the state department or agency proposing to sell or give any state land to submit to the legislature a statement of whether the land is, or is not, land that was classed as government or crown lands previous to August 15, 1895, or was acquired by the state in exchange for such lands, and a detailed explanation of how the state department or agency made this determination.

HOUSE BILLS WHICH PASSED THIRD READING

Requires a copy of the resolution for the prior approval of a sale or gift of land to also be submitted to the office of Hawaiian affairs 3 months prior to the convening of a regular or special session of the legislature to allow the office to determine whether the land was classed as government or crown lands previous to August 15, 1895, or was acquired by the state in exchange for such lands. -- HB0397 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HWN/ WLH/ JDL/ then WAM

HB0404 HD1 (HSCR 662)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PALOLO CHINESE HOME AND ITS SUBSIDIARIES.

Introduced by: Say C

Authorizes the issuance of special purpose revenue bonds to assist Palolo Chinese Home, a Hawaii not for profit corporation, and its not for profit subsidiaries, to finance the expansion, construction, and rebuilding of its health care facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0404 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HB0418 HD1 (HSCR 671)

RELATING TO GENERAL EXCISE TAX LAW.

Introduced by: Say C

Amends provisions relating to filing and payment of taxes by electronic funds transfer. Reduces the tax liability amount to 50,000 dollars and the tax withholding amount to 20,000 dollars. -- HB0418 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB0422 HD2 (HSCR 728)

RELATING TO SOLID WASTE.

Introduced by: Morita H

Amends provisions relating to solid waste disposal surcharge. Adds that solid waste management surcharge shall be for solid waste disposed of within the state at permitted or unpermitted solid waste disposal incineration facilities and waste to energy facilities, or transferred to a solid waste reduction facility within the State that collect solid waste for transport to an out of state landfill, incineration facility, or waste to energy facility. Adds that surcharge to be paid by the person or entity responsible for the preparation of collected solid waste for the out of state transfer. -- HB0422 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE then WAM

HB0423 HD1 (HSCR 729)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Morita H

Authorizes the issuance of special purpose revenue bonds to assist Carbon Bio Engineers Inc., or a partnership in which Carbon Bio Engineers Inc. is a general partner, with the establishment of cogeneration and related energy production facilities at various locations in the State. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0423 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE then WAM

HB0424

RELATING TO ENVIRONMENTAL IMPACT STATEMENTS.

Introduced by: Morita H

Amends Act 87, session laws of 2009, establishing provisions relating to exception to applicability of chapter under environmental impact statements law by extending the sunset date to July 1, 2013. -- HB0424

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then ENE

HB0439 HD1 (HSCR 629)

RELATING TO EVIDENCE.

Introduced by: Keith-Agaran G, McKelvey A, Belatti D

Amends the Hawaii rules of evidence; presumptions imposing burden of producing evidence. Extends evidentiary presumptions to publications and legal opinions posted to government websites. -- HB0439 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0453 HD1 (HSCR 697)

RELATING TO PUBLIC ACCESS.

Introduced by: Keith-Agaran G, McKelvey A, Souki J, Nishimoto S, Nakashima M

HOUSE BILLS WHICH PASSED THIRD READING

Amends provisions relating to public access. Allows the counties to require that the subdivider establish and initially fund a stewardship fund to be controlled by the county for the improvement and future maintenance of the right of way or require that the subdivider or subdivider's successor improve and maintain the right of way. -- HB0453 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL

HB0461 HD1 (HSCR 225)

RELATING TO THE UNIFORM MILITARY AND OVERSEAS VOTERS ACT.
Introduced by: Keith-Agaran G
Establishes provisions relating to uniform military and overseas voters act. -- HB0461 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL

HB0466 HD3 (HSCR 779)

RELATING TO WORKERS' COMPENSATION.
Introduced by: Rhoads K
Establishes provisions relating to medical examination; selection of physicians under workers' compensation law. Requires that following an injury and after a claim is filed by the employee, the employer, upon mutual agreement of the parties, may appoint a qualified physician paid by the employer to conduct an independent medical examination of the injured employee or a permanent impairment rating examination of the injured employee and make a report to the employer. Requires that if the parties cannot agree on a physician, the employer may request in writing that the director of labor and industrial relations appoint a physician licensed in a relevant medical specialty licensed to practice in Hawaii, and willing to undertake such examination within 7 calendar days of the directors receipt of the request. Requires the physician selected to examine the employee within 30 days. Prohibits an independent medical examination and a permanent impairment rating examination be combined into a single medical examination unless the injured employee consents in writing prior to scheduling the examination. Prohibits the director, the appellate board, or any court order more than 1 independent medical examination per case unless valid reasons exist. Requires that if an employee refuses to submit to or in any way obstructs an examination, the employee's rights to claim compensation for the work injury to be suspended until the refusal or obstruction ceases and no compensation to be payable for the period during the refusal or obstruction continues. Requires that the cost of conducting the ordered independent medical examination to be limited to the complex consultation charges governed by the medical fee schedule. Requires the physicians selected to perform independent medical examination or permanent impairment rating examinations be licensed in Hawaii or licensed in the state where the claimant resides for a period of 5 consecutive years immediately preceding the examination. Provides when an injured employee has attained medical stability by the attending physician, the employer may appoint a physician, paid by the employer and selected by agreement of the parties to conduct a permanent impairment rating examination of the injured employee. Repeals provisions relating to medical examination by employer's physician. Appropriations to the department of labor and industrial relations to establish 3 full time equivalent (3.00 FTE) permanent workers' compensation hearing officer positions and 2 full time equivalent (2.00 FTE) permanent office assistant positions in the disability compensation division of the department to assist in workers compensation claims. Act to be repealed on June 30, 2013 (sunset). (\$\$) -- HB0466 HD3
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH/ JDL/ then WAM

HB0467 HD2 (HSCR 911)

RELATING TO WHISTLEBLOWERS' PROTECTION.
Introduced by: Wooley J
Establishes provisions relating to whistleblowers. Requires the department of labor and industrial relations to inform the complainant of the complainant's rights under the law. -- Establishes provisions relating to protected disclosure by a public employee. Prohibits an employer from discharging, threatening, or otherwise discriminating against a public employee regarding a public employee's compensation, terms, conditions, location, or privileges of employment because the public employee, or a person acting on behalf of the public employee, for reporting or about to report to the public employer or a public body, verbally or in writing. Requires public employers to post and keep posted notices pertaining to the application of the law in conspicuous places in every work place. -- HB0467 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL

HB0468 HD1 (HSCR 624)

RELATING TO COUNTY ETHICS COMMISSIONS.
Introduced by: Wooley J

HOUSE BILLS WHICH PASSED THIRD READING

Establishes provisions relating to county ethics commissions. Establishes a process of selecting members of county ethics commissions. -- HB0468 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0484

RELATING TO ADVANCED PRACTICE REGISTERED NURSES.
Introduced by: Lee M, Cabanilla R, Morita H, Herkes R, Belatti D, Yamane R
Establishes provisions relating to practice by advanced practice registered nurses. Requires each hospital in the State licensed to allow an advanced practice registered nurse recognized as or a qualified advanced practice registered nurse granted prescriptive authority to practice within the full scope of the practice including the function of a primary care provider. -- HB0484
Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Multiple Referral to HTH then CPN

HB0491 HD1 (HSCR 770)

RELATING TO PUBLIC SAFETY.
Introduced by: Awana K, Fontaine G
Establishes provisions relating to department accreditation required. Requires the department of public safety to pursue and obtain accreditation for the sheriff division from the Commission on Accreditation for Law Enforcement Agencies, Inc. -- HB0491 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0492 HD2 (HSCR 766)

RELATING TO PUBLIC SAFETY.
Introduced by: Awana K, Fontaine G
Amends provisions relating to the director of public safety; powers and duties. Requires instead of allows the director to preserve the public peace, prevent crime, detect and arrest offender against the law, protect the rights of person and property, and enforce and prevent violation of all laws and administrative rules of the State; may, upon request and at the director's discretion, assist other state officers or agencies that have primary administrative responsibility over specific subject matters or programs; train, equip, maintain, and supervise the force of public safety officers, including law enforcement and correctional personnel and other employee of the department; to serve process both in civil and criminal proceeding; perform other duties required by law; adopt rules that are necessary or desirable for the administration of public safety programs; and enter into contracts in behalf of the department and take all actions deemed necessary and appropriate for the proper and efficient administration of the department. Requires the department of public safety to develop and implement a comprehensive strategic plan to correct the deficiencies in the sheriff division. Report to the legislature. -- HB0492 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0496

RELATING TO LAKE WILSON.
Introduced by: Oshiro M
Establishes a pilot project within the department of land and natural resources to demonstrate the effectiveness of marine phytoremediation using plants that are native to Hawaii to remove pollutants and improve water clarity in Lake Wilson. Report to the legislature. Appropriation. (\$\$) -- HB0496
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH/ ENE/ then WAM

HB0505 HD2 (HSCR 839)

RELATING TO FLOOD MITIGATION.
Introduced by: Awana K, Chong P, Yamashita K, Brower T, Har S, Tokioka J, Cabanilla R
Appropriation to the department of transportation for flood mitigation efforts on Farrington highway between Maili and Nanakuli and to the department of defense for flood mitigation efforts in the Lualualei Valley area. (\$\$) -- HB0505 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA/ PGM/ then WAM

HB0519 HD1 (HSCR 694)

RELATING TO WORKERS' COMPENSATION.
Introduced by: Yamashita K, Yamane R, Choy I, Rhoads K, McKelvey A, Tsuji C, Har S, Chong P, Hashem M, Tokioka J, Lee M
Amends provisions relating to employment under workers' compensation law. Redefines employment to not include service performed by a member of a limited liability company if the member is an individual and has a distributional interest of not less than 50 per cent in the company, provided that no employer requires an employee to form a limited liability company as a condition of employment; service performed by a partner of a partnership if

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the partner is an individual, provided that no employer requires an employee to become a partner or form a partnership as a condition of employment; service performed by a partner of a limited liability partnership if the partner is an individual and has a transferable interest in a partnership of not less than 50 per cent, provided that no employer requires an employee to form a limited liability partnership as a condition of employment; and service performed by a sole proprietor. -- HB0519 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0526 HD1 (HSCR 452)

RELATING TO HIGH TECHNOLOGY.

Introduced by: Yamashita K, McKelvey A, Manahan J, Chong P, Tokioka J, Chang J, Oshiro B, Tsuji C, Har S, Hashem M

Requires the department of business, economic development, and tourism to work with the department of land and natural resources and the city and county of Honolulu to identify appropriate lands, either public or private, on Oahu that may be acquired for a high technology park. Requires the department of business, economic development, and tourism to consult with the high technology development corporation and the city and county of Honolulu, and requires the corporation to manage and oversee the park's operations. Appropriation to the department of business, economic development, and tourism. (\$\$) -- HB0526 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT/ WLH/ then WAM

HB0527 HD2 (HSCR 780)

RELATING TO WORKERS' COMPENSATION.

Introduced by: Yamashita K, Choy I, McKelvey A, Chong P, Hashem M, Tsuji C, Tokioka J
Amends provisions relating to injures covered under workers' compensation law. Prohibits compensation for an injury incurred by an employee by the employee's wilful intention to injure the employee or another by actively engaging in any unprovoked non work related physical altercation other than in self defense, or by the employee's intoxication or the exacerbation of an existing, work related injury through voluntary participation in any recreational or social activity including employer sponsored sporting events, team activities, parties, and picnics; provided that the attending physician had place restrictions on the employee's physical activity for participation in such activities and the employee disregarded the restrictions. -- HB0527 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0545 HD1 (HSCR 146)

RELATING TO VOTER REGISTRATION.

Introduced by: Oshiro B, Keith-Agaran G, Tokioka J

Establishes provisions relating to online voter registration. Requires the chief election officer to create, implement and maintain an electronic system for voter registration that is publicly available on the website of the office of elections. -- HB0545 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL

HB0546

RELATING TO CIVIL RIGHTS.

Introduced by: Oshiro B, Rhoads K, Yamashita K

Amends provisions relating to the employment practices law and civil rights commission law. Prohibit discrimination because of gender identity or expression. -- HB0546

Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to JDL

HB0548 HD3 (HSCR 938)

RELATING TO TRESPASS.

Introduced by: Tokioka J, Say C, Har S, Awana K, Oshiro B

Establishes provisions relating to visitor guide liability. Provides that any author or publisher of a visitor guide website or visitor guide publication describing attractions or activities on private or public land in the State from which the public is excluded has a duty to warn the public of dangerous conditions typical of the area if the conditions pose a risk of serious injury or death, provided that a publisher shall have a duty to warn only if the publisher participates in authoring the website or publication. Requires the author or publisher to also defend and indemnify the owner or occupier of private or public land in the State from which the public is excluded in any cause of action or proceeding arising on account of serious injury or death. -- Creates a task force attached to the department of business, economic development, and tourism to identify and assess lands in all counties, featured currently or in the past in visitor guide publications or websites, on which exist dangerous conditions posing a risk of serious injury or death. -- Provides that the legislative reference bureau may

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provide assistance. Report to the legislature. Task force to terminate on May 10, 2012 (sunset). -- HB0548 HD3

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TSM then JDL

HB0549 HD1 (HSCR 251)

RELATING TO PUBLIC AGENCY MEETINGS.

Introduced by: Tokioka J, Say C, Yamashita K, Har S, Awana K, Marumoto B

Amends provisions relating to notice. Requires the board to file and post the notice at least 6 calendar days before the meeting. Requires a state board to file the notice by electronic posting on the state calendar. Requires a county board to file the notice by electronic posting on the county calendar maintained on the designated county internet website. -- Amends provisions relating to emergency meetings. Requires an emergency agenda and findings be filed where notices are filed. Requires notification by telephone of persons requesting notification. -- HB0549 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL

HB0550 HD1 (HSCR 743)

RELATING TO TELEVISION.

Introduced by: Tokioka J, Say C, Chong P

Requires the legislative auditor to conduct an analysis of the allocation of cable operator franchise fees to public, education, and government access organizations; Hawaii Public Television Foundation; and the department of commerce and consumer affairs' cable television division to determine the basis and rationale for the distribution of amounts to each entity for fiscal years 2008, 2009, and 2010. Report to the legislature. -- Requires the legislative auditor to contract for a performance review or audit of Olelo Community Television to determine the effectiveness with which it implements its programs through the allocation of resources. Report to the legislature. -- Requires the department of commerce and consumer affairs to make funds from the compliance resolution fund available to the auditor. Appropriation out of the compliance resolution fund and the audit revolving fund for the contracts. (\$\$) -- HB0550 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB0551 HD2 (HSCR 810)

RELATING TO ELECTRIC GUNS.

Introduced by: Tokioka J, Say C, Awana K

Amends provisions relating to restriction on possession, sale, gift, or delivery of electric guns. Exempts county liquor authority investigators in counties having a population of 500,000 or less. Requires the county liquor authorities to maintain written and video records for every electric gun in their custody and control. Requires the records to consist of a written report and video record of every instance in which an electric gun is used. Annually report to the legislature. Requires the county liquor authority to ensure that its investigators receive training prior to deployment of the electric guns. Further requires the county liquor authorities to ensure that each of its investigators pursue law enforcement accreditation or recognition in the use of electric guns prior to purchasing electric guns and related equipment and obtaining training for the use of the electric guns by its investigators. -- Requires the county liquor authority to authorize the purchase or acquisition of electric guns that are equipped with video recording capabilities that are designed to automatically record and document each use of the electric gun. Authorizes county liquor authority investigators to carry and use only those electric guns issued to them by their respective county liquor control authority while on authorized duty. -- HB0551 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL

HB0555 HD1 (HSCR 416)

RELATING TO GRAFFITI.

Introduced by: Aquino H, Cabanilla R, Oshiro B, Mizuno J, Cullen T, Manahan J, Hanohano F, Pine K, Choy I, Yamashita K

Amends provisions relating to graffiti; sentencing. Increases the of graffiti removal area to within 250 yards of the site of the offense. Provides that removal of graffiti shall not place the person or others in physical danger nor inconvenience the public. -- HB0555 HD1

Current Status: Feb=23 11 Introduction/Passed First Reading - Senate
Mar=03 11 Single Referral to JDL

HB0560

RELATING TO FINANCE.

Introduced by: Chong P, Yamashita K, Lee M, Oshiro B, Say C

Amends provisions relating to the department of commerce and consumer affairs. -- Requires that the director of finance to transfer moneys from the compliance resolution fund

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to retroactively fund all interest payments on general obligation bonds issued for the purposes of assisting the operations of the department of commerce and consumer affairs through infrastructure improvements. -- HB0560

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB0561 HD1 (HSCR 386)

RELATING TO PUBLIC ASSISTANCE.

Introduced by: Chong P, Yamashita K, Lee M, Oshiro B, Say C

Establishes provisions relating to supplemental private health insurance coverage; notice to department. Requires QUEST or QUEST net vendors under contract with the department of human services to notify the department of enrollees who also have coverage through a private health care insurer. Requires the private insurance plan to be the primary payor of any covered claims and the QUEST or QUEST net to be the secondary payor. -- HB0561 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HB0562 HD1 (HSCR 663)

RELATING TO STATE MONEYS.

Introduced by: Chong P, Yamashita K, Lee M, Oshiro B, Say C

Establishes provisions relating to non general fund moneys; investments. Allows the director of finance to invest non general fund moneys in any state issued general obligation bond or interest bearing note or other obligation. Requires a report to the legislature 30 days after each investment is made. -- HB0562 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB0563 HD1 (HSCR 244)

RELATING TO TAXATION.

Introduced by: Chong P, Yamashita K, Lee M, Oshiro B, Say C

Amends provisions relating to the ethanol production facility income tax credit by beginning the tax credit on January 1, 2014. -- HB0563 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE then WAM

HB0564 HD1 (HSCR 672)

RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND.

Introduced by: Chong P, Yamashita K, Lee M, Oshiro B, Say C

Amends provisions relating to emergency and budget reserve fund (rainy day fund). Increases the amount of the state general fund balance that shall be deposited into the fund whenever the state general fund revenues for each of 2 successive fiscal years exceeds revenues for each of the preceding fiscal years by 5 per cent, from 5 per cent to 10 per cent and that 50 per cent of the moneys deposited to be used to address the unfunded liability of the employees retirement system. -- HB0564 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0566 HD2 (HSCR 883)

RELATING TO TAXATION.

Introduced by: Chong P, Yamashita K, Lee M, Tokioka J, Oshiro B

Amends provisions relating to renewable energy technologies; income tax credit. Provides that the eligible system be installed and placed in service prior to January 1, 2017 (sunset) and that the credits claimed during 2012 taxable year will be paid starting July 1, 2013. Requires the department of business, economic development, and tourism to complete and assessment of the impact of the tax credit on the state's energy sector for the period 2003 - 2013 and of the continued need for the tax credit after December 31, 2016. -- HB0566 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE/ EDT/ then WAM

HB0568 HD2 (HSCR 838)

RELATING TO AQUACULTURE.

Introduced by: Chong P, Tsuji C, Har S, Hashem M, Yamashita K

Amends provisions relating to disposition by negotiation. Provides that the disposition of public lands shall not exceed a maximum term of 35 years, except in the case of aquaculture operations, which may provide for a maximum term of 45 years, or a maximum term of 65 years for existing aquaculture operations in good standing for 10 or more years. Aquaculture operations in good standing are to have the right of 1st refusal and may seek to renew a lease issued under this law. Aquaculture operations, during the lease term, may engage in supportive activities that are related to aquaculture. -- HB0568 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL/ WLH/ then WAM

HOUSE BILLS WHICH PASSED THIRD READING

- HB0569 HD1 (HSCR 387) RELATING TO MEDICAID.
Introduced by: Chong P, Oshiro B, Yamashita K, Har S, Say C
Establishes provisions relating to medical assistance re enrollment. Beginning January 1, 2014, and every year thereafter, requires the department of human services to require all eligible recipients of medical assistance under any Medicaid program, including any Medicaid waiver program to re enroll by the anniversary date of the recipient's enrollment or a date as the department determines to be appropriate and any process and prohibits automatic re enrollment by the department to be effective. Requires the president of the senate and the speaker of the House of Representatives to establish a joint legislative task force on Medicaid to examine issues relating to Medicaid. Establishes provisions relating to community base facility; commensurate Medicaid reimbursement. Requires all Medicaid beneficiaries categorized in the same or equivalent level of care, living in a community based facility, whether a licensed community care foster family home or licensed adult residential care home (ARCH) and for reason of reimbursement parity, receive a commensurate amount of reimbursement for board and lodging and food and services. -- HB0569 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS/ HTH/ then WAM
- HB0575 HD1 (HSCR 676) RELATING TO SALARIES.
Introduced by: Cullen T, Yamane R, Aquino H, Hashem M, Say C, Oshiro M, Manahan J
Amends Act 85, session laws of 2009, by extending the 5 per cent salary decrease for the governor, lieutenant governor, justices and judges of all state courts, the administrative director of the State or an equivalent position, and the department heads or executive officers and the deputies or assistants to the department heads or executive officers of certain departments, and members of the legislature until June 30, 2013 (sunset). -- HB0575 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM
- HB0587 HD2 (HSCR 781) RELATING TO COUNTIES.
Introduced by: Say C (BR)
Amends provisions relating to liquor commission and board attorney by adding administrator. Allows the liquor commission of each county to appoint and remove a liquor administrator who may also be appointed as an investigator, unless prescribed by the charter of each county. Requires the administrator to be responsible for the operations and activities of the liquor commission staff. -- HB0587 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL
- HB0593 HD1 (HSCR 415) RELATING TO NOMINATION PAPERS.
Introduced by: Say C (BR)
Amends provisions relating to nomination paper and filing of oath. Allows members of the reserves or national guard called to active service to be permitted to fulfill the requirements to file nomination papers and oath by registered or certified mail, return receipt requested. -- HB0593 HD1
Current Status: Feb=23 11 Introduction/Passed First Reading - Senate
Mar=03 11 Single Referral to JDL
- HB0594 HD2 (HSCR 695) RELATING TO HEALTH.
Introduced by: Yamane R, Manahan J, Lee M, Aquino H, McKelvey A, Cullen T
Appropriation to the department of human services to match the federal disproportionate share hospital allowance allocated to the State. (\$\$) -- HB0594 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM
- HB0596 HD1 (HSCR 722) RELATING TO HEALTH.
Introduced by: Yamane R, Manahan J, Cullen T, Lee M, Aquino H, McKelvey A
Establishes provisions relating to presumptive eligibility under Medicaid for waitlisted patients. Requires the department of human services to presume that a waitlisted patient applying for Medicaid coverage is eligible for coverage; provided that the applicant is able to show proof, and if the waitlisted patient is later determined to be ineligible for Medicaid after receiving services during the presumptive eligibility period requires the department to disenroll the waitlisted patient and notify the provider and the plan, if applicable, of disenrollment by facsimile transmission or e mail. Report to the legislature. Further requires the department to conduct a study of a computerized system for processing Medicaid applications. Report to the legislature. Appropriation. (\$\$) -- HB0596 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=10 11 Multiple Referral to HMS then WAM

- HB0597 HD1 (HSCR 650) RELATING TO HEALTH CARE.
Introduced by: Yamane R, Manahan J, Yamashita K, Cullen T, Lee M, Aquino H, McKelvey A
Amends provisions relating to proceedings and records of peer review committees and quality assurance committees. Redefines quality assurance committee to include an interdisciplinary committee composed of representatives of a group of organizations that is established collectively by the boards of trustees or administrative staff of these organizations who function is to monitor and evaluate patient care to identify, study, and correct deficiencies in the health care delivery system, with a goal of reducing the risk of harm to patients, improving patient safety, or otherwise improving the quality of care delivered to patients. -- HB0597 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH then JDL
- HB0605 HD2 (HSCR 767) RELATING TO PUBLIC SAFETY.
Introduced by: Yamane R, Manahan J, Cullen T, Lee M, Aquino H, McKelvey A
Establishes provisions relating to reduced ignition propensity cigarette program special fund. Requires that the fees collected from cigarette certification under the reduced ignition propensity cigarette law be deposited in a special fund to be administered and expended by the state fire council. Requires that funds collected be expended to defray the actual cost of activities and requirements of certification and marking by employing 1 full time administrator and 1 full time assistant. -- HB0605 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM
- HB0608 HD3 (HSCR 894) RELATING TO HEALTH.
Introduced by: Yamane R
Appropriation to the department of health to support ongoing services provided by a qualified provider with Centers for Medicare and Medicaid Services certification to perform kidney and liver transplants in Hawaii and to support a federally recognized chronic kidney disease management program Requires matching private funds. -- HB0608 HD3
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH then WAM
- HB0613 HD1 (HSCR 931) RELATING TO HEALTH INSURANCE.
Introduced by: Yamane R
Amends Act 227, session laws of 2008, as amended by Act 11, session laws of 2009, relating to health insurance by repealing the sunset date. -- HB0613 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to CPN
- HB0614 HD2 (HSCR 895) RELATING TO CHILDREN.
Introduced by: Yamane R, Mizuno J, Awana K
Establishes provisions relating to assessment and home visitation program established. Established a hospital based screening and assessment and intensive home visitation program within the department of health. Requires the program to follow the guidelines of multidisciplinary teams as determined by the department. Requires the services to continue until the child reaches 3 years of age, or until the child reaches 5 years of age if the child has a younger sibling. Appropriations out of the Hawaii tobacco settlement special fund for hospital based screening and assessment and intensive home visiting services. Appropriations out of the temporary assistance for needy families fund (TANF) for intensive home visiting services. (\$\$) -- HB0614 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH/ HMS/ then WAM
- HB0616 HD2 (HSCR 649) RELATING TO CHILD CUSTODY.
Introduced by: Evans C
Establishes provisions relating to visitation by electronic communication. Provides for visitation by electronic communication and requires court to consider whether visitation by electronic communication is in best interests of child; whether equipment is available, accessible, and affordable to parents; and other factors the court deems appropriate to make such determination. Permits court to set guidelines. Permits electronic communication to be used to supplement visitation with child. Prohibits electronic communication to replace or substitute custody or visitation or to justify or support the relocation of a parcel. -- HB0616

HOUSE BILLS WHICH PASSED THIRD READING

HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL

HB0618 HD1 (HSCR 635)

RELATING TO OFFENSES AGAINST PUBLIC ORDER.

Introduced by: Evans C

Establishes provisions relating to aggravated harassment by online impersonation. Provides that a person commits the offense of aggravated harassment by online impersonation if that person commits the offense of harassment by online impersonation and has been convicted of harassment by online impersonation within 5 years preceding the instant offense. Provides that it is a class C felony. -- Establishes provisions relating to online impersonation. Provides that a person commits the offense of online impersonation if that person uses the name or persona of another person to create a web page on or to post 1 or more messages on a commercial social networking site without obtaining the other person's consent and with the intent to harm, defraud, intimidate, or threaten any person. Provides that it shall be a misdemeanor. -- Amends provisions relating to offense of harassment by impersonation. Provides that if offense is committed with the intent to solicit a response by emergency services personnel, it shall be a class C felony. Redefines personal information to include a domain address. -- HB0618 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0625 HD3 (HSCR 753)

RELATING TO EDUCATION.

Introduced by: Evans C

Amends provisions relating to sale of school lands unnecessary for school purposes by changing it to school lands unnecessary for school purposes; transfer to the department of land and natural resources; alternative uses. Requires the chairperson of the board of land and natural resources to transfer from the department of education to the department of land and natural resources, any land under the jurisdiction of the department of education that have not been used for school purposes. Requires the recommendation and approval by the superintendent of education and that consideration be 1st given to charter schools or other education programs or the county where the land or building is located provided the county is willing to accept the land and the land was previously under the jurisdiction of the county. Requires the department of education to consult with the board of land and natural resources prior to the final transfer. -- HB0625 HD3

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU/ WLH/ then WAM

HB0638 HD1 (HSCR 584)

RELATING TO ELECTIONS.

Introduced by: Belatti D, Cabanilla R, Carroll M, Morita H, Luke S

Establishes provisions relating to instant runoff voting method; procedure for counting votes. Provides for instant runoff voting for all elections in which no primary election is held. Provides method for voting, counting votes, and certifying results using the instant runoff method. -- HB0638 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL

HB0640 HD1 (HSCR 605)

RELATING TO PUBLIC AGENCY MEETINGS.

Introduced by: Belatti D, Cabanilla R

Amends provisions relating to executive meetings. Requires any action taken by a board in an executive meeting be reported to the public when the board reconvenes in the open meeting at which the executive meeting is held. -- HB0640 HD1

Current Status: Mar=04 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to JDL

HB0663 HD2 (HSCR 941)

RELATING TO CONTRACTS.

Introduced by: Evans C

Establishes provisions relating to automatic renewal clauses under the fair trade regulations law. Requires any person that sells or offers to sell any products or services to a consumer pursuant to a contract that has an automatic renewal clauses to disclose the automatic clause and the procedure by which the consumer can cancel automatic renewal of the contract. Requires any person that violates this provision to be deemed to have engaged in unfair method of competition and unfair or deceptive act or practice in the conduct of any trade or commerce. -- HB0663 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL

HOUSE BILLS WHICH PASSED THIRD READING

- HB0667 HD1 (HSCR 438) RELATING TO FOOD SAFETY.
Introduced by: Evans C
Requires the department of health with the cooperation of the departments of agriculture and the department of business, economic development, and tourism to develop a detailed plan of action to simplify and consolidate permitting and licensing requirements for the production and processing of food by food production and processing facilities to comply with food safety requirements. Allows the department to consult with other state or federal agency it deems appropriate to develop the plan. Report to the legislature. -- HB0667 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL/ EDT/ then HTH
- HB0678 HD3 (HSCR 871) RELATING TO INFORMATION.
Introduced by: Ito K, Chang J, McKelvey A, Awana K
Establishes provisions relating to the duty to pay for credit monitoring reports. Requires any government agency responsible for a security breach to be liable for the costs of providing each person whose personal information was disclosed with, at a minimum, a 3 year subscription to a nationwide consumer reporting agency's services. Exempts every nationwide consumer reporting agency from the Hawaii public procurement code. -- Amends provisions relating to security freeze by consumer reporting agency. Prohibits a consumer credit reporting agency to charge a victim of identity theft or a recipient of a security breach notification a fee for placing, lifting, or removing a security freezes on a credit report. -- HB0678 HD3
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT/ CPN/ JDL/ then WAM
- HB0680 RELATING TO KAKAAKO.
Introduced by: Ito K, Chang J, Chong P, Awana K, Har S, McKelvey A, Tsuji C
Repeals the provisions relating to the Kakaako makai plan. -- HB0680
Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to WLH
- HB0681 HD1 (HSCR 807) RELATING TO THE MILITARY.
Introduced by: Ito K, Har S, Cullen T, Chang J, Herkes R, Rhoads K, Manahan J, Ichiyama L, Yamane R, Awana K, McKelvey A, Tsuji C, Oshiro M, Tokioka J, Yamashita K, Aquino H, Keith-Agaran G, Lee M
Amends provisions relating to nomination paper and filing of oath. Allows members of the reserves or national guard while on active duty to be permitted to fulfill the requirements to file nomination papers and oath by registered or certified mail, return receipt requested. -- HB0681 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL
- HB0684 HD2 (HSCR 576) RELATING TO MINORS.
Introduced by: Awana K, Yamane R, Thielen C, Fontaine G, Mizuno J
Establishes provisions relating to consent to temporary safe shelter and related services. Allows a provider to provide temporary safe shelter and related services to a minor who consents to the shelter and services. -- HB0684 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL
- HB0688 HD2 (HSCR 879) RELATING TO EDUCATION.
Introduced by: Awana K, McKelvey A, Thielen C, Mizuno J, Yamane R, Fontaine G
Amends provisions relating to education. Defines bullying, cyberbullying, and harassment. -- HB0688 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then JDL
- HB0716 HD1 (HSCR 621) RELATING TO ELECTIONS.
Introduced by: Say C (BR)
Amends provisions related to presidential ballots. Requires the person desiring to place the names on the general election ballot to file with the chief election officer not later than 4:30 pm on the 19th, instead of the 16th, day prior to the general election. -- Amends provisions relating to the withdrawal of candidates; disqualification; death; notice. Requires any candidate to withdraw in writing on the 15th, instead of the 20th, day prior to the election for reasons of ill health. -- Amends provisions relating to printing; quantity. Requires candidates to submit questions and issues to the chief elections officer related to the printing of ballots

HOUSE BILLS WHICH PASSED THIRD READING

by the 25th, instead of the 16th, calendar day prior to the applicable election. -- HB0716 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB0718 HD1 (HSCR 389)

RELATING TO FOSTER YOUTH.

Introduced by: Jordan J, Mizuno J

Establishes provisions relating to housing assistance program for former foster youth. Allows the department of human services to develop and administer a program to assist former foster youth to understand the housing options available to them and access appropriate housing options as necessary once a former foster youth has attained 18 years of age. Requires the department to consult and coordinate with other relevant state agencies, including the Hawaii public housing authority and the Hawaii housing and finance development corporation. Appropriation. (\$\$) -- HB0718 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HB0739 HD2 (HSCR 723)

RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES.

Introduced by: Mizuno J, Cabanilla R, Manahan J, Cullen T, Pine K, Awana K, Har S, Tokioka J

Amends provisions relating to definitions under the department of human services law. Redefines community care foster family home or home to require that the primary caregiver is a certified nurse aide who has completed a state approved training program and other training as required by the department and the substitute caregiver is a nurse aide. -- HB0739 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to HMS

HB0744 HD1 (HSCR 664)

RELATING TO DAM SAFETY.

Introduced by: Evans C

Establishes a dam safety task force within the department of land and natural resources. Requires the task force to review applicable state laws, administrative rules, and county ordinances and recommended actions to be taken by the engineering division of the department in its administration of the Hawaii dam safety program. Report to the legislature. Task force to cease to exist on June 30, 2012 (sunset). -- HB0744 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB0747 HD1 (HSCR 684)

RELATING TO LIQUOR LIABILITY INSURANCE.

Introduced by: Evans C

Amends provisions relating to licenses, classes. Repeals retailers and definition of convenience minimarts. -- HB0747 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then CPN

HB0756 HD3 (HSCR 896)

RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES.

Introduced by: Mizuno J, Yamane R

Establishes provisions relating to accessible building design special account. Requires the disability and communication access board to establish an accessible building design special account within the disability and communication access board special fund to be used to pay the board's costs in administering the review requirements. -- Amends provisions relating to building design to consider needs of persons with disabilities. Allows the board to approve a site specific alternate design when an alternate design provides equal or greater access. Requires the board to charge a fee for services rendered by the board in performing its duties and establish a fee schedule that includes reasonable tiered fees based on estimated construction costs. Annual report to the legislature. -- HB0756 HD3

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HB0758 HD1 (HSCR 320)

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND DIVISION.

Introduced by: Mizuno J

Appropriation to the department of accounting and general services for the department of human services vocational rehabilitation and services for the blind division for the Ho'opono (Hoopono) program. Authorizes the issuance of general obligation bonds for appropriation to the department of accounting and general services for the division to upgrade equipment and facilities for the Ho'opono program. (\$\$) -- HB0758 HD1

HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HB0761 HD1 (HSCR 900)

RELATING TO INTELLECTUAL DISABILITIES.

Introduced by: Mizuno J, Brower T, Awana K, Yamane R, Jordan J

Changes the mental health and mental retardation studies law to mental health and intellectual disability studies law. Changes the term mental retarded to intellectually disabled. -- HB0761 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL

HB0773 HD1 (HSCR 754)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL.

Introduced by: Say C

Authorizes the issuance of special purpose revenue bonds to assist Saint Louis school, a Hawaii not for profit corporation, to finance or refinance the planning, construction, improvement, and equipping of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0773 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB0775

RELATING TO THE PHOTO ENFORCEMENT REVOLVING FUND.

Introduced by: Say C

Requires all moneys in or credited to the photo enforcement revolving fund repealed by Act 58, session laws of 2002, to be transferred to the general fund. -- HB0775

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then WAM

HB0782 HD2 (HSCR 865)

RELATING TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM.

Introduced by: Say C

Establishes provisions relating to a surcharge upon fees for certain business and commerce related services. Beginning July 1, 2011, and ending June 30, 2015 (sunset), requires the department of commerce and consumer affairs, the public utilities commission, the department of labor and industrial relations, and the department of taxation to add a surcharge of 20 dollars upon certain fees charged. Requires each department to deposit the surcharges into the department of business, economic development, and tourism operation special fund. -- Establishes the department of business, economic development and tourism operation special fund to be expended for the operation of the department of business, economic development, and tourism, including the salary and fringe benefit costs of the department. -- HB0782 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB0786 HD2 (HSCR 730)

RELATING TO SOLID WASTE.

Introduced by: Say C

Amends provisions relating to solid waste disposal surcharge. Increases the solid waste management surcharge to 70 cents per ton of solid waste disposed of within the State at permitted or unpermitted solid waste disposal facilities. -- HB0786 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE then WAM

HB0793

RELATING TO TAXATION.

Introduced by: Say C

Amends Act 60, session laws of 2009, relating to income tax. Amends provisions relating to income tax rates by repealing the changes to income tax brackets beginning after December 31, 2008, on December 31, 2012 (sunset). Amends the increase in standard deduction for income tax purposes as provided by section 63 (with respect to taxable income defined) of the Federal Internal Revenue Code and the increase in personal income tax exemptions by moving the beginning date to after December 31, 2012. Repeals the sunset date of the Act. -- HB0793

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB0794 HD1 (HSCR 665)

RELATING TO TAXATION.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Say C
Establishes provisions relating to itemized deductions; limitation. Establishes limits on itemized tax deductions. Provision to be repealed on January 1, 2016 (sunset). -- HB0794 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB0795 HD1 (HSCR 673) RELATING TO TAXATION.
Introduced by: Say C
Amends provisions relating to the transient accommodations tax. Changes the amount distributed to the counties to be 44.8 per cent or 101 million 978,000 dollars, whichever is less. Requires the director of finance to pay the 101 million 978,000 dollars and make adjustments to the following year until June 30, 2015. Act to be repealed on June 30, 2015 (sunset). -- HB0795 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TSM/ PGM/ then WAM

HB0798 HD1 (HSCR 724) RELATING TO TAXATION.
Introduced by: Say C
Establishes a general excise tax on gross income from life settlement contract by a person unrelated to the insured. -- HB0798 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB0799 HD1 (HSCR 679) RELATING TO TAXATION.
Introduced by: Say C
Establishes provisions relating to the temporary suspension of general excise tax exemptions and use tax exemptions of certain amounts and levies a tax of 2 per cent on those amounts through December 31, 2012, 3 per cent through December 31, 2013, and 4 per cent through June 30, 2015 (sunset). Act to be repealed on June 30, 2015 (sunset). -- HB0799 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB0801 HD2 (HSCR 866) RELATING TO TAXATION.
Introduced by: Say C
Amends provisions relating to hearings and subpoenas by changing it to inquiries, investigations, hearings, and subpoenas. Allows the director of taxation to conduct civil inquiries, investigations or hearings. Allows for records however maintained, including electronically stored records that are relevant or material to the inquiry, investigation, or hearing. Authorizes the director of taxation and any duly authorized representative, when conducting a criminal investigation, to subpoena witnesses, examine them under oath, and require the production of any books, papers, documents, or other objects designated therein or any other record however maintained, including electronically stored records that are relevant or material to the investigation. Requires the department of taxation to pay a financial institution that is served a subpoena a fee for reimbursement of costs. -- HB0801 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0803 HD1 (HSCR 725) RELATING TO TAXATION.
Introduced by: Say C
Amends provisions relating to the taxation of banks and other financial corporations. Repeals the provision that requires 2 million dollars from the tax be deposited to the credit of the compliance resolution fund. Act to be repealed on December 31, 2015 (sunset). -- HB0803 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB0805 RELATING TO TAXATION.
Introduced by: Say C
Repeals the income tax exclusion of income from stock options from qualified technology businesses. -- HB0805
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB0808 HD1 (HSCR 666) RELATING TO THE CONVEYANCE TAX.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Say C

Amends provisions relating to land conservation fund. Suspends the deposit of 10 per cent of the conveyance taxes collected into the fund until after June 30, 2013 (sunset). -- Amends provisions relating to disposition of conveyance taxes. Suspends the distribution to the land conservation fund until after June 30, 2013. -- HB0808 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB0809 HD2 (HSCR 923)

RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Say C

Amends provisions relating to the transient accommodations tax. Provides that for resort time share vacation units, for the period beginning July 1, 2011 to June 30, 2015 (sunset), the occupant shall be assessed an additional 2 per cent on the fair market rental value and that the revenues shall be deposited into the general fund. -- HB0809 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TSM then WAM

HB0814 HD1 (HSCR 667)

RELATING TO PUBLIC EMPLOYMENT.

Introduced by: Say C

Amends provisions relating to group life insurance benefits or group life insurance programs. Requires the board or trustees of the Hawaii employer union health benefits trust to provide group life insurance benefits to retired employees who retired before July 1, 2011. Prohibits the board from providing or making available group life insurance benefits to active employees or retired employees who retire after June 30, 2011. -- HB0814 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0823 HD1 (HSCR 562)

RELATING TO TRAFFIC FINES AND FEES.

Introduced by: Say C

Amends provisions relating to the judiciary computer system special fund. Provides that 50 per cent of fees collected for administrative costs of processing traffic citations shall be deposited into the fund. -- Amends provisions relating to district court costs. Provides that 50 per cent of fees collected for administrative costs of processing traffic citations shall be deposited into the judiciary computer system special fund and 50 per cent into the general fund. -- HB0823 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0827 HD1 (HSCR 419)

MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION.

Introduced by: Oshiro M

Appropriation to the senate and the house of representatives for session and nonsession expenses up to and including June 30, 2012, including the 2011 regular session. Expenses of the senate to be approved by the president and expenses of the house of representatives to be approved by the speaker. Requires the senate and the house of representatives to have their accounts audited and report to the senate and house of representatives respectively. Expenses for legislators while traveling abroad shall be 145 dollars a day. -- Appropriation to the auditor for the expenses of the office of the auditor. -- Appropriation to the office of the auditor to be deposited into the audit revolving fund. Appropriation out of the fund for the auditor to conduct or complete its audit functions. -- Appropriation to the legislative reference bureau for defraying expenses. -- Appropriation to the office of the ombudsman for defraying expenses. -- Appropriation to the office of the state ethics commission for defraying expenses. -- Appropriation to the legislature for the legislative broadcast program. (\$\$) -- HB0827 HD1

Current Status: Mar-09 11 Received by the Governor
Mar-10 11 Approved by Governor (Act 4 2011)

HB0828 HD2 (HSCR 859)

RELATING TO TAXATION.

Introduced by: Choy I

Amends provisions relating tax administration. Provides that the right to inspection shall be applicable only if the tax licensee fails to openly display the license and upon request by the special enforcement section, fails to produce the license. Provides that it shall be unlawful to knowingly conduct more than 10 taxable business transactions per day in cash and fail to offer a receipt and maintain a contemporary generated record of all business transactions conducted each day. Repeals provisions relating to cash registers. -- HB0828 HD2

HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT/ JDL/ then WAM

HB0830

RELATING TO STUDENT LOAN FUNDS.

Introduced by: Choy I

Repeals provisions relating to the authorization of a corporation to acquire educational loan notes. -- HB0830

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB0837 HD2 (HSCR 914)

RELATING TO UNEMPLOYMENT INSURANCE BENEFITS.

Introduced by: Rhoads K

Amends provisions relating good cause for leaving part time employment under employment security law. Provides good cause for voluntarily leaving part time employment and may be found where the individual has established eligibility for partial unemployment due to loss of full time work with a regular employer made it economically unfeasible to continue part time employment; the part time employment was outside of the individual's customary occupation and would not have been considered suitable work; the employer failed to provide sufficient advance notice of a work schedule change; there was a work schedule conflict with the regular full time employer; or any other factor relevant to a determination of good cause. -- HB0837 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0838 HD2 (HSCR 601)

RELATING TO REAPPORTIONMENT.

Introduced by: Say C

Authorizes 5 full time temporary positions in the office of elections to support the reapportionment commission. Appropriation to the department of accounting and general services to support the office of elections, the elections commission, and the reapportionment commission. (\$\$) -- HB0838 HD2

Current Status: Feb=23 11 Introduction/Passed First Reading - Senate
Mar=03 11 Multiple Referral to JDL then WAM

HB0840 HD1 (HSCR 668)

RELATING TO LIQUOR.

Introduced by: Say C (BR)

Amends provisions relating to liquor tax; limitations. Increases the per wine gallon tax from July 1, 2011. -- Establishes provisions relating to small breweries and brewpubs; tax. Establishes a gallonage tax of 23 cents per gallon on the 1st 60,000 barrels of beer brewed or produced during the taxable year and reverts to a tax of 93 cents per gallon after the 60,000 barrels. -- Amends provisions relating to prize, gift, premium, and other inducement. Prohibits any person acting as an agent or representative of a nonresident principal or for any licensee directly or indirectly, or through any subsidiary or affiliate, to provide a discount to the consumer either in the form of a coupon redeemed through a retail licensee or through a mail in rebate that the consumer sends to the licensee or its agent or representative, when purchasing intoxicating liquor in combination with other merchandise. -- HB0840 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB0845 HD2 (HSCR 933)

RELATING TO GROUND LEASES.

Introduced by: Say C

Establishes provisions relating to extension of long term ground leases; sale of leased fee interest in land. Allows the lessee to request an extension of the lease within the final 10 years of a long term residential ground lease. Provides that if the lessor does not extend or offer a new lease, the lessor shall be required to offer to sell the fee simple interest in the land to the lessee for the amount fixed by arbitration, the lessor is required to offer to sell the fee simple interest in the land to the lessee for the amount fixed by an appraiser's determination of the leased fee interest in the land. -- HB0845 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL

HB0848 HD2 (HSCR 862)

RELATING TO THE GENERAL EXCISE TAX.

Introduced by: Say C

Amends provisions relating to related entities; common paymaster; certain exempt transactions. Provides that the general excise tax law shall not apply to amounts received by a common paymaster that are disbursed as remuneration to employees of 2 or more related persons where the common paymaster is making the remunerations on behalf of the

HOUSE BILLS WHICH PASSED THIRD READING

related persons. -- HB0848 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB0850 HD1 (HSCR 517)

RELATING TO FISHING.

Introduced by: Say C (BR)

Establishes provisions relating to Lanai community based fishery resource management area; advisory committee; rules. Designates the Lanai community based fishery resource management area around the island of Lanai. Establishes an advisory committee to incorporate traditional Hawaiian caretaker (konohiki) practices to implement traditional fishery management practices for the regulation of fishing and gathering to promote the sustainable use of marine resources. Appropriation. (\$\$) -- HB0850 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB0853 HD1 (HSCR 678)

RELATING TO THE BANK OF THE STATE OF HAWAII.

Introduced by: Oshiro M, Takumi R, Lee M, McKelvey A

Establishes a task force on establishing the bank of the State of Hawaii. Reports to the legislature. Task force to cease to exist on June 30, 2013 (sunset). Requires the legislative reference bureau to provide research and organizational support services. -- HB0853 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT/ CPN/ then WAM

HB0855 HD1 (HSCR 731)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PACIFIC POWER AND WATER COMPANY, INC., IN THE DEVELOPMENT OF HYDROPOWER FACILITIES IN HAWAII.

Introduced by: Say C

Authorizes the issuance of special purpose revenue bonds to assist Pacific Power and Water Company, Inc. with the planning, permitting, designing, constructing, equipping, and operating of hydropower plants at locations throughout Hawaii. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0855 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE then WAM

HB0863

RELATING TO HEALTH.

Introduced by: Oshiro M

Amends provisions relating to Hawaii health authority; duties and responsibilities. Extends the deadline for the authority to submit a comprehensive health plan for all individuals in the State to 2012. Report to the legislature. -- HB0863

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to HTH

HB0865 HD2 (HSCR 721)

RELATING TO INSPECTION FEES.

Introduced by: Tsuji C, Choy I

Amends provisions relating to inspection, quarantine, and eradication service fee and charge. Increases the fee. -- HB0865 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL then WAM

HB0866 HD2 (HSCR 887)

RELATING TO AGRICULTURE.

Introduced by: Tsuji C, Hashem M, Chong P, Manahan J, Morikawa D, Choy I

Establishes provisions relating to beekeepers; registration. Allows beekeepers to register with the department of agriculture. Report to the legislature. -- HB0866 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL then WAM

HB0878 HD1 (HSCR 815)

RELATING TO NONPROFIT CORPORATIONS.

Introduced by: Herkes R

Establishes provisions relating to action by ballot under Hawaii nonprofit corporations act. Allows any action to be taken at any annual, regular, or special meeting of members to be taken without a meeting if the membership corporation delivers a ballot to every member entitled to vote on the matter, except as otherwise restricted by the article of incorporation or bylaws. Allows membership corporation to deliver ballots by electronic transmission. Requires approval by ballot to be valid only if the number of votes cast by ballot equals or exceeds the quorum required to be present at a meeting authorizing the action. Allows

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members or proxies of members to participate at an annual or regular meeting of member by means of the internet, teleconference, or other electronic transmission technology if authorized by the board of directors. Amends provisions relating to other methods of electing directors. Repeals that allows the directors or officers are to be elected by member, the bylaws or board of directors election to be conducted by mail. Allows a ballot to be signed by means of an electronic signature. -- HB0878 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to CPN

HB0879 HD1 (HSCR 726)

RELATING TO MORTGAGE FORECLOSURES.

Introduced by: Herkes R, Keith-Agaran G

Establishes provisions relating to conversion; residential property; conditions. Allows an owner occupant of a residential property that is being foreclosed nonjudicially may convert the action to a judicial foreclosure. -- Requires the notice of intent to foreclose nonjudicially that is served and posted to include a statement printed in not less than 14 point font. Allows the foreclosing mortgagee to record a copy of the notice of intent to foreclose with the assistant registrar of the land court or bureau of conveyances. -- Amends provisions relating to pending actions; judgments; recording of, notice. Allows a notice of intent to foreclose to be recorded. -- Amends foreclosure under power of sale; notice; affidavit after sale by adding deficiency judgments. Requires the attorney to serve not less than 21 days before the date of sale, written notice of the intent to foreclose on all persons entitled to notice. Prohibits the mortgagee or other person who completes the nonjudicial foreclosure of a mortgage or other lien on residential property to be entitled to pursue or obtain a deficiency judgment against the owner occupant. -- Amends provisions relating to affidavit as evidence, when. Provides that the interests of the mortgagor is deemed extinguished upon the recordation of the affidavit in the bureau of conveyances within 30 days of the date of sale of the property at public auction. -- HB0879 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL

HB0884 HD1 (HSCR 236)

RELATING TO FAMILY LEAVE.

Introduced by: Oshiro M, Rhoads K

Amends provisions relating to family leave. Adds that an employee be entitled to a total of 4 weeks of family leave during any calendar year to care for the employee's sibling. -- HB0884 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB0889 HD2 (HSCR 574)

RELATING TO HEALTH.

Introduced by: Nishimoto S, Yamane R, Hanohano F, Lee C, Mizuno J, Morikawa D, Wooley J, Belatti D

Establishes provisions relating to health care associated infection reporting. Requires each health care facility in Hawaii that is certified by the Centers for Medicare and Medicaid services to report information about health care associated infections to the Centers for Disease Control and Prevention's national healthcare safety network. Further requires health care facilities to authorize the Centers for Disease control and Prevention to allow the department of health to access health care associated infection data reported by Hawaii's health care providers to the national healthcare safety network. Requires the department to adopt rules to require that health care associated infection that are multidrug resistant to be reported to the department through the national healthcare safety network. Requires the department to preserve patient confidentiality and allows the department to issue reports to the public about health care associated infections. Report to the legislature. -- HB0889 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH then JDL

HB0894 HD1 (HSCR 127)

RELATING TO MORTGAGE FORECLOSURES.

Introduced by: Carroll M, Hanohano F

Prohibits a mortgagee to initiate or continue with a foreclosure under power of sale or the alternative power of sale foreclosure process beginning on the effective date of this Act and ending 5 months subsequent to the effective date of this Act. Provides that this Act shall not prohibit a mortgage foreclosure by action in the circuit court. -- HB0894 HD1

Current Status: Feb=11 11 Introduction/Passed First Reading - Senate
Feb=17 11 Multiple Referral to CPN then JDL

HB0898 HD2 (HSCR 787)

RELATING TO HOUSING POLICY.

Introduced by: Saiki S, Belatti D, Rhoads K, Nishimoto S, Brower T

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Amends Act 191, session laws of 2010, relating to the emergency and budget reserve fund (rainy day fund), by extending the lapse date for the housing 1st pilot program to December 31, 2012 (sunset). (\$\$) -- HB0898 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HB0902 HD2 (HSCR 696)

RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Yamane R, Lee M, Yamashita K, Cullen T, Manahan J, Aquino H
Establishes provisions relating to Hawaii medical doctor loans; eligibility; amounts. Establishes the Hawaii medical doctor loan program administered by the university of Hawaii to provide financial support to students who complete a state approved medical school program at the university or graduates of a medical school who have received medical training from a Hawaii based medical program and who agree to practice in rural areas of the State. Provides that loans shall bear interest at 5 per cent simple interest. Repayment of principal and interest charges shall commence 1 year after graduation or 3 months after a loan recipient ceases to be enrolled in a state approved medical school program and shall be paid in periodic installments within a 6 year period. Provides that if the doctor is practicing as a medical doctor in a rural area of the State 1/10 of the total amount of the loan and interest shall be waived for every year of the 1st 5 years and the remaining balance shall be waived after the 6th year. Establishes the medical doctor loan program revolving fund administered by the board of regents of the university of Hawaii to be used for qualified students who meet eligibility requirements. Appropriation to the fund and out of the fund. (\$\$) -- HB0902 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB0904 HD2 (HSCR 645)

RELATING TO INTOXICATING LIQUOR.
Introduced by: Yamane R, Lee M, Cullen T, Manahan J, Aquino H
Establishes provisions relating to caffeinated beer beverage; intoxicating liquor. Prohibits a person to sell, offer for sale, or otherwise distribute any caffeinated beer beverage in the State unless the caffeinated beer beverage is labeled as intoxicating liquor and contains a warning that the potential harmful effects of consuming a caffeinated beer beverage may amplify any harmful effect of consuming an intoxicating liquor. -- HB0904 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL

HB0905 HD1 (HSCR 897)

RELATING TO DELIVERY OF GOVERNMENT SERVICES.
Introduced by: Yamane R, Yamashita K, Cullen T, Manahan J, Aquino H
Establishes provisions relating to health and human services delivery plan; contract provisions; updates. Requires the director of health and the director of human services, no later than December 31, 2012, in consultation with health and human services contract providers, to develop a health and human services delivery plan that evaluates efficiencies in delivering existing services and recommends strategies for eliminating gaps in service delivery and providing cost efficient, effective service alternatives. Report to the legislature. -- HB0905 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH/ HMS/ then WAM

HB0908

RELATING TO EDUCATION.
Introduced by: Takumi R, Belatti D
Amends Act 51, session laws of 2004, relating to education. Provides that the single school calendar shall not apply to other schools designated by the board of education in furtherance of a plan to improve educational outcome in students. -- HB0908
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to EDU

HB0909 HD2 (HSCR 929)

RELATING TO FAMILY COURT.
Introduced by: Evans C
Amends provisions relating to restraining orders; appointment of masters. Requires the court, without a hearing, to order each of the parties to that action to timely provide to the other party full financial and property disclosure on forms provided by the court. -- Requires the court to take into consideration the unauthorized dissipation, if any, of the marital estate by either party. -- HB0909 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL

HOUSE BILLS WHICH PASSED THIRD READING

- HB0915 HD2 (HSCR 841) RELATING TO CONVEYANCE TAX.
Introduced by: Souki J, Keith-Agaran G, Yamashita K, McKelvey A, Carroll M
Amends provisions relating to certificate of conveyance required. Requires the director of taxation to provide an image of all certificates of conveyance that were filed to the administrator of each county's real property assessment division within 10 days after the end of each week, without charge. -- HB0915 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM
- HB0916 RELATING TO FUNDING FOR PARKING FOR DISABLED PERSONS.
Introduced by: Souki J, Yamane R
Establishes provisions relating to costs. Requires that all costs beginning July 1, 2012, associated with the statewide parking program for persons with disabilities to be appropriated from the accessible parking special account established with disability and communication board. -- Establishes provisions relating to accessible parking special account. Requires the disability and communication access board to establish and administer an accessible parking special account within the disability and communication access board special fund. Requires that moneys in the account be expended to cover the costs to administer the statewide parking program for persons with disabilities. -- Amends provisions relating to state registration fee. Increases the annual vehicle registration fee to 26 dollars. Provides that 1 dollar will go into the accessible parking special account. -- HB0916
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS/ TIA/ then WAM
- HB0922 RELATING TO PUBLIC LANDS.
Introduced by: Wooley J, Hanohano F
Amends provisions relating to continuation of rights under existing homestead leases, certificates of occupation, right of purchase leases, and cash freehold agreements. Allows the transfer of certificate of occupation or homestead lease to any person designated as a trustee of a land trust. -- HB0922
Current Status: Mar=04 11 Introduction/Passed First Reading - Senate
Mar=08 11 Multiple Referral to HWN then JDL
- HB0924 HD2 (HSCR 691) RELATING TO INSURANCE.
Introduced by: Ito K, Chang J, Mizuno J, Yamane R, Manahan J, Awana K
Establishes provisions relating to commercial general liability insurance policies issued to contractors. Requires commercial general liability insurance policy entered into between a licensed contractor and a general casualty insurer licensed to cover an omission or act of negligence that is independently recognized by principles of tort and transcends the breach of contract; or arises under the performance of a contract including a negligent breach of a contract. Provides that a commercial general liability insurance policy shall not be construed to cover any intentional omission or act, including any wanton and willful omission or act, committed by the licensed contractor; or omission or act of an unlicensed contractor. Provides that nothing in this shall be construed to require the insurer to provide coverage for personal injuries or property damage sustained by the licensed contractor, unless provided for in the commercial general liability insurance policy; or events, acts, or occurrences that are not covered under the commercial general liability insurance policy. Requires a commercial general liability insurance policy that is issued or renewed in violation to be void and unenforceable. -- HB0924 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL
- HB0927 HD1 (HSCR 733) RELATING TO ROADWAY MATERIALS.
Introduced by: Har S
Amends provisions relating to construction projects, roadway materials; recycled glass content requirements. Allows, rather than requires, state agencies to purchase roadway materials with a minimum recycled glass content. -- HB0927 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ TIA/ then WAM
- HB0931 RELATING TO SMALL BOAT HARBORS.
Introduced by: Har S, Chang J
Amends provisions relating to purpose and use of state small boat harbors. Defines regularly navigated to mean the movement of a vessel under its own power from its assigned mooring within a small boat harbor to beyond the confines of the small boat harbor and entrance channel at least once in a 90 day period. -- HB0931

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Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WLH

HB0945 HD2 (HSCR 880)

RELATING TO EDUCATION.

Introduced by: Lee M

Amends provisions relating to school year; instructional time. Requires multi track schools to implement a school year of 171 days or 90 per cent of the number of days required in other public schools and 90 per cent of the number of student instructional hours required in other public schools. Amends Act 167, session laws of 2010. -- HB0945 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB0952 HD1 (HSCR 881)

RELATING TO PUBLIC SCHOOL LANDS.

Introduced by: Takumi R, Belatti D

Establishes the public school lands trust law. Creates the trust to maximize the use of public school lands and generate income to construct, repair, and retrofit public schools. Transfers the title of public school trust lands to the trust. Establishes the public school lands trust commission to manage the trust. Annual report to the legislature. Establishes the public school lands trust permanent fund which shall be administered by the director of finance and into which shall be deposited all proceeds from the sale of public school trust lands. Establishes the school facilities special fund administered by the department of education and into which proceeds from leases, permits, interest from sale contracts, and interest income generated from the trust permanent fund. Requires the fund to be used to construct and improve public school facilities. -- Redefines public lands to exempt lands under the public school lands trust. -- HB0952 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU/ WLH/ then WAM

HB0953 HD2 (HSCR 882)

RELATING TO EDUCATION.

Introduced by: Takumi R

Amends provisions relating to salaries of the deputy superintendent, assistant superintendent, complex area superintendent being set by the board of education. Changes the limit that the salaries not exceed 80 per cent of the superintendent's salary to not exceed the superintendent's salary. -- HB0953 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB0960 HD1 (HSCR 786)

RELATING TO LOW-INCOME HOUSING.

Introduced by: Chang J, Souki J, Mizuno J, Nishimoto S, Nakashima M, Chong P, Tsuji C
Establishes provisions relating to low income housing tax credit loan. Authorizes the Hawaii housing finance and development corporation to provide no interest low income housing tax credit loans to an owner of a qualified low income building that has been awarded federal credits that are subject to the state housing credits under section 42(h)(3)(c) of the Internal Revenue Code. -- Amends provisions relating to low income housing income tax credit. Provides that a qualified low income building that has been awarded a subaward under section 1602 of the American Recovery and Reinvestment Act of 2009, shall also be eligible for the credit. Further provides that in lieu of the credit the owner may make a request to the corporation for a loan. Authorizes the issuance of general obligation bonds for appropriation for the loans. (\$\$) -- HB0960 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB0968 HD1 (HSCR 318)

RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS.

Introduced by: Aquino H, Yamane R, Cullen T, Lee M, Manahan J, Say C

Amends provisions relating to domestic abuse protective orders. Provides that a temporary restraining order shall remain in effect 180 days from the date the order is granted or until the effective date of a protective order issued by the court, whichever occurs 1st. Orders orally stated in court shall be effective as of the date of the hearing if the respondent attends the hearing or, if the respondent was served but failed to appear, then upon service of the protective order upon the respondent. -- HB0968 HD1

Current Status: Mar=04 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to JDL

HB0972 HD1 (HSCR 543)

RELATING TO GASOLINE DEALERS.

Introduced by: Chong P

Amends provisions relating to violation; penalties of gasoline dealers. Requires the attorney

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general to institute a civil action for recovery of a civil penalty assessed by the public utilities commission that is not paid within the prescribed period. -- HB0972 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN/ JDL/ then WAM

HB0973 HD1 (HSCR 669)

RELATING TO TAXATION.

Introduced by: Chong P, Yamashita K, Oshiro M, Oshiro B, Say C

Amends provisions relating to filing and payment of taxes by electronic funds transfer by repealing filing. Repeals provisions which authorized the director of taxation to require any person required to electronically file a federal return or electronically remit any federal taxes to the federal government, to do the same with the State. Further authorizes the director to require any employer required to remit any withheld taxes to the federal government on a semi weekly schedule to remit the complete amount to the department of taxation on a semi weekly schedule. -- Amends provisions relating to general excise tax, transient accommodations tax, use tax, fuel tax, liquor tax, cigarette tax and tobacco tax, insurance tax by changing the day of payment from the 20th day to the last day of the calendar month. -- HB0973 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB0978 HD2 (HSCR 901)

RELATING TO HEALTH.

Introduced by: Yamashita K, Yamane R, Keith-Agaran G

Allows the Hawaii health system corporation to lease Kula hospital's medical clinic to the Community Clinic of Maui, Inc., doing business as Malama I Ke Ola Health Center for _____ dollars per year for 10 years, with the option to renew. Provides that the clinic shall have received federal funds during the term of the lease and maintains its status as a federally qualified health center. -- HB0978 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH then WAM

HB0980 HD1 (HSCR 211)

RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD.

Introduced by: Yamashita K, Yamane R, Chong P, Hashem M, McKelvey A, Tsuji C, Herkes R

Establishes provisions relating to an annual review of rules affected by statutory changes. Requires each state agency to submit a report to the small business regulatory review board that updates the board on each rule that requires amendments and each new rule that requires adoption, due to a change in the applicable law, informs the board of the need for and priority status of any rule amendments or new rule requiring adoption, and informs the board of the status of each amended or new rule for which adoption is pending and the timeline for rule implementation. Directs the governor to work with the board to expedite rulemaking action for rules that affect small business and require amendment or adoption, due to a change in the applicable law. Requires the board to report to the legislature. -- HB0980 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT/ CPN/ then WAM

HB0983 HD2 (HSCR 867)

RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION.

Introduced by: McKelvey A, Yamashita K, Chong P

Amends provisions relating to the Hawaii strategic development corporation. Requires the state to issue tax credits to the corporation that may be transferred or otherwise used to reduce the tax liability of any taxpayer pursuant to income tax, taxation of banks and other financial corporations, or insurance tax. Provides that the tax credits shall be freely transferrable by the corporation to transferees and by transferees to subsequent transferees. Provides that credits shall be exercisable from January 1, 2013, to December 31, 2025 (sunset). Requires the corporation with the department of taxation to monitor the transfer of tax credits and annually report to the legislature. -- HB0983 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB0985 HD2 (HSCR 868)

RELATING TO PROCUREMENT.

Introduced by: McKelvey A

Amends provisions relating to competitive sealed proposals. Provides that competitive sealed proposals may be used to procure goods, services, or construction that are either not practicable or not advantageous to the State to procure by competitive sealed bidding. -- Allows the procurement officer for construction projects to make procurements using the design build method. -- HB0985 HD2

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Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB0986 HD2 (HSCR 863)

RELATING TO TELEVISION AND FILM PRODUCTION.

Introduced by: McKelvey A, Manahan J, Evans C, Souki J

Amends provisions relating to consolidated film permit processing. Requires the department of business, economic development, and tourism to establish and collect a surcharge on each film permit it approves and issues to be deposited into the Hawaii television and film department special fund. -- Amends provisions relating Hawaii television and film development special fund. Requires that revenues collected by the department from film permit surcharges, from rental of the Hawaii film studio, film permit violation fees assessed by the department, and fees for processing tax incentive applications be deposited into the fund and be used to fund the department's creative industries division. Appropriation. (\$\$)

-- HB0986 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB0993 HD1 (HSCR 740)

RELATING TO THE HAWAII MARINE HIGHWAY SYSTEM.

Introduced by: Souki J

Establishes the Hawaii marine highway system law. Requires the department of transportation to develop a comprehensive long range plan for the development and improvement of the system. Report to the legislature. -- Requires the department to construct, purchase, or lease ferry terminal facilities in Honolulu harbor, Nawiliwili harbor, Kahului harbor, and Kawaihae harbor. Establishes the Hawaii marine highway system fund administered by the department to be expended for the operation and maintenance of the system. -- HB0993 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then WAM

HB1000 HD2 (HSCR 768)

RELATING TO ENHANCED 911 SERVICES.

Introduced by: Say C (BR)

Amends provisions relating to enhanced 911 services for mobile phones (cell phone, cellular phone, mobile telephone, wireless telephone) law by repealing mobile phones. Replaces wireless enhanced to enhanced and replaces wireless provider with communications service provider. Increases the number of enhanced 911 board members to 13. Prohibits a 3rd party accounting firm, consultant, or other 3rd party hired to perform administrative duties to be retained if there is a conflict of interest. -- Requires the board to fund the development, deployment, and sustaining of enhanced 911 service, including funding future enhanced 911 technologies. -- Moneys paid into the fund are not general fund revenues of the State. Requires moneys in the fund to be expended exclusively by the board for the purposes of funding to deploy and sustain enhanced 911 service and develop and fund future enhanced 911 technologies. -- Provides that the rate of the surcharge is to be set at 66 cents per month for each communications service connection. -- Allows a public utility providing local exchange enhanced 911 communication services for its customer base and other service providers using the wire line provider's enhanced 911 service may collect and keep the surcharge at the established rate set. -- Requires every public safety answering point to be eligible to seek disbursements from the fund to pay for the reasonable costs associated with having representatives, other than enhanced 911 board members, on enhanced 911 board committees to include, established and investigative committees. -- HB1000 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ EDT/ then WAM

HB1001 HD2 (HSCR 702)

MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.

Introduced by: Say C (BR)

Appropriation to the department of the attorney general for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against the State for the overpayment of taxes, refunds, reimbursements, payments of judgments or settlements, or other liabilities. -- Appropriation out of the state highway fund to the department of transportation, highways division, for the purpose of satisfying claims for legislative relief to persons, for claims against the State or its officers or employees for payments judgments or settlements, or other liabilities. (\$\$) -- HB1001 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1003 HD2 (HSCR 930)

RELATING TO THE PENAL CODE.

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Introduced by: Say C (BR)

Amends provisions relating to murder in the 1st degree, 2nd degree, and terroristic threatening to include death or bodily injury of a person who the defendant has been restrained, by order of any court, including an ex parte order, from contacting, threatening, or physically abusing; or a person who is being protected by a police officer ordering the defendant to leave the premises of that protected person during the effective period of that order, or a person known by the defendant to be a witness in a family court case and the killing is related to the person's status as a witness. -- HB1003 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL

HB1004 HD1 (HSCR 856)

RELATING TO CHAPTER 480, HAWAII REVISED STATUTES.

Introduced by: Say C (BR)

Amends provisions relating to suits by the State; amount of recovery. Allows the State to sue to recover threefold the actual damages sustained by it, whether directly or indirectly injured.

-- Amends provisions relating to court and venue. Requires any criminal action or proceeding to be brought in any appropriate court in the circuit in which the defendant resides, engages in business, or has an agent. Allows any civil action or proceeding to be brought in any appropriate court. -- HB1004 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL

HB1005 HD2 (HSCR 698)

RELATING TO CHILD SUPPORT ENFORCEMENT.

Introduced by: Say C (BR)

Amends provisions relating to child support enforcement. Adds definition of other state to include all states of the US other than the State of Hawaii; the district of Columbia; Puerto Rico, the US Virgin islands, and any territory or insular possession subject to the jurisdiction of the US; Any Indian or Alaska Native Tribe, band, nation, pueblo, village, or community that the Secretary of the Interior acknowledges to exist as an Indian Tribe and is included in the list of federally recognized Indian Tribal governments as published in the Federal Register; and a foreign country or a political subdivision thereof; and with which the State has entered into a reciprocal arrangement for the establishment and enforcement of support obligations.

-- HB1005 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL

HB1007 HD1 (HSCR 630)

RELATING TO PORNOGRAPHY OFFENSES AGAINST CHILDREN.

Introduced by: Say C (BR)

Amends provisions relating to promoting pornography for minors. A person commits the offense of promoting pornography for minors if the person knows its character and content and disseminates the material to a minor known by the person to be under the age of 16 years; or another person who represents that person to be under the age of 16 years. -- Amends provisions relating to felonies for which criminal charges may be instituted by written information by adding promoting child abuse in the 3rd degree. -- HB1007 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ EDT/ then JDL

HB1008 HD2 (HSCR 806)

RELATING TO THE POWER OF ARREST.

Introduced by: Say C (BR)

Amends provisions relating to officer of US Customs and Border Protection Service or Citizenship and Immigration Service; arrest powers. Includes US Immigration and Custom Enforcement and Federal Bureau of Investigation. Also allows special agent in charge of the Honolulu Division of the Federal Bureau of Investigation; the special agent in charge of the Honolulu Guam Commonwealth of the Northern Marianas Division of Immigration and Customs Enforcement; or the port director of the area port of Honolulu of the US customs and Border Protection Service to make arrests. Also provides that no evidence obtained as a result of an arrest without a warrant pursuant to this law is admissible in judicial proceedings in a state court. -- HB1008 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL

HB1009 HD2 (HSCR 918)

RELATING TO FINGERPRINT RETENTION BY HAWAII CRIMINAL JUSTICE DATA CENTER.

Introduced by: Say C (BR)

Amends provisions relating to criminal history record checks. Requires the agencies and other entities to notify the personnel that their fingerprints will be retained by the Hawaii

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criminal justice data centers. Requires that fingerprints acquired by the Hawaii criminal justice data center under this law be retained and maintained in an appropriate form and in an appropriate office in the custody and control of the center, which will at all times be kept separate from any similar records relating to the identification of criminals. -- HB1009 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1012 HD1 (HSCR 56) RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL.
Introduced by: Say C (BR)
Appropriation to the department of the attorney general for operating expenses relating to the planning and operation of security services and activities for the 2011 Asia Pacific Economic Cooperation Leaders Meeting in Honolulu, Hawaii. (\$\$) -- HB1012 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1015 HD1 (HSCR 24) MAKING AN EMERGENCY APPROPRIATION OUT OF THE BROWNFIELDS CLEANUP REVOLVING LOAN FUND.
Introduced by: Say C (BR)
Amends Act 162, session laws of 2009, as amended by Act 180, session laws of 2010, relating to the state budget, by increasing the appropriation for BED144. (\$\$) -- HB1015 HD1
Current Status: Feb=22 11 Introduction/Passed First Reading - Senate
Feb=22 11 Multiple Referral to ENE/ HWN/ then WAM

HB1017 HD2 (HSCR 734) RELATING TO BIOFUELS.
Introduced by: Say C (BR)
Amends provisions relating to definitions under the renewable energy facility siting process law. Redefines renewable energy to mean a new facility or distribution infrastructure with a capacity to produce or distribute 100,000 gallons, instead of 1 million gallons, or more annually. -- HB1017 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE then CPN

HB1019 HD1 (HSCR 735) RELATING TO SUSTAINABILITY.
Introduced by: Say C (BR)
Amends the environmental response, energy, and food security tax. Increases the amount deposited into the energy security special fund from 15 cents to 45 cents, and the amount deposited into the agricultural development and food security special fund from 15 cents of the tax on each barrel to 45 cents. -- HB1019 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE/ AGL/ then WAM

HB1020 HD2 (HSCR 384) RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION.
Introduced by: Say C (BR)
Establishes provisions relating to Aloha tower complex. Defines the boundaries for the Aloha tower complex. -- Establishes provisions relating to the implementation of the commercial harbors modernization plan. Requires the department of transportation to implement the commercial harbors modernization plan which requires the projects to be approved by the governor. Appropriation out of Aloha tower fund to be administered by the Hawaii community development corporation. Transfers all rights, powers, functions, and duties of the Aloha tower development corporation to the Hawaii community development authority. Transfers the Aloha tower fund to the Hawaii community development authority. Repeals provisions relating to the Aloha tower development authority. (\$\$) -- HB1020 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB1034 HD1 (HSCR 910) MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Say C (BR)
Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs for collective bargaining unit 1 (nonsupervisory blue collar employees), unit 2 (supervisory blue collar employees), unit 3 (nonsupervisory white collar employees), unit 4 (supervisory white collar employees), unit 5 (teachers and other personnel of the department of education), unit 6 (educational officers and other personnel of the department of education), unit 7 (faculty of the university of Hawaii and community college system), unit 8 (personnel of the university of Hawaii and community college system), unit 9 (registered professional nurses), unit 10 (nonprofessional hospital and institutional workers), and unit 13

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(other professional and scientific employees); and for employees excluded from collective bargaining. (\$\$) -- HB1034 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB1035 HD1 (HSCR 298)

RELATING TO EMPLOYEES' RETIREMENT SYSTEM BENEFIT ENHANCEMENT MORATORIUM.

Introduced by: Say C (BR)

Establishes provisions relating to a moratorium on benefit enhancements. Requires a moratorium on the enhancement of employees' retirement system benefits until the actuarial value of the system's assets is at least 100 per cent of the system's actuarial accrued liability. -- HB1035 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1036 HD1 (HSCR 782)

RELATING TO FEDERAL TAX QUALIFICATION REQUIREMENTS FOR THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Establishes provisions relating to the commencement of benefits on required beginning date that provides for the distribution of benefits in accordance with a reasonable and good faith interpretation of section 401(a)(9) and section 414(u) of the Internal Revenue Code. -- HB1036 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ JDL/ then WAM

HB1038 HD2 (HSCR 915)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Amends provisions relating to the pension and retirement system for those hired after June 30, 2012, including the employee contributions, the return to service of a former member, the service retirement, the allowance on service retirement, the unreduced allowance on service retirement, the average final compensation, the post retirement allowances, rights of members separated from service, and employee contributions. -- Amends provisions relating to the determination of employer normal cost and accrued liability contributions. Identifies the State and county contributions for normal cost and accrued liability for police officers, firefighters, and corrections officers, and for all other employees for 2012 - 2013, 2013 - 2014, 2014 - 2015. Requires that commencing with fiscal year 2015 - 2016 and each subsequent fiscal year, the employer contributions for normal cost and accrued liability shall be based on 25 per cent of the member's compensation for police officers, firefighters, and corrections officers, and 17 per cent of the member's compensation for all other employees. -- Amends provisions relating to the retirement for public officers and employees. Redefines regular interest to mean interest at 4 1/2 per cent a year compounded annually for a member who 1st entered service before July 1, 2011, and interest at 2 per cent a year compounded annually for a member who enters service after June 30, 2011. -- Amends provisions relating to previous membership service credit for legislative officers. -- Amends provisions relating to the pension and retirement system for those hired after June 30, 2012, including the employee contributions, the return to service of a former member, the service retirement, the allowance on service retirement, the unreduced allowance on service retirement, the average final compensation, the post retirement allowances, and the service retirement allowance. -- Amends provisions relating to actuarial investigations, valuations. Repeals the requirement that investment yield rate be recommended to the legislature for adoption. Requires the actuary to recommend the adoption for actuarial valuation of the system of mortality, service, and other assumptions, factors, and tables. -- Amends provisions relating to the determination of employer normal cost and accrued liability contributions. Requires the actuarial valuations be based on the contribution rates approved by the legislature and the tables, assumptions, and factors adopted by the employees retirement system board of trustees for actual valuations of the system, provided that the investment yield rate assumption for the year ending June 30, 2011, shall be 7 3/4 percent. -- HB1038 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1039 HD1 (HSCR 891)

RELATING TO TRANSPORTATION.

Introduced by: Say C (BR)

Establishes provisions relating to federal highway revenue anticipation notes and bonds law. Requires the department of transportation to create within the transportation financing account a special trust fund in the state highway fund. Allows the director from time to time select and designate qualified federal aid highway program transportation projects to be

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funded from proceeds of notes if the financing of the project from the proceeds of notes has been approved by the federal highway administration and the regional transportation planning agency. Report to the legislature. Allows the department to provide for the financing of selected qualified federal aid highway program transportation projects and issue revenue anticipation notes. Amends provisions relating to definitions under the state bonds law. Redefines revenue to include all reimbursements and grants received from the federal US Department of Transportation with respect to federal aid highway program transportation projects. Redefines revenue bonds to include all revenue anticipation notes or bonds issued by the director of transportation for the transportation financing account of the highway special fund. -- HB1039 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then WAM

HB1041 HD2 (HSCR 913)

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.

Introduced by: Say C (BR)

Amends provisions relating to health benefits plan supplemental to medicare. Provides that medicare part B shall not apply for employee beneficiaries and their spouses hired after June 30, 2011. -- HB1041 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1043 HD1 (HSCR 727)

RELATING TO THE HAWAII HURRICANE RELIEF FUND.

Introduced by: Say C (BR)

Appropriation out of the Hawaii hurricane relief fund to the department of commerce and consumer affairs for deposit into the general fund to balance the State's budget and maintain the levels of programs determined to be essential for education, public health, and public welfare. (\$\$) -- HB1043 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB1045 HD1 (HSCR 902)

RELATING TO INSURANCE.

Introduced by: Say C (BR)

Amends provisions relating to risk based capital reports. Requires a benefits society or health maintenance organization's (HMOs) risk based capital to be determined in accordance with the formula in the risk based capital instructions. Requires that the insurance commissioner to have the rights, powers, and duties with respect to a benefits society or health maintenance organization and to take any actions that are necessary to cause the insurer to be placed under regulatory control. Further requires the commission with respect to any domestic insurer or foreign insurer that are in possession or control of the commissioner to be confidential by law and privileged, shall not be made public, subject to subpoena, discovery and not be admissible as evidence in any private civil action. Allows the commission to share and receive documents, materials, or information, including otherwise confidential and privileged document, material, or information, from the national Association of Insurance commissioners and its affiliates and subsidiaries, and from regulatory and law enforcement officials of other foreign or domestic jurisdictions. -- HB1045 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB1049 HD2 (HSCR 824)

RELATING TO INSURANCE.

Introduced by: Say C (BR)

Amends provisions relating to the insurance code. Provides that if a commissioner has not been appointed requires the chief deputy commissioner to have the power to perform any act conferred upon the commissioner until such appointment is made. Requires that any approval required by law to be deemed granted on the 75 calendar day if the commissioner does not take any action to grant or deny the approval of the request. Require application for an adjuster or independent bill review license to be made to the commission upon forms as prescribed and furnished by the commissioner. Repeal provisions that requires an application additional requirements to be furnished if the applicant is a partnership or corporation or each individual to be required to furnish information to the commissioner for an individual license. Redefines managing general agent that adjust or pays claim in excess of 10,000 dollars or negotiates reinsurance on behalf of the insurer. Requires every managed care plan to file with the commissioner, every rate, charge, classification, schedule, practice, or rule and every modification by an electronic copy or 2 printed copies and every filing to be accompanied by a 50 dollar fee payable to the commissioner and to be deposited in the commissioner's education and training fund. Amends provisions relating to the Hawaii

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hurricane relief fund. Repeals provisions that the formula to calculate the amount and period of the surcharge for each covered event and the procedures and methodology for payment of claims and other obligation of the fund to be provided in the plan of operation. Requires the surcharge to remain in effect until all claims and other obligations of the fund, including but not limited to include claims under fund policies of hurricane property insurance. Allows the funds to establish procedures for insurers to collect a surcharge from their customers who hold property or casualty policies. Requires the society to deposit with the commissioner 50 per cent of the minimum net worth either in cash or in securities approved by the commissioner; provided that the deposit shall be not less than 1 million dollars and not exceed 2 million dollars. Amends provisions relating to fees, taxes and deposits law. Changes workers' compensation claim to claim adjusters issuance fee. Repeals life settlement contract provider and broker license issuance fee. Adds legal service plan certificate of authority issuance fee. Adds fingerprinting for each criminal history record check and fingerprinting check, a fee to be established by the commissioner. Repeal 150 dollars per year for all services including extension of the license for a regularly licensed life settlement contract provider or broker. Adds 500 dollars per year for all services including extension of the certificate for an authorized legal service plan. -- Amends Act 59, session laws of 2010. -- Repeals provisions relating to benefits funds. -- HB1049 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB1051 HD2 (HSCR 916)

RELATING TO INSURANCE.

Introduced by: Say C (BR)

Establishes provisions relating to life insurance and annuities. Prohibits an insurance producer to solicit the sale of an annuity product unless the insurance producer has adequate knowledge of the product to recommend the annuity and the insurance producer is in compliance with the insurer's standards for product training. Prohibits an insurer to issue an annuity that has been recommended to a consumer unless the insurer has a reasonable basis to believe the annuity is suitable for the particular consumer based on the consumer's suitability information. Requires an insurance producer or a representative of the insurer, where no insurance producer is involved at the time of sale to make a record of any recommendation; obtain a signed statement from the consumer documenting the customer's refusal to provide suitability information and obtain a signed statement from the consumer acknowledging that an annuity transaction is not recommended if a consumer decides to enter into an annuity transaction that is not based on the insurance producer's or insurer's recommendation. Requires an insurer to establish and maintain a supervision system that is reasonable designed to achieve the insurer's and its insurance producers' compliance. Changes provisions relating to mitigation of responsibility to compliance mitigation and penalties. Provides that if a violation occurs, either because of the action or inaction of the insurer or its insurance producer allows the commissioner to order a business entity, general agency, independent agency, or the insurance producer to take reasonably appropriate corrective action for any consumer harmed by the insurance or order appropriate penalties and sanctions. Establishes provisions relating to use of senior specific designations and professional designations. Prohibits the use of senior specific certifications or professional designation by a insurance producer. -- HB1051 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to CPN

HB1052 HD2 (HSCR 826)

RELATING TO INSURANCE.

Introduced by: Say C (BR)

Amends provisions relating to State defined under administration of insurance laws. Redefines State to include the Northern Mariana Islands. Amends provisions relating to unauthorized insurers and surplus lines. Redefines authorized and unauthorized insurer to include an insurance business in the state in which the subject resident is located or in which the insurance contract will be performed. Redefines surplus lines insurance to mean any property and casualty insurance on risks procured from or placed with an unauthorized insurer under the laws of the insured's home state and when this State is the home state of the insured. Exempts transaction of contract of insurance for property and casualty multi state risks; provided that the producer is licensed to sell, solicit, or negotiate that insurance in the home state of the insured. Amends provisions relating to insurance independently procured; duty to report and pay tax. After June 30, 2011, requires each insured who in this State, procures, continues, or renews surplus lines insurance other than insurance procured through a surplus lines broker to within 45 days after the end of the calendar quarter in which the insurance was procured, continued or renewed to file a written report with the insurance commissioner. Provides that for insurance procured, continued, or renewed after June 30, 2011, when this State is the home state of the insured, the insured shall pay the tax and fees

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of this State and all other states to the director of finance, through the commissioner and when this State is not the home state of the insured, the insured shall pay the tax and fees of this state to be home state of the insured. Provides that a surplus lines broker is not required to make a due diligence search to determine whether the full amount or type of insurance can be obtained from admitted insurers when the broker is seeking to procure or place nonadmitted insurance for an exempt commercial purchaser. Allows a surplus lines broker to place surplus lines insurance only with insurers who are authorized to write that type of insurance in the insurer's domiciliary state. Allows the commissioner to enter into a cooperative agreement, reciprocal agreement, or compact with other states to facilitate and provide for the collection, allocation, and disbursement of premium taxes attributable to the placement of surplus lines insurance; provide for uniform methods of allocation and reporting among surplus lines insurance risk classifications; conform to the requirement of the federal nonadmitted and reinsurance Reform Act of 2010. -- HB1052 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to CPN

HB1053 HD1 (HSCR 642)

RELATING TO NATIONAL DENTAL HYGIENE EXAMINATIONS.

Introduced by: Say C (BR)

Amends provisions relating to who may become dental hygienist; fees. Requires a person to have passed the National Board Dental Hygiene Examination and pay a fee. Allows the board to require an applicant to take and pass a national clinical examination once such examination is available. -- HB1053 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH then CPN

HB1054 HD1 (HSCR 875)

RELATING TO EDUCATION.

Introduced by: Say C (BR)

Amends provisions relating to the committee on weights. Requires the committee to meet at least biennially, every odd numbered year, instead of annually and for the committee to adopt a weighted school formula biennially. -- HB1054 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to EDU

HB1055 HD1 (HSCR 755)

RELATING TO EDUCATION.

Introduced by: Say C (BR)

Amends provisions relating to performance standards. Repeals the requirement that the department of education establish procedures and guidelines for its statewide assessment program to include norm testing in the same grades as required by the Federal No Child Left Behind Act of 2001, standards based assessment in reading and math, using the most appropriate nationally normed test. -- HB1055 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to EDU

HB1056 HD1 (HSCR 756)

RELATING TO THE CERTIFICATION OF PRINCIPALS AND VICE-PRINCIPALS.

Introduced by: Say C (BR)

Amends provisions relating to principals and vice principals. Allows the department of education's certification requirements to include equivalency for experience. -- HB1056 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB1058 HD1 (HSCR 758)

RELATING TO CAPITAL INVESTMENTS.

Introduced by: Say C (BR)

Amends provisions relating to definitions for the executive budget. Redefines capital investment costs to mean costs, including all agency or contracted labor costs, hardware, software, and licenses allocated to the development, installation, monitoring, and replacement of agency wide technology or computer systems with an estimated useful life of greater than 7 years. Redefines cost element to include agency wide technology or computer systems with an estimated useful life of greater than 7 years. Redefines phases of capital improvement project for technology or computer systems to mean planning, acquisition, testing, implementation and monitoring. Amends provisions relating to the 6 year program and financial plan. Requires that the details of each capital improvement project include a schedule for planning, acquisition, testing, implementation and monitoring. -- HB1058 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

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- HB1060 HD1 (HSCR 670) RELATING TO INFORMATION TECHNOLOGY.
Introduced by: Say C (BR)
Amends provisions relating to information technology; chief information officer; information technology steering committee; establishment; responsibilities. Allows the chief information officer to employ persons that shall be exempt from civil service and collective bargaining laws. Establishes the shared services technology special fund within the department of accounting and general services. Requires the comptroller to account for all moneys appropriated by the legislature. Allows the comptroller to raise funds to defray administrative costs and accept donations of money and personal property on behalf of the information technology committee provided that all donations accepted from private sources shall be expended in the manner prescribed by the contributor, and all moneys received from all sources shall be deposited into the trust account established to hold moneys received by the information technology steering committee. -- HB1060 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM
- HB1063 HD1 (HSCR 872) RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.
Introduced by: Say C (BR)
Amends provisions relating to the Hawaiian homes commission act of 1920. Increases the amount the department of Hawaiian home lands can secure, pledge, or otherwise guarantee the repayment of moneys borrowed by the department from government agencies or private lending institutions. -- HB1063 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HWN then WAM
- HB1064 HD2 (HSCR 699) RELATING TO CHILD PROTECTIVE ACT COURT PROCEEDINGS.
Introduced by: Say C (BR)
Amends provisions relating to the child protective act. Requires that if the court finds that the child's physical or psychological health or welfare has been harmed or is subject to threatened harm by the acts or omissions of the child's family, it determines whether aggravated circumstances are present to terminate parental rights unless the department of human services has documented in the safe family home factors or other written report submitted to the court a compelling reason why it is not in the best interest of the child to file a motion to terminate parental rights. -- Amends periodic review hearing. Requires the court to conduct periodic review hearings at intervals of no longer than 6 months until the court's jurisdiction is terminated unless the child is in the permanent custody of the department or an authorized agency. Provides that the child be placed in foster custody if the court finds that the child's remaining in the family home is contrary to the welfare of the child and the child's parents are not willing and able to provide a safe family home for the child, even with the assistance of a service plan; the child be placed in family supervision if the court finds that the child's parents are willing and able to provide the child with a safe family home with the assistance of a service plan; or terminate jurisdiction if the court finds that the child's parents are willing and able to provide the child with a safe family home without the assistance of a service plan. -- HB1064 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL
- HB1065 HD1 (HSCR 921) MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR HEALTH CARE PAYMENTS.
Introduced by: Say C (BR)
Appropriation to the department of human services for the health care payments program (HMS 401). Appropriation out of federal Medicaid funds as a federal match. (\$\$) -- HB1065 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM
- HB1066 HD1 (HSCR 922) MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF HUMAN SERVICES.
Introduced by: Say C (BR)
Appropriation to the department of human services for cash support for families self sufficiency (HMS 211) and for general support for self sufficiency services (HMS 903). (\$\$) -- HB1066 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM
- HB1067 HD1 (HSCR 641) RELATING TO THE TRANSFER OF YOUTH TO AN ADULT CORRECTIONAL FACILITY.

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Introduced by: Say C (BR)
Repeals provisions relating to transfer to correctional facility. -- HB1067 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS/ PGM/ then JDL

HB1069 HD2 (HSCR 700)

RELATING TO EFFECT OF FINDING OF UNFITNESS TO PROCEED.

Introduced by: Say C (BR)

Amends provisions relating to effect of finding of unfitness to proceed. Requires that when the defendant is charged with a petty misdemeanor not involving violence or attempted violence, the commitment is to be limited to no longer than 60 days from the date the court determines the defendant lacks fitness to proceed. Requires that when the defendant is charged with a misdemeanor not involving violence or attempted violence, the commitment is to be limited to no longer than 120 days from the date the court determines the defendant lacks fitness to proceed. -- Requires that if a defendant committed to the custody of the director of health is not found fit to proceed prior to the expiration of the commitment, charge for which the defendant was committed for a limited period is to be dismissed. Provides that if the defendant is subject to prosecution for other charges, the court is to order defendant's commitment to the custody of the director of health to be placed in an appropriate institution for detention, care and treatment. -- HB1069 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL

HB1070 HD2 (HSCR 701)

RELATING TO CONDITIONAL RELEASE TIMEFRAMES.

Introduced by: Say C (BR)

Amends provisions to legal effect of acquittal on the ground of physical or mental disease, disorder, or defect excluding responsibility; commitment; conditional release; discharge; procedure for separate post acquittal hearing. Requires that for any person granted conditional release and who was charged with a petty misdemeanor, misdemeanor, or violation the period of conditional release is no longer than 1 year. -- HB1070 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1071 HD2 (HSCR 861)

RELATING TO MENTAL HEALTH RELEASE ON CONDITIONS OF A PERSON FOUND UNFIT TO STAND TRIAL.

Introduced by: Say C (BR)

Amends provisions relating to effect of finding of unfitness to proceed. Provides that when a defendant is released on conditions after a finding of unfitness to proceed, the department of health is to establish and monitor a fitness restoration program consistent with conditions set by the court order of release, and is to inform the prosecuting attorney of the county that charged the defendant of the plan and report the defendant's noncompliance therewith. -- HB1071 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH/ PGM/ then JDL

HB1076 HD1 (HSCR 783)

RELATING TO EMPLOYMENT SECURITY LAW.

Introduced by: Say C (BR)

Amends provisions relating to withdrawals; administrative use under the Hawaii employment security law. Requires money credited in the unemployment trust fund by the secretary of the treasury of the US of the Social Security Act 2009 to be used solely for the payment of expenses for the administration of the Hawaii employment security law. -- HB1076 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1077 HD2 (HSCR 237)

RELATING TO EMPLOYMENT SECURITY LAW.

Introduced by: Say C (BR)

Amends provisions relating to employment and training fund established under the Hawaii employment security law. Allows moneys to be used for the payment of interest due on a Title XII advance under the provisions of section 1202 (b) of the Social Security Act for advances made to the unemployment compensation fund. Amends provisions relating to employment and training assessment. Provides that if interest is due on Title XII advance under the provisions of section 1202 (b) of the Social Security Act, requires the employment and training fund assessment to be increased to pay the interest due. Allows the director of labor and industrial relations to have the discretion to determine the amount of the increase for the calendar year in increments of .01 per cent. Requires that if interest payments on a Title XII advance are subsequently waived by federal law, the aggregate amount of interest payment collected to constitute the total employment and training assessment payable by

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employers for the calendar year 2012 only. Act to be repealed on January 1, 2012 (sunset).
-- HB1077 HD2
Current Status: Feb-22 11 Received by the Governor
Feb-23 11 Approved by Governor (Act 2 2011)

HB1079 HD2 (HSCR 842) RELATING TO FEES FOR HABITAT CONSERVATION PLANS.
Introduced by: Say C (BR)
Amends provisions relating to conservation of aquatic life, wildlife, and land plants. Allows the department of land and natural resources to collect fees to cover the technical assistance program costs, and is to adopt rules for establishing such fees. -- HB1079 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB1082 HD1 (HSCR 846) RELATING TO THE CONSERVATION AND RESOURCES ENFORCEMENT SPECIAL FUND.
Introduced by: Say C (BR)
Establishes provisions relating to conservation and resources enforcement special fund; established. Establishes the fund to be administered by the department of land and natural resources. Requires the fund to be expended for activities related to enforcement of conservation and resource laws and the protection of caves, historic preservation, and Kahoolawe island reserve laws and work performed in cooperation with enforcement authorities of the state, the counties, and the federal government. Appropriation out of the conservation and resources enforcement special fund. (\$\$) -- HB1082 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB1083 HD1 (HSCR 843) RELATING TO IMPOUNDED VESSELS.
Introduced by: Say C (BR)
Amends provisions relating to mooring of unauthorized vessel in state small boat harbors and offshore mooring areas; impoundment and disposal proceedings. Requires the owner of the vessel to be solely responsible for all costs of the impoundment and the disposal of the vessel. Requires all proceeds resulting from the impoundment of the unauthorized vessel to be used 1st to pay the costs of impoundment and disposal then any mooring fees due. Provides that if the proceeds resulting from the impoundment are inadequate to pay for all costs and mooring fees due, the owner of the vessel is to remain liable for the outstanding costs and mooring fees. -- HB1083 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH/ JDL/ then WAM

HB1085 HD2 (HSCR 805) RELATING TO CONTROLLED SUBSTANCES.
Introduced by: Say C (BR)
Amends provisions relating to schedule II under the uniform controlled substances act. Adds tetrahydrocannabinols naturally contained in a plant of the genus Cannabis (cannabis plant), as well as synthetic equivalents of the substances contained in the cannabis plant, or in the resinous extractives of such plant, and / or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, such as the following: 1 cis or trans tetrahydrocannabinol, and their optical isomers; 6 cis or trans tetrahydrocannabinol, and their optical isomers; 3,4 cis or transtetrahydrocannabinol, and its optical isomers; Mephedrone (2-methylamino-1-p-tolylpropan-1-one) also known as 4-methylmethcathinone (4-MMC), methylephedrone or MMCAT; Methylenedioxypropylvalerone (MDPV, MDPK); (6 a R , 1 0 a R) - 9 - (h y d r o x y m e t h y l) - 6 , 6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol, Some trade or other names: HU-210; 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol), Some trade or other names: CP 47,497 and dimethyloctyl homologues; 1-Pentyl-3-(1-naphthoyl)indole, Some trade or other names: JWH-018; 1-Butyl-3-(1-naphthoyl) indole, Some trade or other names: JWH-073; and Cannabicyclohexanol; 4-anilino-n-phenethyl-4-piperidine (ANPP); and Desoxymethyltestosterone (17a-methyl-5a-androst-2-en-17-ol, madol); 19-NOR-4,9(10)-Androstadienedione (estra-4,9(10)-diene-3,17-dione); and Boldione (Androsta-1,4-diene-3,17-dione). Amends provisions relating to reporting of dispensation of controlled substances; electronic prescription accountability system; requirements; penalty. Prohibits identified controlled substance to be dispensed unless information relevant to the dispensation of the substance is reported to include by means indicated by the designated state agency. Requires a qualifying patient registration to be effective until the expiration of the certificate issued by the department of health and signed by the physician and increases

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registration certificate fees. -- HB1085 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1087 HD1 (HSCR 618)

RELATING TO PUBLIC SAFETY.

Introduced by: Say C (BR)

Amends provisions relating to Hawaii paroling authority; appointment; tenure; qualifications. Repeals that requirement that the president of the Hawaii Criminal Justice association to be a member of the paroling authority. -- HB1087 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to PGM

HB1088 HD1 (HSCR 769)

RELATING TO CORRECTIONS.

Introduced by: Say C (BR)

Establishes provisions relating to involuntary medical treatment criteria. Provides that an inmate or detainee in the custody of the department of public safety may be ordered to receive involuntary treatment if the court finds that the inmate or detainee poses a danger of physical harm to self or others; that treatment with medication is medically appropriate; and considering less intrusive alternative, the treatment is essential to forestall the danger posed by the subject. Establishes provisions relating to initiation of proceeding for involuntary medical treatment. Allows the director of public safety or the director's designee to file a petition alleging that a person in the custody of the department meets the criteria for involuntary medical treatment. Requires the court to set a hearing on the petition, and notice of the hearing to be served personally on the person who is the subject of the petition or by certified or registered mail, return receipt requested, deliverable to the addressee only, or on the subject's spouse or reciprocal beneficiary, legal parents, adult children, or legal guardian if 1 has been appointed. Amends provisions relating to right to representation by public defender or other appointed by counsel. Adds the subject of the petition for involuntary medical treatment. -- HB1088 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ HTH/ then JDL

HB1089 HD1 (HSCR 657)

RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE.

Introduced by: Say C (BR)

Amends income tax provisions to conform the Hawaii income tax law to the Federal Internal Revenue Code. -- HB1089 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB1090 HD1 (HSCR 892)

RELATING TO CHAPTER 243, HAWAII REVISED STATUTES.

Introduced by: Say C (BR)

Amends provisions relating to fuel tax. Changes statement to return. Provides that returns shall be public records. -- HB1090 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1091 HD1 (HSCR 658)

RELATING TO USE TAX.

Introduced by: Say C (BR)

Amends provisions relating to application of tax under the use tax law. Repeals provisions which provides that exemptions or exclusion allowed before April 1, 1978, under the Constitution of the US or an act of Congress to persons or common carriers engaged in interstate or foreign commerce, whether ocean going or air shall continue. -- HB1091 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB1092 HD1 (HSCR 681)

RELATING TO TAXATION.

Introduced by: Say C (BR)

Establishes income tax on pension income. Amends income tax deduction to reduce deductions under 164 (a)(3) and 164 (b) (5). -- HB1092 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1093 HD1 (HSCR 652)

RELATING TO COMMERCIAL DRIVER LICENSING.

Introduced by: Say C (BR)

Amends provisions relating to commercial driver licensing. Provides that it is unlawful for any

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person with an alcohol concentration of 0.04 or more grams of alcohol per 210 liters of breath or with 0.04 or more grams of alcohol per 100 milliliters or cubic centimeters of blood to drive a commercial driver licensing. -- HB1093 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then JDL

HB1094 HD1 (HSCR 653)

RELATING TO COMMERCIAL DRIVER LICENSING.

Introduced by: Say C (BR)

Amends provisions relating to commercial driver's license qualification standards. Provides that as of January 30, 2012, the examiner of drivers is to make certain that the medical certification status of a driver that self certified is certified, and if the driver submits a current medical examiner's certificate, shall date stamp the certificate and post all required information to the commercial driver's license information system. -- Amends provisions relating to commercial driver's license. Provides that a commercial drivers' license may be issued with endorsements and restrictions indicating there is information about a medical variance on the commercial driver's license information system driver record and "W" restricts the driver from operating in interstate commerce. Amends the title of disqualification and cancellation by adding downgrade. Provides that beginning January 30, 2014, if a driver fails to provide the examiner of drivers with the certification contained in the federal driver application procedures guideline or a current medical examiner's certificate if the driver self certifies according to the federal driver application procedures guideline that he or she is operating in non excepted interstate commerce, the examiner of drivers must mark the commercial driver's license information system driver record as not certified and initiate a commercial driver's license downgrade. -- Amends provisions relating to notification of disqualification, suspension, revocation, cancellation, by adding marking medical certification status not certified, or downgrading of commercial driver's licenses or permits. Beginning January 30, 2012, the examiner of drivers must, within 10 calendar days update the medical certification status of a driver and to include the medical variance information provided by the federal motor carrier safety administration. Provides that beginning January 30, 2014, if a driver fails to provide the examiner of drivers with certification or a current medical examiner's certificate if the driver is self certified that he or she is operating in non excepted interstate commerce, the examiner of drivers must mark the record as not certified and initiate a commercial driver's license downgrade. -- Amends provisions relating to authority of examiner of drivers to suspend, revoke or cancel, by adding mark the medical certification status as not certified or downgrade commercial driver's license or permit. Allows the examiner of drivers to suspend, revoke, cancel, mark medical certificate status not certified or downgrade any commercial driver's license or permit without a hearing when the examiner has probable cause to believe that the licensee is disqualified. -- Amends provisions relating to driver record information to be recorded and furnished. Requires the examiner beginning January 30, 2012, to record and maintain as part of the driver's record pertinent medical information. -- HB1094 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN/ TIA/ then JDL

HB1095 HD2 (HSCR 646)

RELATING TO MOPEDS.

Introduced by: Say C (BR)

Amends provisions relating to driving of mopeds. Prohibits any driver of a 3 wheeled moped to carry as a passenger or to permit to ride thereon any person under the age of 12 years old. -- HB1095 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then JDL

HB1096 HD1 (HSCR 647)

RELATING TO MOPED INSTRUCTION PERMITS.

Introduced by: Say C (BR)

Amends provisions relating to instruction permits. Prohibits a holder of a temporary instruction permit to operate a moped during hours of darkness or carry any passengers. -- HB1096 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then JDL

HB1097 HD1 (HSCR 742)

RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX.

Introduced by: Say C (BR)

Amends provisions relating to the rental motor vehicle and tour vehicle surcharge tax. Repeals the sunset of the 3 dollar a day rate. Appropriation out of state highway fund to the department of transportation for the operations and maintenance of the state highways program. (\$\$) -- HB1097 HD1

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Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM

HB1098 HD1 (HSCR 648)

RELATING TO MOTOR VEHICLE REGISTRATION.

Introduced by: Say C (BR)

Amends provisions relating to highway safety. Allows the county director of finance to register a motorcycle with an after market motorcycle frame, using the number of the frame as issued by the manufacturer of the frame, the vehicle identification number on the certification label, or a vehicle identification number assigned by the director of finance. -- HB1098 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then CPN

HB1100 HD1 (HSCR 741)

RELATING TO PASSENGER FACILITY CHARGES.

Introduced by: Say C (BR)

Amends provisions relating to operation and use privileges under aeronautics. Allows the departments of transportation to assess passenger facility charges for each overseas or international passenger who uses a state airport. Prohibits passenger charge to be assessed on flight segments between 2 or more airports within the State. -- HB1100 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then WAM

HB1101 HD2 (HSCR 737)

RELATING TO MOTOR VEHICLE REGISTRATION.

Introduced by: Say C (BR)

Amends provisions relating to the State registration fee. Increases the motor vehicle registration fee and the amount deposited into state highway fund. Appropriation out of state highway fund to the department of transportation for the operations and maintenance of the state highways program. (\$\$) -- HB1101 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then WAM

HB1102 HD2 (HSCR 739)

RELATING TO MOTOR VEHICLE WEIGHT TAX.

Introduced by: Say C (BR)

Increases state vehicle weight taxes. Appropriation out of the state highway fund to the department of transportation for the operation and maintenance of the state highways program. (\$\$) -- HB1102 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then WAM

HB1107 HD1 (HSCR 809)

RELATING TO THE HAWAII NATIONAL GUARD.

Introduced by: Takai K, Brower T, Cullen T, Lee C, Herkes R, Nishimoto S, Aquino H, Tokioka J, Souki J, Pine K, Ching C, Johanson A, Riviere G, Mizuno J, Chang J, McKelvey A, Ward G

Establishes provisions relating to use of non lethal weapons. Allows members of the army or air national guard who have been qualified by training and are authorized by their commanders to use non lethal weapons when assisting civil authorities in disaster relief, civil defense, or law enforcement functions. -- HB1107 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL

HB1109 HD1 (HSCR 771)

RELATING TO FAMILY LEAVE.

Introduced by: Takai K, Cullen T, Lee C, Herkes R, Nishimoto S, Aquino H, Chong P, Mizuno J, Ward G, Belatti D, Pine K, Ching C, Johanson A, Riviere G, McKelvey A, Chang J

Amends provisions relating to family leave. Requires that an employee be entitled to a total of 4 weeks of family leave during any calendar year upon the birth or adoption of a child of the employee; to care for a child, spouse, reciprocal beneficiary, or parent with a serious health condition; or upon the occurrence of any qualifying exigency (as defined by Title 29 code of Federal Regulations Section 825.126) arising out of the fact that the spouse, reciprocal beneficiary, child or parent, of the employee is on active duty, or has been notified of an impending call or order to active duty in the armed forces of the US in support of a contingency operation. -- HB1109 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL

HB1112 HD1 (HSCR 627)

RELATING TO LICENSING.

Introduced by: Lee C, Takai K

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Amends provisions relating to by whom solemnized. Allows a temporary license to solemnize marriages to be issued to, and the marriage rite to be performed and solemnized by any individual who has the prior written consent of both persons whose marriage the individual will be licensed to solemnize. Requires a person who performs a solemnization of marriage using a temporary license to make and preserve a record of every solemnization.

-- HB1112 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1130

RELATING TO SERVICE OF PROCESS.

Introduced by: Oshiro B

Amends Act 158, session laws of 2009, establishing provisions relating to service of process under planned community associations law by repealing the sunset date. -- HB1130

Current Status: Mar=08 11 Introduction/Passed First Reading - Senate

Mar=08 11 Multiple Referral to CPN then JDL

HB1133 HD2 (HSCR 816)

RELATING TO VETERINARY MEDICINE.

Introduced by: Oshiro B

Amends provisions relating to criminal penalties under veterinary medicine law. Provides that any person convicted of practicing veterinary medicine without a license and who in the course of that violation intentionally or knowingly performed any veterinary procedure on a pet animal in a cruel or inhumane manner shall have committed a class C felony. Amends provisions relating to cruelty to animals in the 1st degree. Exempts accepted veterinary practices performed by a person licensed and cropping or docking as customarily practiced unless performed for compensation by a person not licensed. -- HB1133 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

Mar=10 11 Multiple Referral to CPN then JDL

HB1134 HD1 (HSCR 336)

RELATING TO PREPAID HEALTH CARE.

Introduced by: Oshiro B

Repeals Act 99, session laws of 1994, which repealed the prepaid health care act. Repeals the termination of the prepaid health care act. -- HB1134 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

Mar=10 11 Multiple Referral to HTH then JDL

HB1138

RELATING TO ATTORNEY'S LIENS.

Introduced by: Oshiro B

Amends provisions relating to attorney's lien upon actions and judgments. Provides that when the attorney's lien attaches to a judgment, decree order, settlement, or award allowing or enforcing a client's lien, the attorney's lien has the same priority as the client's lien with regard to personal or real property subject to the client's lien. -- Requires a notice of claim of the attorney's lien to be filed with the court or arbitrator, as the case may be. -- HB1138

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

Mar=10 11 Multiple Referral to JDL then WAM

HB1139

RELATING TO DISTRICT COURTS.

Introduced by: Oshiro B

Amends provisions relating to powers and venue of the district courts. Allows a summons or other writ issued by the district court to be served without the State in accordance with provisions relating to service on boat operators, acts submitting to jurisdiction, or manner of service. -- HB1139

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

Mar=10 11 Single Referral to JDL

HB1140 HD1 (HSCR 683)

RELATING TO ARBITRATION.

Introduced by: Oshiro B

Amends provisions relating to arbitration process. Provides that if all parties in an arbitration are commercial entities and any of the parties fail to pay the arbitration fees or costs directed by an arbitrator or arbitration organization, an arbitrator may enter a default ruling against that party. -- HB1140 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

Mar=10 11 Single Referral to JDL

HB1141 HD2 (HSCR 942)

RELATING TO THE UNIFORM INFORMATION PRACTICES ACT.

Introduced by: Say C

Establishes provisions relating to consumer complaints; consumer complaints history reports. Requires any agency that receives a consumer complaint and keeps a record of complaints

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to make these complaints available to the public provided that if the agency posts consumer complaints on the agency's website, certain requirements are to be met. -- HB1141 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL

HB1155 HD1 (HSCR 636)

RELATING TO REPEAT OFFENDERS.

Introduced by: Hanohano F

Amends provisions relating to sentencing of repeat offenders. Requires mandatory minimum prison terms without possibility of parole for persons convicted of the following felonies: manslaughter, kidnapping; sexual assault in the 1st degree; continuous sexual assault of a minor under the age of 14 years; promoting child abuse in the 1st degree; identity theft in the 1st degree; robbery in the 1st degree; arson in the 1st degree; negligent homicide in the 1st degree; assault in the 1st degree; assault against an emergency worker; kidnapping; sexual assault in the 2nd degree; promoting child abuse in the 2nd degree; electronic enticement of a child in the 1st degree; extortion in the 1st degree; burglary in the 1st degree; criminal property damage in the 1st degree; theft in the 1st degree; identity theft the 2nd degree; robbery in the 2nd degree; forgery in the 1st degree; computer damage in the 1st degree; unauthorized computer access in the 1st degree; relating to arson in the 2nd degree; money laundering; intimidating a correctional worker; bribery; intimidating a juror; promoting prostitution in the 1st degree; computer fraud in the 1st degree; unauthorized computer access in the 1st degree; arson in the 2nd degree; money laundering; intimidating a correctional worker; bribery; intimidating a juror; and promoting prostitution in the 1st degree; or who is convicted or attempting to commit any of the felony offenses enumerated above and who has a prior conviction from any of the enumerated felonies above. -- HB1155 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL

HB1164 HD1 (HSCR 433)

RELATING TO PUBLIC LANDS.

Introduced by: Say C (BR)

Requires the department of land and natural resources to consider the sale or exchange of Sand Island parcels to leaseholders. Report to the legislature. -- HB1164 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB1176 HD3 (HSCR 884)

RELATING TO RENEWABLE ENERGY TRANSMISSION CABLE.

Introduced by: Morita H

Establishes provisions relating to interisland transmission system. Requires a cable company to be certified by the public utilities commission prior to installing a high voltage electric transmission cable system. Requires the commission by order, approve, disapprove, or approve subject to conditions the tariff of the certified cable company. Requires the company to make the capacity of its high voltage electric transmission cable system available to the electric utility company or companies. Requires the commission to establish a surcharge to allow recovery of the high voltage electrical transmission cable system costs designated for recovery according to the ratemaking principles determined by the commission. Allows the commission to approve an electric company's acquisition of a high voltage electric transmission cable system pursuant to a commission approved turnkey cable contract or a cable purchase contract. Allows the company to recover costs for the purchase of the cable. -- Provides that the surcharge shall be exempt from use tax and public utilities taxes. Further provides that amounts received as monthly surcharge by the electric company shall be excluded from income taxes. -- HB1176 HD3
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE/ CPN/ then WAM

HB1179 HD3 (HSCR 869)

RELATING TO INVESTMENTS.

Introduced by: Oshiro M, Chong P, Choy I

Establishes provisions relating to the advisory committee on short term investments to be administratively attached to the department of budget and finance. Requires the advisory committee to assist and advise the director of finance on the establishment and operation of a short term investment pool for the purpose of investing moneys of the State which, in the director of finance's judgment, exceed the amounts necessary to meet the immediate requirement of the State. Allows the short term investment pool to be operated under contract with a private investment advisor approved by the director of finance and the advisory committee. Repeals provisions relating to short term investment of state moneys. -- HB1179 HD3
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HOUSE BILLS WHICH PASSED THIRD READING

- HB1180 HD1 (HSCR 831) RELATING TO TAXATION.
Introduced by: Choy I
Establishes provisions relating to transfer of controlling interest; applicability. Provides that the conveyance tax shall apply to the transfer or acquisition within any 12 month period that result in the transfer of a controlling interest in an entity with an interest in real property located in this State for valuable consideration. -- Establishes provisions relating to taxation at the lowest rate. Provides that the conveyance tax shall be imposed at the lowest rate on certain transfers. -- HB1180 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM
- HB1183 HD2 (HSCR 870) RELATING TO THE GENERAL EXCISE TAX.
Introduced by: Choy I
Establishes provisions relating to business domiciled out of state; nexus presumptions. Provides that a person or entity conducting business in this State has its commercial domicile in another state is presumed to be systematically and regularly engaging in business in this State and taxable under State tax law, if the person or entity engages in or solicits business with persons within the State and the earns income, gross proceeds, gross rental, or gross rental proceeds attributable to source in this State. -- Establishes provisions relating to business domiciled out of state; annual statement. Requires any person or entity conducting business in this State that has its commercial domicile in another state, is presumed to be systematically and regularly engaging in business in this State and does not collect the general excise tax for sales of tangible personal property to residents of this State to file an annual statement with the department of taxation. -- HB1183 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM
- HB1201 HD1 (HSCR 190) RELATING TO THE HAWAII HEALTH BENEFIT EXCHANGE.
Introduced by: Yamane R, Oshiro B, Herkes R
Establishes the Hawaii health benefit exchange law. Establishes the Hawaii health benefit exchange as a nonprofit organization to facilitate the purchase and sale of qualified health plans. Establishes a board of directors to govern the exchange. Annual report to the legislature. Allows the board to establish fees to offset administrative costs. -- Requires the board to work with the state health insurance exchange task force established in the department of commerce and consumer affairs to comply with Federal domestic Assistance grant to develop policies and proposed legislation to implement the duties and responsibilities of the Hawaii health benefit exchange in compliance with the Patient Protection and Affordable Care Act. Report to the legislature. -- HB1201 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN/ HTH/ then WAM
- HB1203 HD2 (HSCR 903) RELATING TO PHYSICIAN WORKFORCE ASSESSMENT.
Introduced by: Yamane R
Amends provisions relating to physician workforce assessment fee; license; physician workforce information. Provides that any excess funds from the John A. Burns school of medicine special fund to be used for assessing reimbursement reform; expediting reimbursements to physicians; educating physicians on the impact of federal health care reform; and advancing the medical home model. Amends Act 18, special session laws of 2009, establishing the special fund, by repealing the sunset date. -- HB1203 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then WAM
- HB1221 HD1 (HSCR 632) RELATING TO INTOXICATING LIQUOR.
Introduced by: Takai K, Riviere G
Amends provisions relating to prohibitions under intoxicating liquor law. Provides that the consumption of liquor by a minor is not deemed to be a violation if a licensee who serves alcohol in a large public facility receives the appropriate county liquor commission's approval of the licensee's security plans for preventing minors from consuming alcohol on the licensed premises, and the licensee implements that plan in good faith. -- HB1221 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ CPN/ then JDL
- HB1230 HD2 (HSCR 935) RELATING TO BUILDING PERMITS.
Introduced by: Tsuji C, Ito K, Yamane R, Yamashita K, Chong P, Awana K, Evans C, Brower T, Hashem M
Establishes provisions relating to agricultural and aquacultural structures; no building permit

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required. Prohibits a county from requiring a building permit for the construction of nonresidential temporary or permanent structures used for agricultural or aquacultural operations, provided that the owner or occupier agrees to defend, indemnify, and hold harmless, the State and any of its agencies, officers, and employees, from and against all liability, loss, damage, cost and expense, including attorneys' fees and costs, and all claims, suits, and demands arising out of or resulting from the failure to obtain building permits, and waive any statutory or other immunity from liability that may be asserted by the owner or occupier to limit the owner's or occupier's obligation to defend, indemnify, and hold harmless the State and any of its agencies, officers, and employees, and further provided that any permanent structure constructed is designed and engineered according to the latest version of the International Building Code that has been adopted by the respective county as published by the International Code Council. -- HB1230 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to AGL/ WLH/ PGM/

HB1239 HD1 (HSCR 736)

RELATING TO FERRIES.

Introduced by: Souki J, Ichiyama L, Chang J, Yamashita K, Har S, McKelvey A, Ito K
Establishes the Hawaii State ferry system law. Establishes the Hawaii state ferry system authority to engage in communication with the US Department of Transportation and US Maritime Administration relating to federal funding assistance and the possible purchase or lease of the former Hawaii super ferry vessels Alakai and Huakai or other available suitable vessels to commence its operations. Establishes the Hawaii State ferry system special fund to receive fees, charges and appropriations to fund the system. -- Repeals the ferries law. Appropriation. (\$\$) -- HB1239 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then WAM

HB1240 HD2 (HSCR 893)

RELATING TO MOTOR VEHICLE RENTAL.

Introduced by: Souki J, Ichiyama L

Amends provisions relating to license and registration fees under the motor vehicle rental industry law. Allows a lessor to visibly pass on to a lessee the vehicle license and registration fee and weight taxes calculated either by prorating the annual license and registration fees and weight taxes at 1 / 365th of the annual amount actually paid on the particular vehicle being rented and adding the prorated amount to each full or partial 24 hour rental day that the vehicle is rented; provided that the total of all vehicle license and registration fees and weight taxes charged to all lessees of a single vehicle shall not exceed the annual vehicle license and registration fee and weight taxes actually paid for the particular vehicle rented or for lessors whose primary business is renting motor vehicles to consumers under contracts for a period of 90 days or less, by calculating a good faith estimate of the daily rate required by the lessor to recover the actual total cost of annual licensing, registration, and inspection fees and weight taxes and adding the amount to each full or partial 24 hour day that the vehicle is rented. -- HB1240 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA then CPN

HB1241 HD2 (HSCR 814)

RELATING TO ABANDONED VEHICLES.

Introduced by: Souki J, Ichiyama L

Amends provisions relating to notice to owner under the abandoned vehicles law. Extends the time that a legal and registered owner of an abandoned vehicle whose address on record at the vehicle licensing division is an out of state address has to repossess the vehicle from 10 days to 20 days after the mailing of the notice. Defines business days to exclude Saturdays, Sundays and state holidays. -- HB1241 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA/ CPN/ then JDL

HB1243 HD2 (HSCR 492)

RELATING TO REPACKAGED DRUGS AND COMPOUND MEDICATIONS.

Introduced by: Souki J

Amends provisions relating to medical care, services and supplies under workers compensation law to include drugs. Requires that the reimbursement amounts for drugs, supplies, and material to be priced in accordance with the medical fees schedule adopted by the director of health and allows the carrier to contract for a lower amount. -- HB1243 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL

HB1244 HD1 (HSCR 634)

RELATING TO SOLEMNIZATION.

Introduced by: Souki J (BR)

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Amends provisions relating to solemnization; license to perform; refusal to join persons in a civil union. Provides that no religious institution or organization is to be required to provide services relating to a solemnization or celebration is in violation of its religious beliefs or faith. Also provides that no refusal to provide services that is made in accordance with this law is to give rise to any civil action or cause of action. -- HB1244 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL

HB1248 HD1 (HSCR 720)

RELATING TO AGRICULTURAL LOANS.

Introduced by: Nakashima M

Amends provisions relating to agricultural loans. Redefines new farmer program to mean a new farm enterprise for qualified new farmers who by reason of ability, experience, and training are likely to successfully operate a farm and who otherwise meet the eligibility requirements. Provides that loans require 2 credit denials except for the new farmer program which requires 1 credit denial. Requires that the interest on class F loans be at a rate of 1 1/2 per cent below the prime rate or at a rate of 6 per cent a year, whichever is less. Requires that loans for the new farmer program provide for costs of a new farm enterprise for qualified new farmers in an amount not to exceed 250,000 dollars, instead of 100,000 dollars. Appropriation to the agricultural loan revolving fund and out of the fund. (\$\$) -- HB1248 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL then WAM

HB1252 HD1 (HSCR 659)

RELATING TO GOVERNMENT FACILITIES.

Introduced by: Saiki S, Belatti D, Nishimoto S, Brower T

Amends provisions relating to the public works project assessment fund. Requires that the assessments are to be ____ per cent of all state fund appropriations for capital improvements designated for the construction cost element; provided that assessment moneys are to apply only to capital improvement appropriations that are designated for the construction or renovation of state buildings. -- HB1252 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then WAM

HB1267 HD1 (HSCR 674)

RELATING TO HEALTH CARE.

Introduced by: Chong P, Yamashita K, Tsuji C, Oshiro B, Chang J, Herkes R, Say C, McKelvey A

Amends provisions relating to the Hawaii tobacco settlement special fund. Requires 15 per cent to be appropriated into the emergency and budget reserve fund and 6 and 1/2 per cent to be appropriated into the Hawaii tobacco prevention and control trust fund for fiscal years 2012 and 2013, to be deposited into the general fund. Appropriation out of the Hawaii tobacco settlement special fund to the department of human services for costs associated with Medicaid programs; to the Hawaii health systems corporation for costs associated with comprehensive health care services; the department of human services for a new eligibility system, to implement the electronic health records program and for the preschool open doors program; the judiciary for all purchase of service contracts for court substance abuse programs and the HOPE (Hawaii's opportunity probation with enforcement) probation program; the department of health to match the federal disproportionate share hospital allowance allocated to the State; the department of human services to provide additional funding for the kupuna care program in addition to the base budget of the executive office on aging. -- HB1267 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HTH then WAM

HB1268 HD1 (HSCR 784)

RELATING TO HEALTH INSURANCE.

Introduced by: Chong P, Yamane R, Tsuji C, Oshiro B, Yamashita K, Awana K, Herkes R, Lee M, Mizuno J

Amends provisions relating to health benefits plan; carriers. Requires the board of trustees of the public employees' health fund to enter into contracts with carriers that provide or administer prescription drug benefits together with medical benefits. -- HB1268 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to JDL then WAM

HB1270 HD1 (HSCR 675)

RELATING TO TAXATION.

Introduced by: Chong P, Yamashita K

Establishes provisions relating to tax credits and exemptions; reporting requirements; confidentiality; penalty. Requires every person claiming a tax credit, exclusion, or exemption

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to include statistical information including the reporting period; amount of tax credit claimed; number of jobs created based on the tax credit; public purpose of the tax credit, exclusion, or exemption as it relates to the specific taxpayer; job quality standards provided by the taxpayer; amount of tax credit recaptured, if any; conformance by the taxpayer with the purpose of the tax credit, exclusion, or exemption; and a review of expenditures enabled because of the tax credit, exclusion, or exemption and the extent to which the tax credit, exclusion, or exemption fits within the State's budgeted estimates. Requires the department to annually report to the legislature a summary for each tax credit, exclusion, or exemption the statistical information received from taxpayers for the previous year. Requires the information to be made available to the public. Repeals various income tax credit, general excise tax exemptions, public service company tax credits, banks and other financial corporations tax credits, and liquor tax exemptions. -- HB1270 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB1277 HD2 (HSCR 888)

MAKING AN APPROPRIATION FOR THE STATEWIDE AGRICULTURE WATER DEVELOPMENT STUDY.

Introduced by: Hashem M, Tsuji C, Awana K, McKelvey A, Marumoto B
Appropriation to the department of agriculture to complete the statewide agriculture water use and development study. (\$\$) -- HB1277 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to AGL then WAM

HB1286 HD2 (HSCR 732)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC.

Introduced by: Evans C

Amends Act 110, session laws of 2009, which authorizes the issuance of special purpose revenue bonds to assist BioEnergy Hawaii, LLC, a Hawaii limited liability company, or a partnership in which it is a general partner, for the establishment of a cogeneration facility and related energy production facilities. Allows for biofuels energy output and for the sale to refineries serving the public, public agencies, or public facilities. Changes the amount of the bond authorized. (\$\$) -- HB1286 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to ENE then WAM

HB1300 HD2 (HSCR 864)

RELATING TO TAXATION.

Introduced by: McKelvey A

Amends provisions relating to electronic filing of tax returns. Requires the department of taxation to establish a system to allow taxpayers to file tax returns, applications, reports, and other documents, electronically, telephonically, or by optical means at no additional cost to the taxpayer. -- Amends provisions relating to general excise tax, transient accommodations tax, use tax, fuel tax, liquor tax, cigarette and tobacco tax, rental motor vehicle and tour vehicle surcharge tax, and insurance tax. Changes the due date for general excise tax returns and payments from the 20th to the last day of the month. -- HB1300 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB1303 HD2 (HSCR 904)

RELATING TO PUBLIC HOUSING.

Introduced by: Cabanilla R, Tsuji C, Manahan J, Souki J, Chong P, Mizuno J, Chang J, Evans C, Yamashita K, Brower T, Pine K, Hanohano F, Lee C, McKelvey A, Ito K, Johanson A, Takai K

Establishes provisions relating to community facilities; fees; damages. Requires each unit to be assessed a community facilities maintenance fee of at least 1 per cent of the community facility expenses. Requires the Hawaii public housing authority to establish a schedule setting the minimum rent for state public housing units by number of bedrooms and type of project; charge no less than 300 dollars per month for any state public housing unit; and annually adjust the minimum rent by the percentage, if any, by which the consumer price index for the year exceeds the consumer price index for the prior year. Repeals the provision that the authority select tenants upon the basis of those in the greatest need. Provides that if any rent schedule result in loss to the State or to any special fund, or any federal funds, or would be in violation of the Constitution or any law of the US, the authority is required to suspend application of rent schedule. -- Amends provisions relating to housing; tenant selection. -- Provides that the rates of the rental shall be no less than the minimum rent. -- HB1303 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then WAM

HOUSE BILLS WHICH PASSED THIRD READING

HB1306 HD2 (HSCR 789)

RELATING TO HOUSING.

Introduced by: Cabanilla R

Amends provisions relating to housing; county powers. Repeals the provision that county projects be granted an exemption from general excise taxes or receipts taxes. -- Amends provisions relating to exemption from general excise taxes. Requires all claims be filed with the Hawaii housing finance and development corporation and reviewed by the department of taxation prior to any initial or renewal certification, provided that renewal certification shall be obtained every 4 years and each certification may be audited by the auditor as directed by the legislature. Provides that all funds collected from claims that do not meet the requirements for an exemption be deposited into the rental housing trust fund. Requires the department to maintain an annual and cumulative record of all tax exemptions claimed. Requires the corporation to submit an annual report to the legislature. -- HB1306 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM/ WLH/ then WAM

HB1307 HD1 (HSCR 503)

RELATING TO TAXATION.

Introduced by: Har S, Ito K, Chang J, Tokioka J, Oshiro B, Manahan J, Hashem M, Ichiyama L, Tsuji C, Yamashita K, McKelvey A, Yamane R, Mizuno J, Cullen T, Awana K, Aquino H
Provides a residential construction and remodeling income tax credit of 4 per cent of the costs incurred after July 1, _____. -- Requires the department of taxation to compare the impact on jobs and on the state budget provided by the new construction to residential apartment units and houses tax credit, renovations to residential apartment units and houses tax credit, new construction to hotels and resorts tax credit, and renovations to hotels and resorts tax credit. Report to the legislature. Act to be repealed on January 1, 2014 (sunset). -- HB1307 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT then WAM

HB1308 HD2 (HSCR 925)

RELATING TO DIGITAL MEDIA.

Introduced by: Har S, Ito K, Chang J, Tokioka J, Cullen T, Awana K, Aquino H, Oshiro B, Manahan J, Ichiyama L, McKelvey A, Yamane R, Hashem M, Mizuno J, Tsuji C
Establishes provisions relating to digital media enterprise subzones. Provides a digital media infrastructure income tax credit equal to a percentage of the taxpayer's base investment. To qualify the facility must be used as a state of the art production or postproduction facility. Provides that the tax credit shall be operative for insurers on July 1, 2011. Repealed June 30, 2021 (sunset). -- Amends the Hawaii television and film development board to the Hawaii film office board. Amends the Hawaii television and film development special fund to the Hawaii film office special fund. Requires rent from usage of the Hawaii film studio operated by the film office branch and fees collected for processing taxpayer letters pursuant to the motion picture, digital media, and film production income tax credits and the tax credit certification program to be deposited into the film office special fund. Repeals the deposit of profit or other amounts received from venture capital investments. Further repeals the provisions under the fund for grants and venture capital programs. Allows moneys in the fund to be used for the operation of the Hawaii film office including personnel costs. Effective until June 30, 2021. -- Amends the Hawaii film office special fund. Repeals the deposit of rent and fees into the fund and reinstates the deposit of profit or other amounts received from venture capital investments. Further reinstates the use of funds for grants and venture capital programs and repeals the use of funds for the operation of the film office and personnel costs. Effective July 1, 2021. -- HB1308 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT/ EDU/ then WAM

HB1312 HD2 (HSCR 835)

RELATING TO SMALL BOAT HARBORS.

Introduced by: Ito K, Har S, Yamashita K, Awana K, Ichiyama L

Establishes provisions relating to Ala Wai boat harbor; leases. Establishes provisions for the lease of the fast lands or submerged lands of the Ala Wai boat harbor issued pursuant to a request for proposals. Requires that all revenues from the lease are to be deposited in the boating special fund. -- Amends provisions relating to disposition of state boating facility properties. Allows the board of land and natural resources to lease fast lands and submerged lands within an existing state boating facility by public auction, a request for proposals, or by direct negotiation. -- HB1312 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM

HB1313 HD2 (HSCR 757)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WINDWARD NAZARENE ACADEMY.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Ito K

Authorizes the issuance of special purpose revenue bonds to assist Windward Nazarene Academy, a Hawaii not for profit corporation, for purchase of land and facilities, and planning, construction, improvement, equipping, and renovation of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1313 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB1319 HD1 (HSCR 660)

RELATING TO THE PROGRESSIVE TAX REFORM TASK FORCE.

Introduced by: Say C (BR)

Establishes a progressive tax reform task force within the department of taxation to identify the steps needed to reform Hawaii's tax laws; and become a resource to assist the director of taxation in creating a consistent, fair, and uniform tax structure in Hawaii. Report to the legislature. Task force to cease to exist on June 30, 2012 (sunset). -- HB1319 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to WAM

HB1322 HD2 (HSCR 748)

RELATING TO CERTAIN FUNDS OF THE UNIVERSITY OF HAWAII.

Introduced by: Nishimoto S

Amends the child care programs revolving fund, the discoveries and inventions revolving fund, the university of Hawaii alumni revolving fund, university of Hawaii at Manoa intercollegiate athletics revolving fund and the university of Hawaii at Hilo intercollegiate athletics revolving fund, animal research farm, Waialeale, Oahu revolving fund, and university of Hawaii Hilo theatre revolving fund to special funds. Repeals the western governors university special fund, university of Hawaii housing assistance revolving fund, conference center revolving fund, international exchange healthcare tourism revolving fund, community college and university of Hawaii at Hilo bookstore revolving fund, the Senator Hiram L. Fong scholarship program endowment trust, and the Senator Oren E. Long scholarship program endowment trust and transfers remaining funds to the Manoa faculty housing program. Provides that the balance in the conference center revolving fund shall be transferred to the university of Hawaii commercial enterprise revolving fund. -- HB1322 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB1323 HD1 (HSCR 359)

RELATING TO THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION.

Introduced by: Nishimoto S

Establishes the professional student exchange program. Allows the Hawaii western interstate commission for higher education to establish a repayment program policy for students who receive any financial support from the student exchange program. Establishes the professional student exchange program special fund to receive repayments and which shall be used to support the program's activities and enforce collection. Amends provisions relating to State commissioners by changing it to the Hawaii western interstate commission for higher education. Establishes the commission composed of commissioners for the State to the western interstate commission for higher education within the university of Hawaii. -- HB1323 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU then WAM

HB1326 HD2 (HSCR 908)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Nishimoto S

Amends provisions relating to benchmarks; annual budget requests; biennial reports by changing it to higher education planning; biennial reports. Requires the board of regents of the university of Hawaii to periodically review and recommend amendments to the priority guidelines for quality education. Requires the board to develop a functional plan that includes strategic goals, outcomes, and performance indicators. Biennium reports to the legislature. -- HB1326 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1327 HD2 (HSCR 749)

RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII.

Introduced by: Nishimoto S

Amends provisions relating to regents; appointment; tenure; qualifications; meetings. Requires the board of regents of the university of Hawaii to elect a chairperson and up to 2 vice chairpersons before July 1. -- HB1327 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to EDU

HOUSE BILLS WHICH PASSED THIRD READING

- HB1330 HD1 (HSCR 186) RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND.
Introduced by: Nishimoto S
Amends Act 264, session laws of 2007, as amended by Act 16, session laws of 2008, relating the tobacco settlement special fund revenues to continue funding to the John A. Burns school of medicine by extending the sunset date to June 30, 2015. Requires the university of Hawaii to prepare a detailed accounting of all revenues and expenditures relating to the university revenue undertakings fund and moneys used for the operating costs of the medical facility. Annual reports to the legislature until 2015. -- HB1330 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU/ HTH/ then WAM
- HB1333 HD1 (HSCR 703) RELATING TO SMALL CLAIMS COURT.
Introduced by: Belatti D, Saiki S, Coffman D, Hashem M, Choy I, Takai K, Keith-Agaran G, Lee C, Morita H, Morikawa D, McKelvey A, Aquino H, Souki J, Fontaine G, Cullen T, Herkes R, Hanohano F, Cabanilla R, Yamashita K, Takumi R, Nakashima M, Mizuno J, Brower T, Oshiro B, Ichiyama L, Pine K, Ching C, Johanson A, Wooley J
Amends provisions relating to district court, powers. Increases the maximum amount of money in cases for the recovery of money from 3,500 dollars to 5,000 dollars and for the return of leased or rented personal property worth, from 3,500 dollars to less than 5,000 dollars. -- HB1333 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL
- HB1339 HD1 (HSCR 932) RELATING TO LIQUOR COMMISSIONS.
Introduced by: Yamashita K
Amends provisions relating to jurisdiction and power under the intoxicating liquor law. Requires the liquor commission within their county to prescribe by rule limitations on licensed premises regarding the expression and conduct of patrons no later than July 1, 2012. -- HB1339 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL
- HB1342 HD1 (HSCR 212) RELATING TO TELECOMMUNICATIONS.
Introduced by: Yamashita K, McKelvey A, Chong P, Tsuji C, Oshiro B, Aquino H, Oshiro M, Ito K, Ichiyama L, Evans C, Say C, Manahan J, Yamane R, Hashem M, Tokioka J, Cullen T, Har S, Chang J, Lee M, Coffman D, Nishimoto S, Nakashima M, Herkes R, Morita H, Keith-Agaran G, Awana K
Exempts county permitting requirements and state permitting and approval requirements for any actions relating to the installation, improvement, construction or development of infrastructure relating to broadband service or broadband technology, including the interconnection of telecommunications cable from January 1, 2012 to January 1, 2017. Prohibits a person or entity to be required to upgrade or replace an existing utility pole when using that utility pole to install new or improve existing telecommunications cables. Requires the director of commerce and consumer affairs in consultation with the administrator of the cable television division to review the state of broadband communications in Hawaii and the exemptions made; and make a recommendation whether to extend the exemptions. Report to the legislature. -- HB1342 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDT/ PGM/ then CPN
- HB1368 HD2 (HSCR 704) RELATING TO ELECTIONS.
Introduced by: Morita H
Amends provisions relating to elections. Provides that any person who withdraws their nomination papers prior to the close of filing shall not be considered to have caused a vacancy. Defines party candidate to mean a person who would be the candidate of the party. -- HB1368 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Single Referral to JDL
- HB1376 RELATING TO EVIDENCE.
Introduced by: Oshiro B
Amends Act 210, session laws of 2008, by deleting the sunset date on limitations on compellable testimony from journalists and newscasters. -- HB1376
Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to JDL

HOUSE BILLS WHICH PASSED THIRD READING

- HB1380 HD3 (HSCR 718) RELATING TO HAWAII-GROWN PRODUCE.
Introduced by: Oshiro B, Tsuji C, Belatti D
Establishes provisions relating to farm to school program. Establishes the program in the department of agriculture to increase procurement of locally grown fruits and vegetables. -- Establishes provisions relating to Hawaii grown fresh fruit and vegetable program. Establishes the program in the department of education to facilitate consumption of locally produced nutritious snacks in order to improve student health and expand the market for locally grown fresh produce. -- Establishes provisions relating to school gardens. Authorizes schools to grow food in school gardens for consumption. -- Allows the department of human services to establish the program in cooperation with the department of agriculture to contract with local farmers to provide Hawaii grown produce to low income people through food banks. Report to the legislature. Appropriation to the department of education for the fruit and vegetable program. (\$\$) -- HB1380 HD3
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to EDU/ AGL/ then WAM
- HB1384 HD2 (HSCR 535) RELATING TO PRESCRIPTION MEDICATIONS.
Introduced by: Oshiro B
Requires the John A. Burns school of medicine to convene a working group comprised of healthcare providers, pharmacists, insurance carriers, health maintenance organizations (HMOs), governmental agencies, and other key stakeholders to discuss potential improvements to the current prior authorization process for prescription medications. Report to the legislature. -- HB1384 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN/ HTH/ then WAM
- HB1405 HD1 (HSCR 836) RELATING TO PLANNING.
Introduced by: Jordan J
Requires the office of planning to develop a plan to establish a statewide system for greenways and trails that consists of individual greenways and trails, and networks of greenways and trails. Requires the office to coordinate with the department of transportation and the department of land and natural resources in its efforts to develop the plan; seek input from the counties; investigate and explore other jurisdictions that have established and implemented a system of greenways and trails; investigate and consider the use of transportation enhancement funds to establish and implement the system; and establish a timeline for implementing the system. Report to the legislature. -- HB1405 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to WLH then WAM
- HB1407 HD1 (HSCR 940) RELATING TO ADOPTION RECORDS.
Introduced by: Jordan J (BR)
Amends provisions relating to secrecy of proceedings and record. Requires the family court to allow for adoptions occurring after December 31, 2011, inspection of the record of adoption by the adopted individual or the adoptive parent or parents at any time after the adopted individual has attained the age of 18, unless the natural parent or parents have filed an affidavit with the family court to request confidentiality, which affidavit may be refilled by the natural parent or parents every 10 years thereafter to maintain confidentiality. -- HB1407 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to HMS then JDL
- HB1411 HD2 (HSCR 917) RELATING TO MORTGAGE FORECLOSURES.
Introduced by: Say C, McKelvey A, Cabanilla R, Carroll M, Brower T, Coffman D, Oshiro M, Evans C, Nakashima M, Awana K, Har S, Tokioka J, Hashem M, Keith-Agaran G, Oshiro B, Manahan J, Yamashita K, Aquino H, Choy I, Mizuno J
Establishes provisions relating to mandatory foreclosure dispute resolution. Amends provisions relating to mortgage servicers. Amends provisions relating to foreclosure by action or foreclosure by power of sale by repealing foreclosures by power of sale. Repeals provisions relating to foreclosures under power of sale; foreclosure notice; notice to mortgage creditors; notice, contents, affidavit; affidavit as evidence; dower barred, when; and power unaffected by transfer. -- Appropriation to pay for the initial costs associated with establishing a dispute resolution program at the center for alternative dispute resolution for use by mortgagors and mortgagees to avoid or mitigate the damages of foreclosure. (\$\$) -- HB1411 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN/ JDL/ then WAM

HOUSE BILLS WHICH PASSED THIRD READING

- HB1431 HD1 (HSCR 847) RELATING TO COVENANTS.
Introduced by: Marumoto B, Hashem M, Har S, Chang J
Amends provisions relating to regulation of certain public nuisances. Allows the council of any county to adopt ordinances or rules including the adoption of penalties, to enforce covenants that run with the land that impose standards regarding use, maintenance, landscaping, and setbacks. -- HB1431 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to PGM then JDL
- HB1434 HD2 (HSCR 785) RELATING TO PUBLIC WORK PROJECTS.
Introduced by: Rhoads K
Amends provisions relating to violations; penalties. Provides that a 1st, 2nd, or 3rd violation refers to each project in which the department of labor and industrial relations finds that a contractor has failed to comply with the wages and hours of employees on public works law. -- HB1434 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to CPN then JDL
- HB1435 HD2 (HSCR 570) RELATING TO HIGHWAY SAFETY.
Introduced by: Har S, Ito K, Chang J, Tokioka J, Aquino H, Choy I, Manahan J, Hashem M, Ichiyama L, Souki J, McKelvey A, Yamane R, Chong P, Mizuno J, Tsuji C, Cullen T, Awana K, Cabanilla R, Lee M, Oshiro B, Yamashita K, Keith-Agaran G
Establishes provisions relating to repeat intoxicated driver after December 31, 2010; return of motor vehicle registration and number plates. Allows repeat intoxicated drivers arrested after December 31, 2010, to request the return of any motor vehicle registration and number plates surrendered to the director. Requires the director to return the motor vehicle registration and number plates unless a new registration and number plates have been issued as a result of the approval of an application for a special motor vehicle registration or application for consent to transfer title and the repeat intoxicated driver may apply for an ignition interlock permit for employment. Repeals provisions relating to special series number plates, failure to surrender number plates, special motor vehicle registration, transferring title to, or ownership interest in, vehicle prohibited; exceptions. -- HB1435 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
Mar=10 11 Multiple Referral to TIA/ PGM/ then JDL
- HB1447 HD2 (HSCR 825) RELATING TO THE PERMITTED TRANSFERS IN TRUST ACT.
Introduced by: Choy I
Amends provisions relating to permitted transfers in trust. Allows a transferor to appoint, through the trust instrument, 1 or more advisors or protectors. Provides that while a trustee may appoint an advisor, the administrative and nonadministrative authority over the trust is to remain with the trustee. Provides that whenever there is a dispute, deadlock, or difference of opinion between a trustee and an advisor, the transferor may direct that the determination of the advisor is to be binding upon the trustee provided that the trustee is to bear no liability or be accountable for any act or transaction entered into as a result of the enforcement of the advisor's privilege. Redefines permitted property to include real property, personal property, and interests in real or personal property. Redefines permitted transfer to include multiple transferors in the case of property in which each transferor owns an undivided interest, to 1 or more trustees, at least 1 of which is a permitted trust by means of a trust instrument, regardless of whether consideration is exchanged. -- Amends limitations on permitted transfer to include divorce and dissolution of marriage. Repeals the tax assessment. -- HB1447 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB1455 HD2 (HSCR 820) RELATING TO PETROLEUM PRODUCTS.
Introduced by: Chong P, Tokioka J, Har S, Oshiro B
Establishes provisions relating to cooperative purchasing authorized. Allows a gasoline dealer who operates an independent retail station or stations to participate in, sponsor, conduct, or administer a cooperative purchasing agreement for the purchase of gasoline with 1 or more gasoline dealers to acquire discounts. Such cooperative agreements are not in restraint of trade. -- HB1455 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB1456 HD1 (HSCR 819) RELATING TO THE PETROLEUM INDUSTRY.
Introduced by: Chong P
Amends provisions relating to a penalty under the uniform trade practices by petroleum industry. Requires that any person who violates be subject to an administrative fine of not

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more than 5,000 dollars for each day a person is in violation. -- HB1456 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1457 HD1 (HSCR 750)

RELATING TO HIGHER EDUCATION.

Introduced by: Chong P

Establishes provisions relating to annual reports of excessive undergraduate credits; assessments. Requires the university to submit a report for each semester on the number of undergraduate students attending the university that have already completed the number of credits necessary to obtain their respective bachelor's degree, but have not yet graduated; the number of undergraduate students attending the university system who have not declared a major and have completed more than ____ credits; and the additional cost to the university directly attributable to each of those students to the director of finance. Requires the director to assess the university for the additional cost to the State, including research and other costs, that are directly attributable to undergraduate students who exceeded the number of credits necessary to graduate, and students who have not declared a major and have completed more than credits. -- HB1457 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1483 HD1 (HSCR 873)

RELATING TO THE MOLOKAI IRRIGATION SYSTEM.

Introduced by: Carroll M, Hanohano F, Manahan J

Requires the department of agriculture to provide water to Molokai irrigation system users who lease tracts of Hawaiian home lands at a reduced rate of at least ____ per cent but not more than ____ per cent of the standard rate. Requires the department to forgive all amounts owed by any Molokai homestead farmer for irrigation water that is past due. Appropriation for the operational costs of the irrigation system. (\$\$) -- HB1483 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1486 HD1 (HSCR 654)

RELATING TO SMALL BOAT HARBORS.

Introduced by: Carroll M, Hanohano F, Wooley J, Evans C, Manahan J

Establishes provisions relating to commercial excursions; permit conditions. Requires a permittee, who disembarks fare paying passengers in counties with a population of 200,000 or less with the expectation that the passengers will visit and participate in recreational activity on state property adjacent to quasi public property before the conclusion of the excursion, to ensure that all such passengers while ashore are accompanied by and remain at all times during the excursion under the active supervision and direction of a member of the crew qualified to render aid in an emergency. -- HB1486 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1505 HD2 (HSCR 844)

RELATING TO STATE FACILITIES.

Introduced by: Har S, Ito K

Establishes the state facility renovation partnership program law. Establishes the program administered by the department of accounting and general resources. Requires the department to review all state office facilities and compile a list of priority facilities on state owned land that is best suited for the state facility renovation partnership program. Allows the department to enter into agreement with a private investor for the sale of a priority facility who shall renovate and maintain the facility and may lease the facility back to the State. Establishes the state facility renovation partnership special fund. -- HB1505 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1513 HD1 (HSCR 582)

RELATING TO THE WEED AND SEED STRATEGY.

Introduced by: Aquino H, Cullen T, Yamane R, Pine K, Manahan J

Establishes provisions relating to weed and seed program; established under community services. Establishes the weed and seed strategy within the department of labor and industrial relations to reduce crime and improve the quality of life for residents and neighborhoods in the State. Requires the weed and seed strategy to be a collaborative effort among community residents, law enforcement agencies, social service providers, educators, area business, and other resource agencies and support organizations. Report to the legislature and the governor. Appropriations. (\$\$) -- HB1513 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1517 HD1 (HSCR 644)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Morita H, Thielen C, Nakashima M, Coffman D, Chang J, Riviere G, Har S, Herkes R, Carroll M, Cabanilla R

Amends provisions relating to general powers and duties under the public utilities commission law. Requires the public utilities commission to consider the need to reduce the State's reliance on fossil fuels through energy efficiency and increased renewable energy

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generation. -- HB1517 HD1
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

- HB1520 HD2 (HSCR 643) RELATING TO RENEWABLE ENERGY.
Introduced by: Morita H
Establishes provisions relating to impact monitoring under public utilities commission law. Requires the public utilities commission to monitor the impact of the impact of net energy metering, including monitoring information from both the utility and the renewable energy provider; and analyzing the costs and benefits of net energy metering to minimize adverse impacts to electric utility ratepayers. Redefines public utility to include the transmission of intelligence by electricity within the State or between point within the State by land, water, or air. Provides that the term includes any person who owns, controls, operates, or manages a renewable energy system that is located on property owned by another person, and provides, sell, or transmits the electricity generated from that renewable energy system exclusively to the property owner or to an electric utility, or both. -- HB1520 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB1524 HD2 (HSCR 936) RELATING TO AGRICULTURAL THEFT.
Introduced by: Hashem M, Tsuji C, Choy I, McKelvey A, Awana K
Establishes provisions relating to theft; agricultural product; sentencing. Requires person who is sentenced for an offense involving theft of an agricultural product or commodity to make payment to the property owner for the value of the stolen agricultural product and the cost of replanting. -- Amends provisions relating to theft in the 2nd degree. Provides that a person commits the offense of theft in the 2nd degree if the person commits theft of agricultural commodities marketed for commercial purposes and for which the person has failed to maintain a certificate of ownership. -- HB1524 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB1529 HD2 (HSCR 927) RELATING TO PLANNING.
Introduced by: Nakashima M, Chang J, McKelvey A, Oshiro M, Choy I, Keith-Agaran G, Har S
Establishes a temporary task force to review and update the Hawaii state planning act and the planning, programming, and budgeting system of the State within the governor's office. Interim report to the legislature. Task force shall cease to exist on June 30, 2015 (sunset). -- HB1529 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB1532 HD2 (HSCR 919) RELATING TO REAL PROPERTY TAX APPEALS.
Introduced by: Souki J, Yamashita K
Amends provisions relating to appeal to tax appeal court. Requires the taxpayer appealing to 1st obtain a decision from an administrative body established by the county prior to appealing to the tax appeal court where county law requires a taxpayer to do so. Requires a decision by the administrative body to accompany the notice of appeal. -- HB1532 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB1540 RELATING TO EDUCATION.
Introduced by: Takumi R
Amends Act 125, session laws of 2008, reducing the period that a teacher can be hired on an emergency basis, by repealing the sunset date. -- HB1540
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate
- HB1543 RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING LAW.
Introduced by: Herkes R
Amends provisions relating to procedures, protections, rights, and remedies made available to licensees under the motor vehicle industry licensing act. Provides that provisions relating to manufacturer, distributor, and dealer disputes shall apply to a distributor that is not a manufacturer. -- HB1543
Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to CPN
- HB1551 HD2 (HSCR 928) RELATING TO TAX CREDITS.
Introduced by: Brower T, Keith-Agaran G
Amends provisions relating to the motion picture, digital media, and film production income tax credit by adding and media infrastructure project and qualified persons crew training program rebate. Provides tax credits for qualified costs incurred for media infrastructure projects from July 1, 2011, ending January 1, 2016 (sunset) of ____ per cent for projects in

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a county with a population of over 700,000 or ____ per cent in a county with a population of 700,000 or less. Provides a qualified persons crew training program rebate of ____ per cent of the hourly wages of each resident participant in a qualified persons crew training program. -- HB1551 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1552 HD1 (HSCR 406)

RELATING TO COFFEE.

Introduced by: Coffman D, Wooley J

Amends provisions relating to Hawaii grown roasted or instant coffee; labeling requirements. Prohibits the use of the geographic origin on a label other than in the registered trademark or in the identity statement. -- HB1552 HD1

Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Multiple Referral to AGL then CPN

HB1565

RELATING TO STATE REHABILITATION COUNCIL.

Introduced by: Tokioka J, Mizuno J

Amends provisions relating to the State rehabilitation council. Reduces the number of council members appointed by the governor to 15. -- HB1565

Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to HMS

HB1566 HD1 (HSCR 837)

RELATING TO SMALL BOAT HARBORS.

Introduced by: Tokioka J, Say C, Chong P, Har S, Chang J, Ito K, Manahan J, Ichiyama L, Yamane R, Cullen T, Yamashita K

Amends provisions relating to special improvement district. Exempts the Ala Wai boat harbor from the assessment and any special improvement district requirements regarding redevelopment. -- Amends provisions relating to the disposition of state boating facility properties. Allows ocean recreation as a permissible use. -- Amends provisions relating to boating program; payment costs. Provides that any fees collected within small boat harbors shall be expended only for costs related to the operation, upkeep, maintenance, and improvement of small boat harbors. -- Amends provisions relating to the purpose and use of state small boat harbors. Repeals provisions prohibiting commercial vessels and commercial vessel activities in the Ala Wai. Allows the total number of valid commercial use permits that may be issued for vessels assigned mooring in the Ala Wai boat harbor to be 15 per cent of the total berths and shall not exceed 35 per cent of the total berths at the Keehi boat harbor; provided that at the Ala Wai boat harbor, vessels issued commercial use permits shall meet certain conditions. Requires the department of transportation to allow a sole proprietor of a catamaran operating with a valid commercial use permit or existing registration. Amends provisions relating to permits and fees for state small boat harbors. Requires that moorage fees for commercial maritime activity be established by appraisal by a state licensed appraiser approved by the department. Authorizes the department to assess and collect utility fees, including electrical and water charges, and common area maintenance fees in small boat harbors. Requires the department of land and natural resources to lease certain fast lands at the Ala Wai boat harbor using the request for proposals process for the public private development, management and operation of areas of Ala Wai boat harbor. -- HB1566 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1568 HD2 (HSCR 738)

RELATING TO AGRICULTURE.

Introduced by: Tsuji C, Souki J, Hashem M, Yamashita K, Chong P, Choy I, Brower T, Tokioka J, Awana K

Establishes provisions relating to biosecurity and inspection facilities. Requires the aloha tower development corporation to provide space, planning and design support to the department of agriculture for biosecurity and inspection facilities to provide for the inspection, consolidation, deconsolidation, and treatment of agricultural commodities to meet the various needs of the agricultural industry. -- Establishes provisions relating to biosecurity and inspection facilities. Requires the department of transportation to provide space and other infrastructure at Honolulu international airport, Hilo international airport, Kona international airport at Keahole, Kahului airport, and Lihue airport to the department of agriculture for biosecurity and inspection facilities to provide for the inspection, consolidation, deconsolidation, and treatment of agricultural commodities to meet the various needs of each island's agricultural industries. Requires the department to design, construct, and operate the biosecurity and inspection facilities at the airports and coordinate with other departments in the planning, design and operation of these facilities. Allows the department to charge rent for the use of the facilities. -- Establishes provisions relating to biosecurity and inspection facilities. Requires the department of transportation to provide space, planning, and design

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support at Honolulu harbor, Hilo harbor, Kawaihae harbor, Kahului harbor, and Nawiliwili harbor to the department of agriculture for biosecurity and inspection facilities to provide for the inspection, consolidation, deconsolidation, and treatment of agricultural commodities to meet the various needs of each island's agricultural industries. Requires the department to design, construct, and operate the biosecurity and inspection facilities at the harbors and coordinate with other departments in the planning, design and operation of these facilities. Allows the department to charge rent for the use of the facilities. Appropriation to the department of agriculture. (\$\$) -- HB1568 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1570 HD2 (HSCR 719)

RELATING TO AGRICULTURE.

Introduced by: Tsuji C, Brower T, Chong P, Yamashita K, Tokioka J, Awana K

Amends provisions relating to definitions under the livestock revitalization program. Redefines milk to include goats and processing into milk products. Redefines qualified producer to include 25 lactating milking goats. Amends provisions relating to grants. Prohibits a subsidy if the herd size falls 5 per cent or more below the minimum of 25 lactating milking goats. Appropriation to the agricultural development division of the department of agriculture to disburse to qualified producers of milk, pork, eggs, poultry, and beef, for the cost of feed for beef cattle, dairy cows or goats, hogs, and poultry and provide for the administrative costs of the livestock revitalization program. (\$\$) -- HB1570 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1584 HD1 (HSCR 414)

ESTABLISHING A COMMISSION TO EXPLORE OPPORTUNITIES TO FOSTER INTERNATIONAL RELATIONSHIPS.

Introduced by: Awana K, Ward G, Tsuji C, McKelvey A

Establishes the permanent ____ commission within the department of business, economic development, and tourism to explore opportunities to develop and foster international relationships and showcase Hawaii's unique culture when Hawaii serves as the venue for major events. Annual report to the legislature. -- HB1584 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1598 HD2 (HSCR 885)

RELATING TO THE CACAO INDUSTRY.

Introduced by: Ching C, Riviere G

Provides a general excise tax exemption for amounts received for the sale of cacao from a producer or processed cacao from a processor. -- Requires the department of agriculture to collaborate with the department of business, economic development, and tourism and the department of land and natural resources to determine the best locations for a cacao processing facility and report to the legislature. -- HB1598 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1603 HD1 (HSCR 751)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Nishimoto S

Amends Act 161, session laws of 2007, as amended by Act 94, session laws of 2009, relating to university of Hawaii projects and purposes. Changes the principal amount of revenue bonds authorized. Appropriation out of the revenue bond proceeds. Requires the university to report to the legislature upon issuance of additional revenue bonds. (\$\$) -- HB1603 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1613 HD1 (HSCR 396)

RELATING TO VOTING.

Introduced by: Keith-Agaran G, Belatti D, Aquino H, Lee C, Saiki S, Coffman D, Evans C, McKelvey A, Hanohano F, Nishimoto S, Morikawa D, Ichiyama L, Luke S, Thielen C, Herkes R, Morita H, Takai K, Takumi R, Nakashima M, Mizuno J, Brower T, Oshiro M, Oshiro B, Pine K, Ching C, Johanson A, Wooley J, Fontaine G, Cullen T, Yamashita K, Hashem M, Chang J, Say C

Amends provisions relating to application to register. Requires that any application to register to vote includes a request for permanent absentee ballot. -- HB1613 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1617 HD2 (HSCR 832)

RELATING TO PUBLIC LANDS.

Introduced by: Chang J, Tsuji C, Herkes R, Har S, Nakashima M, McKelvey A

Establishes provisions relating to commercial, hotel, resort, or industrial leases; extension of term. Allows the board of land and natural resources to extend the term of a lease of public lands for commercial, hotel, resort, or industrial use upon the approval by the board of a development agreement proposed by the lessee, or the lessee and developer to make substantial improvements to the demised premises. Requires the lessee, or the lessee and

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developer to submit to the board the plans and specifications for the total development being proposed. Requires the board to review the specifications and determine whether the development is of sufficient worth and value to justify the extension of the lease; the estimated period of time to complete the improvements and expected date of completion of the improvements; and the minimum revised annual rent based upon the fair market value of the lands to be developed exceed a specified amount. Prohibits any lease extension until the board and the lessee, or the lessee and the developer, mutually agree to the terms and conditions of the written agreement. Prohibits construction to commence until the lessee, or the lessee and developer have filed with the board a good and sufficient bond or other financial guaranty satisfactory to the board. Requires extension of the lease to be based upon the substantial improvements made and to be no longer than 55 years. -- Requires that any extension of a lease granted pursuant to this law is to be effectuated, documented, and executed using the most current lease form and leasing practices and policies of the board.

-- HB1617 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1620

RELATING TO INSURANCE.

Introduced by: Oshiro B, Herkes R

Amends provisions relating to exemption of certain societies under fraternal benefit societies. Exempts any association, whether a fraternal benefit society that was organized before 1880; the association's membership consists of active, retired, or honorably discharged members of the armed forces or sea services of the US, including officers or enlisted members and regular or reserve members; and a principal purpose of the association is to provide insurance and other benefits to its members and their dependents or beneficiaries. -- HB1620

Current Status: Mar=08 11 Introduction/Passed First Reading - Senate

Mar=08 11 Single Referral to CPN

HB1622 HD1 (HSCR 772)

RELATING TO HISTORIC PRESERVATION.

Introduced by: Oshiro B, Hanohano F, Cullen T, Har S, Aquino H, Fontaine G

Establishes provisions relating to state law enforcement memorial. Requires a memorial to be constructed in the capitol district and that private funds for the construction be solicited. -- HB1622 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1626 HD1 (HSCR 661)

RELATING TO FUEL TAXES.

Introduced by: Hanohano F

Amends provisions relating to the fuel tax. Provides that the county of Hawaii may expend funds for the maintenance of substandard private subdivision roads that are used by the public. Act to be repealed on June 30, 2016 (sunset). -- HB1626 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1637 HD1 (HSCR 617)

RELATING TO THE STATE TREE.

Introduced by: Lee C, Oshiro B, Mizuno J

Amends provisions relating to state tree by changing it to state heritage tree; state native tree. Designates the kukui tree (*Aleurites moluccana*) as the official heritage tree of the state. Designates the ohia lehua (*Metrosideros polymorpha*) as the official native tree of the state. -- HB1637 HD1

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1640 HD2 (HSCR 860)

RELATING TO CERTIFICATES OF IDENTIFICATION.

Introduced by: Lee C, Brower T, Nakashima M, Ward G, Evans C, Carroll M, Hanohano F, Keith-Agaran G

Amends provisions relating to authority of attorney general. Requires the attorney general, in cooperation with the director of transportation and the appropriate county agencies, to allow county employees to issue certificates of identification under this part at locations where driver's licenses are issued. Report to the legislature. -- HB1640 HD2

Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1642 HD2 (HSCR 926)

RELATING TO HIGH TECHNOLOGY.

Introduced by: Yamashita K, Chong P, Carroll M, Aquino H, Nakashima M, Brower T, Awana K, McKelvey A, Tsuji C, Evans C, Mizuno J, Say C, Ito K, Manahan J, Oshiro B, Hashem M, Ichiyama L, Chang J, Souki J, Tokioka J, Yamane R, Cullen T

Amends provisions relating to the income tax credit for research activities. Sets an aggregate limit for the tax credits. Extends the credit to December 31, 2015 (sunset). Requires the department of taxation to collect data on the income tax credit including the

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amount of tax credits claimed and the financial impact of the tax credit. -- HB1642 HD2
Current Status: Mar=10 11 Introduction/Passed First Reading - Senate

HB1654 HD1 (HSCR 489)

RELATING TO GROUP LIVING FACILITIES.

Introduced by: Manahan J, Cabanilla R

Amends provisions relating to county zoning. Requires a conditional use permit issued by a county agency for the operation of a group living facility to automatically terminate if the group living facility ceases operations and does not resume operations for a period of 1 year or automatically expire 1 year from the date of the issuance of the permit if the group living facility fails to commence operations before the end of that 1 year period, whichever occurs sooner. -- HB1654 HD1

Current Status: Mar=08 11 Introduction/Passed First Reading - Senate
Mar=08 11 Single Referral to HTH/ PGM/