ABANDONMENT
Animals, 711–1109.7
Hawaiian home lands
abandonment of lease, HHCA 209
Hazardous materials
hazardous waste or used oil abandoned on site, 342J–9
Public housing
abandoned property, 356D–56.1
foreclosure of lien for rent and charges, 356D–53
Trademarks and trade names
nonuse of label, 482–7

ACCESS AND EGRESS
Emergency management powers of governor and mayors, 127A–12

ACCIDENTS
Emergency assistance
landowners liability, 520–3, 4
liability for damages, 663–10.7
Good samaritan law
liability for damages, 663–10.7
Public officers and employees
accidental injury leaves, 78–24
accumulation of leave credits, 78–25
liability of third parties, 78–24

ACCOUNTANTS
Actions
tort liability, 663–10.9
Certified public accountants
education requirements, 466–5.5
experience requirements, 466–5
Confidentiality
oversight committee activities, 466–42
peer review proceedings, 466–32
Definitions, 466–31
Education and training
certified public accountants, 466–5.5
experience requirements, 466–5
Examinations
certified public accountants, 466–5.5
Firms
peer reviews, 466–9
Peer review
appeals, 466–39
defined, 466–3
established, 466–32
exemptions, 466–34
extensions, 466–34
firms, 466–34
grounds, 466–9

out-of-state firms, 466–34
oversight committee
annual reports, 466–42
confidentiality of activities, 466–42
duties, 466–41, 42
established, 466–42
members, 466–42
purpose, 466–42
participation, 466–34
proceedings, 466–34
purpose, 466–32
reports
compliance form, 466–35
retention of documents, 466–37
submission to board, 466–38
supplement, 466–36
sponsoring organizations
administration plan, 466–40
oversight committee, 466–41
qualifications, 466–36, 40, 43
qualified programs
changing enrollment programs, 466–34
enrollment by firms, 466–34
standards, 466–33
Rules
education and training, 466–5.5

ACCOUNTING AND GENERAL SERVICES DEPARTMENT
Access Hawaii committee, 27G–3
Accountants for public funds
credit or debit card payments, 40–51.6
electronic funds transfers, 40–51.6
Audits
security audits of government information, 27–43.5
Comptroller
powers and duties generally, 103–12
Elections
elections commission, 11–7
elections office, 11–1.5
voter registration boards, 11–41
Enhanced 911 board, 138–2
Fees
land registration, 501–218
High technology development
broadband-related permits, 27–45, 46–89
chief information officer
annual report, 27–43
data sets
licensing, 27–44.2
policies and procedures, 27–44.3
duties, 27–43

fundraising, 27–43
reports, 27–43.6
security audits, 27–43.5
verification and validation of information technology projects, 27–43.6
open data portal
state electronic data sets
definitions, 27–41.1
duties of departments, 27–44
licensing, 27–44.2
policies and procedures, 27–44.3
state liability, 27–44.1
state electronic data sets, see open data portal, above
Information practices office
placement within department, 26–6
Reports
access Hawaii committee, 27G–5
unused or underutilized facilities, 302D–35
Rules
rapid transportation authority use of funds, 40–81.5
use of vacant department facilities, 302D–35
Schools
charter schools
use of vacant department facilities, 302D–35
leasing of public school land pilot program
established, 302A–1151.1
leaseback agreements, 302A–1151.1
lease requirements, 302A–1151.1
redevelopment, 302A–1151.1
revenues, deposit of, 302A–1148, 1151.1, 1151.2
school facilities subaccount
deposit of revenues, 302A–1148, 1151.1, 1151.2
established, 302A–1148
State buildings
see PUBLIC BUILDINGS
State facility agreements, 26–6
State facility renovation partnership program, 107D–2
Training
capital improvement projects, 103–12
Washington Place
management by department, 26–6
trust fund, 26–6

ACCRETED LAND
Beach restoration
see BEACHES
Declared public lands, 171–2
Defined, 171–1

ACTIONS
Abandoned property
indemnification of holder for delivery of property, 523A–11

Aged persons
fraud against elderly, 480–13, 13.5
restitution, 487–14
unfair and deceptive trade practices, 480–13, 13.5
Agriculture
crop damage liability, 141–8
Attorneys
lien for fees and costs, 507–81
lien for shorthand reporter services, 507–82
Boards and commissions
sovereign immunity, 26–35
Check cashing businesses, 480F–6
Child care facilities
apartments and townhouses
immunity of association, 502C–2, 663–1.53
Cigarettes and tobacco products
see SMOKING RESTRICTIONS, Tobacco settlement
Class actions
antitrust, 480–13.3
Contractors
construction defects
acceptance of settlement offer, 672E–5
actions, 672E–8, 12
additional defects, 672E–9
applicability, 672E–2
bar to action, 672E–10
definitions, 672E–1
dismissal of action, 672E–13
exemptions, 672E–2
inspection of premises, 672E–4
mediation, 672E–7
notice of claim, 672E–3
notice to purchaser, 444–25.5, 508D–4.5, 672E–11
offer to settle, 672E–4, 6
rejection of claim, 672E–4
Contracts
breach of contract, 663–1.2
Design professionals
indemnification of state agency in procurement contract, 103D–713
review of merits of claim
see DESIGN CLAIM CONCILIATION PANELS
Disabled persons
assistive device warranties, 481K–5
Disaster or emergency period
suspension or tolling of deadlines in civil actions, 601–1.5
Dismissal or discontinuance
corporations
derivative proceedings, 414–175
nuisance abatement, 712–1274
Drugs
abatement of nuisance

see NUISANCES
drug dealer liability
see TORTS
Electronic eavesdropping
injunctions, 803–48.5
Employers and employees
job reference liability, 663–1.95
reasonable workplace accommodations, 378–82
Estate and generation-skipping transfer tax
failure to perform required duties, 236E–23
False claims on government contracts and programs
awards, 46–177, 661–27
burden of proof, 46–173, 661–23
certain actions barred, 46–181, 661–31
complaint, 46–177, 661–27
costs and fees, 46–179, 661–29
definitions, 46–171, 661–21
exemptions, 46–171, 177, 661–21, 27
investigations, 46–172, 661–22
liability, 46–171, 661–21
private actions, 46–175, 661–25
relief from retaliatory actions
attorney's fees, 46–180, 661–30
litigation costs, 46–180, 661–30
statute of limitations, 46–180, 661–30
rights of parties, 46–176, 661–26
scope, 46–171, 661–21
statute of limitations, 46–174, 661–24
tolling of limitation period, 46–177, 661–27
Frivolous claims and suits
attorney's fees, 657–1.8
citizen participation in government, see Strategic lawsuits against public participation (SLAPP), below
court costs, 607–14.5
design claim conciliation panel claims, 672B–10
domestic abuse protective order modifications, 586–9
financing statements, 507D–4
lease-purchase agreements, 481M–11
lobbyist complaints, 97–6
nuisance abatement, 712–1274
withdrawing frivolous claim or defense, 607–14.5
Hospitals
limitation of liability
see HOSPITALS
Identity theft
destruction of personal information records, 487R–3
security breach involving personal information, 487N–3
social security number disclosures, 487J–3
Immunity
see IMMUNITY
Indigent persons

legal services, 607–5.7
Internet sales
bad faith registration or use of domain names, 481B–22, 25
Interstate depositions and discovery act
see DISCOVERY, Interstate depositions and discovery act
Lease-purchase agreements
lessor's violations, 481M–10
unconscionable clauses, 481M–11
Limited service pregnancy centers
see HEALTH DEPARTMENT
Motor vehicles
loss or damage to towed vehicles, 291C–135, 165.5
used vehicle sales warranties, 481J–7
Nonprofit corporations
see NONPROFIT CORPORATIONS
Pendency of actions
association assessment foreclosure, 667–93
deregistered land, 501–263
leasehold time share interests, 501–241, 634–51
mortgage foreclosure, 667–23
Pornography
abatement of nuisance
see NUISANCES
Power of attorney
see POWERS OF ATTORNEY
Prisons and prisoners
notice to crime victim of financial settlement or award, 801D–4
Prostitution
abatement of nuisance
see NUISANCES
coercion into prostitution
see PROSTITUTION
Public contracts
public works employee wages, 104–28
Qui tam actions, see False claims on government contracts and programs, above
Sexual offenses
past behavior in sexual offense or sexual harassment cases, 626–1: Rule 412
sexual abuse of minor, 657–1.8
sexual harassment actions, 378–3, 386–5
Smoking restrictions, 328J–11
Strategic lawsuits against public participation (SLAPP)
construction, 634F–4
damages, 634F–2
definitions, 634F–1
motions, 634F–2
procedures, 634F–2
relationship to other laws, 634F–3
rights of parties, 634F–2
Subdivisions
planned communities, 421J–10, 607–14
Substitution of proper parties

nuisance abatement, 712–1274
Time sharing
consumer's right of action, 514E–31
Tour activity providers and activity desks
actions by providers, 468M–6, 7
consumer's rights, 468M–14
Tourism
tourism authority, 201B–15
Trademarks and trade names
see TRADEMARKS AND TRADE NAMES
Unclaimed property
indemnification of holder for delivery of property, 523A–11
Unincorporated associations
breach of contract, 429–6
immunity of members, 429–6, 8
judgments, 429–8
right of action, 429–7
service of process, 429–10, 13
venue, 429–12
Vexatious litigants
citizen participation in government, see Strategic lawsuits against public participation (SLAPP), above
Victims of crime
restitution order enforcement, 706–647
sexual abuse of minor
statute of limitations extended, 657–1.8
tolling statute of limitations, 657–21.5
Wiretapping
injunctions, 803–48.5

ACTIONS BY AND AGAINST THE STATE
Aged persons
dependent elder abuse, 28–94
Airports
special facilities indemnification, 261–54
Aquatic resources
violations, 187A–12.5
Attorney general
antitrust enforcement, 28–13
corrective actions to reduce state liability, 37–77.5
reports, 37–77.5
Attorneys
fees, 661B–3
trust fund for payment, 28–16
Boards and commissions
sovereign immunity, 26–35
Boats and boating
violations, 200–14.5
Child abuse
reports, 350–1.1
Cigarettes and tobacco products

export or foreign cigarettes, 245–61
imports and sales, 486P–3
liability
see SMOKING RESTRICTIONS, Tobacco settlement
Claims against the state
corrective actions to reduce liability, 37–77.5
identifying factors contributing to state liability, 37–77.5
legislative appropriations, 37–77
reports, 37–77, 77.5
settlement agreements, 37–77
statute of limitations, 37–77
Conservation programs and enforcement
voluntary habitat conservation, 195D–32
Costs
trust fund for payment, 28–16
Counties
indemnification by state agency, 46–71.5
Damages
trust fund for payment, 28–16
Dangerous ocean conditions
state and county liability protections, 663–1.56
DNA testing and identification
unlawful disclosure of information, 844D–83
Elections
contested elections, 11–173.5, 174.5
disqualification of candidates, 12–8
Emergency management
injunctions, 127A–27
intervention by governor or mayor, 127A–28
requisitions, 127A–22, 23
Emergency use of private property
exceptions to liability, 135–4
False claims on state contracts and programs
awards, 661–27
burden of proof, 661–23
costs and fees, 661–29
definitions, 661–21
exemptions, 661–21, 27
intervention, 661–25
investigations, 661–22
private actions, 661–25, 26
prosecution, 661–25, 26
scope, 661–21
settlement or dismissal, 661–26
statute of limitations, 661–24
Fines
enforcement and collection of criminal fines, 706–647
Gasoline and petroleum products
industry information reporting, 486J–9
price caps, 486H–13
Hawaii technology development corporation, 206M–22

Historic property preservation, 6D–11
Housing finance and development corporation
    actions by obligees, 201H–19
    construction and soil defects, 201H–51
Information practices
    notice to information practices office, 92F–15.3
Insurance
    risk-based capital actions, 431:3–414
Limitation of actions
    false claims on state contracts and programs, 661–24
Measurement standards
    violations generally, 486–36
Monopolies and restraint of trade
    see ANTITRUST
Partnerships
    foreign limited liability partnerships, 425–171, 172
Prisons and prisoners
    substance abuse testing and treatment, 353G–17
Procurement code
    breach of contract, 103D–703
    generally, 103D–710, 711
    indemnification of state agency, 103D–713
Public assistance
    medicaid overpayment recovery, 346–59.7
Public contracts
    public works employee wages, 104–28
Public housing authority
    actions by obligees, 356D–18
Public lands
    trails and accesses, 198D–7.6
    warning of danger, 663–52
Public officers and employees
    liability of third parties for employee's injuries, 78–24
Registration of sex offenders and offenders against minors, 846E–8
Schools
    charter schools, 302D–25
    recreational use of property, 302A–1148.5
Search and rescue operations
    reimbursement for expenses, 137–3
Service contracts, 481X–12
Sovereign immunity
    waiver, 661B–6
Strategic development corporation, 211F–53
Taxation
    tobacco taxes, 245–61
Tobacco settlement
    see SMOKING RESTRICTIONS
Tourism
    tourism authority, 201B–15
United States
    indemnification of federal agencies for federal aid purposes, 29–15.5

University of Hawaii
see UNIVERSITY OF HAWAII
Wrongful conviction and imprisonment
see WRONGFUL CONVICTION AND IMPRISONMENT

ACUPUNCTURE
Board
titles used by licensees, 436E–13
Earned degrees
license qualifications, 436E–5
Education and training
internship, 436E–5
titles used by licensees, 436E–13
Insurance coverage for services
motor vehicle insurance, 431:10C–103.6
Interns
license qualifications, 436E–5

ADJOINING PROPERTY
Boundaries
minor discrepancies and encroachment
definitions, 669–11
liabilities, 669–12
public lands, 669–13
Hazardous substance releases
immunities, 128D–6
Public lands
minor discrepancies and encroachment, 669–13

ADMINISTRATIVE PROCEDURE
Collaborative law
see ALTERNATIVE DISPUTE RESOLUTION
Contested cases
mediation, 91–8.5
Electronic legal materials
see LAWS, Electronic legal materials
Emergency rulemaking
generally, 91–3, 4
Evidence
mediation proceedings, 91–8.5
Exemptions
aquarium admission fees, 304A–1653
boiler and elevator safety, 397–4
emergency management rules, 127A–25
University of Hawaii
tuition and fees, 304A–403, 2006
vital statistics, 338–14
Fees
copies of rules, 91–2.5, 5
Hearings
citizen participation in government

see ACTIONS, Strategic lawsuits against public participation (SLAPP)
exemptions, 91–3
mediation prior to hearing, 91–8.5
Mediation of disputes, 91–8.5
Notice
fees, 91–2.5
publication, 1–28.5
Rules
adoption, amendment, or repeal
fees, 91–2.5
notices
fees, 91–2.5
publication, 1–28.5
business or development permits, 91–13.5
copying, 91–2.5
fees, 91–2.5, 5
internet access, 91–2.6, 3
legislative auditor's review during post audits, 23–4
null and void or unnecessary rules
repeal, 91–3
small business regulatory flexibility
see RULES

ADMISSION ACT
Native Hawaiian recognition law
State's authority to address conditions reaffirmed, 10H–8

ADOPTION
Best interests of child, 578–8
Child abuse record checks
prospective adoptive parents, 346–19.7
Criminal history record checks
prospective adoptive parents, 346–19.7
Home studies of prospective adoptive parents, 346–19.7
Human services department
investigations and reports, 346–19.7, 578–8
Investigation, 346–19.7

ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION
Construction and interpretation, 551G–41
Electronic records and signatures
applicability, 551G–42
Jurisdiction
appointment of guardian or issuance of protective order, 551G–13
declining of
generally, 551G–16
unjustifiable conduct, 551G–17
definitions, 551G–11
exclusive and continuing, 551G–15
exclusivity of Hawaii court, 551G–12
foreign countries, 551G–3

multiple state proceedings, 551G–19
out-of-state courts
communication between courts, 551G–4
cooperation between courts, 551G–5
special, 551G–14
transfer from another state, 551G–22
transfer to another state, 551G–21
Notice
commencement of proceeding, 551G–18
Out-of-state courts
communication between courts, 551G–4
cooperation between courts, 551G–5
proceedings
recordkeeping, 551G–5
testimony, evidence, etc. taken, 551G–5, 6
registration
effect of, 551G–33
guardianship orders, 551G–31
protective orders, 551G–32
Protective proceedings
appropriate forum, 551G–16
communication between courts, 551G–4
construction and interpretation, 551G–41
electronic records and signatures, 551G–42
jurisdiction
declining of
generally, 551G–16
unjustifiable conduct, 551G–17
exclusive and continuing, 551G–15
Hawaii court to appoint guardian, 551G–13
multiple state proceedings, 551G–19
special, 551G–14
transfer from another state, 551G–22
transfer to another state, 551G–21
notice of proceeding, 551G–18
out-of-state courts
registration
effect of, 551G–33
guardianship orders, 551G–31
protective orders, 551G–32
out-of-state proceeding
recordkeeping, 551G–5
testimony, evidence, etc. taken, 551G–5, 6
Records
communication between courts, 551G–4
copies, 551G–5
electronic signatures, 551G–42
recordkeeping, 551G–5
Short title, 551G–1

ADVERTISING

Athlete endorsements
see ATHLETE AGENTS
Cigarettes and tobacco products
samples, promotional materials, and coupons
distribution restricted, 328J–17
Commercial use of person's name or likeness
see PUBLICITY RIGHTS
Financial institutions
unauthorized use of name or logo in marketing products, 412:2–606.5
Food and food products
Hawaii-grown products
seal of quality, 148–61, 62
Food, drugs, and cosmetics
medical cannabis, 329D–11
Gasoline and petroleum products
false advertising, 486B–2
Insurance
life settlements, 431C–21
Lease-purchase agreements, 481M–18
Magazine and print materials distributed free to the public
excise taxes, 237–4
use taxes, 238–2
Motor vehicles
advertising on vehicles, 445–112.5
rentals, 437D–6, 7
Outdoor advertising
posting
penalties, 445–121
vehicular advertising devices, 445–112.5
Pornography
displaying indecent matter, 489X–1
Post-secondary educational institutions
false advertising, 305J–11
Professional and vocational licensing
electricians, 448E–9
motor vehicle rentals, 437D–6
occupational therapists, 457G–1.5
pest control operators, 460J–27.5
plumbers, 448E–9
tour activity providers and activity desks, 468M–2
travel agencies, 468L–7.5
Public buildings and facilities
concessions on public property, 102–1
Public contracts
concession contracts, 102–1
purchases of service, 103F–402
Sexual orientation change efforts, 453J–1
State building
stadium concession on public property, 102–2
Street signs, utility poles, etc.
penalties for unlawful posting, 445–121

removal of posted material, 445–121
Time sharing plans
requirements, 237D–4
violations, 237D–4
Universities and colleges
false advertising, 305J–11
unaccredited degree granting institutions, 446E–2
Vehicular advertising devices, 445–112.5

AGE
Alcoholic beverages
adult's liability for actions by underage drinker, 663–41, 42
Civil unions
minimum age, 572B–2
Consent
medical care, 577D–2
Jury
exemption from service, 612–6
Minors
legal capacity
medical care, 577D–2
mental health services, 577–29
notification to parents
mental health services, 577–29
probate code, 560:1–201, 560:2–501, 560:3–203

AGED PERSONS
Adult residential care homes
admission policies, 321–15.62
assisted living facilities
certificate of need exemption, 323D–54
defined, 323D–2
background checks
employees and volunteers, 321–15.2
criminal history record checks
employees and volunteers, 846–2.7
prospective residents, 321–15.3
dental hygienists, 447–3
extended or expanded care homes
admission, 321–15.61, 15.62
certificate of need exemption, 323D–54
defined, 321–15.1, 323D–2
fees, 321–11.5
inventory, 321–15.62
level of care, 321–15.61, 15.62
licensing, 321–15.62
public assistance payments, 346–53.4
rules, 321–15.61, 15.62, 323D–2
staff, 321–15.62
standards, 321–15.61
training, 321–15.62

fees, 321–11.5
home care programs, 346D–2
inspection reports, 321–1.8
latex gloves use, 321–11.9
liability insurance, 321–11.7, 11.8
licensing, 321–15.62
medicaid reimbursements, 346D–1.5
model of care, 321–15.6, 15.61
public assistance payments, 346–53.4
standards of care, 321–15.6, 15.61
unannounced inspections and visits, 321–1.9
Aging and disability resource centers
see LONG-TERM CARE FACILITIES
Antitrust
fraud against elderly, 480–13, 13.5
Caregivers
Caregiver Recognition Day, 8–17
caregiver support programs, 349–15
Community care foster family homes
see also FOSTER CARE
background and adult abuse record checks, 321–482
case management agency licensing, 321–482
certificate of approval, 321–483
definitions, 321–481
latex gloves use, 321–11.9
private-pay individuals, 321–481
standards, 321–482
violations, 321–485
Criminal offenses against
financial abuse or exploitation, 412:3–114.5
mortgage loan originators, 454F–12
securities violations, 485A–603.5, 604.5
unauthorized entry into aged person's dwelling, 708–812.55
Day care centers
criminal history record checks of employees and volunteers, 846–2.7
definitions, 321–492
dental hygienists, 447–3
inspection reports, 321–1.8
licensing
duties of department, 321–493
unannounced inspections and visits, 321–1.9
violations, 321–495
purchases of service, 321–494
purpose, 321–491
recruitment, 321–493
social services, 321–494
standards of care, 321–493
unannounced inspections and visits, 321–1.9
Elderly abuse or neglect
action by attorney general, 28–94
civil penalties, 28–94

financial abuse or exploitation, 412:3–114.5
securities violations, 485A–603.5, 604.5
Employment
mandatory retirement, 378–3
Escrow depositories
violations against elders, 449–4
Executive office on aging
Alzheimer's disease and related dementias
report, 349–6.5
services coordinator, 349–3.2
state plan, 349–6.5
caregiver support programs, 349–15
kupuna caregivers program, 349–18
kupuna care program, 349–17
long-term care ombudsman
see LONG-TERM CARE FACILITIES
placement within health department, 349–2
reports, 349–6.5
staff
Alzheimer's disease and related dementias services coordinator, 349–3.2
Fraud
actions, 480–13
damages, 480–13
financial abuse or exploitation, 412:3–114.5
fraud against elderly, 480–13, 13.5
restitution, 487–14
securities violations, 485A–603.5, 604.5
unlicensed contractors, 444–10.7
Home and community-based case management agencies
see LONG-TERM CARE FACILITIES
Housing
condominiums, 514B–142
experimental and demonstration projects, 201H–12
housing projects
definitions, 356D–1
eligibility, 356D–71
experimental and demonstration projects, 356D–11
live-in aides, 356D–1, 71
powers of authority, 356D–80
revolving fund, 356D–72
tenant selection, 356D–71
reverse mortgage loans
information and counseling, 506–10
Injury prevention
fall prevention and early detection coordinator, 321–225.5
Jury duty
exemption from service, 612–6
Kupuna caregivers program
definitions, 349–16
duties, 349–18
established, 349–18

rules, 349–18
Kupuna care program
definitions, 349–16
duties, 349–17
eligibility for services, 349–17
established, 349–17
ineligibility for services, 349–17
lifetime honorary title, 349–4
long-term services and support assessment, 349–17
termination of services, 349–17
types of services, 349–17
Kupuna Recognition Day, 8–15
Programs
kupuna caregivers program, 349–18
kupuna care program, 349–17
Public assistance
extended or expanded care homes, 346–53.4
income disregards, 346–29
Unfair and deceptive trade practices
actions, 487–14
fraud against elderly, 480–13, 13.5
restitution, 487–14

AGENTS
Corporations
see CORPORATIONS
Partnerships
see PARTNERSHIPS
Service of process
see SUMMONS AND PROCESS
Unincorporated associations
agent for service of process, 429–10

AGRIBUSINESS DEVELOPMENT CORPORATION
Agricultural leaseholds
leeward and central Oahu, 163D–15.6
support and preservation of water usage, 163D–15.6
Agriculture department
powers, 163D–8.5
Board of directors
training requirement, 10–41
Conservation easements
corporation powers, 163D–7
Contracts
lease management services, 163D–7
Financial disclosures, 84–17
Funds
Waiahole water system revolving fund, 163D–15.5
Grants and loans
subsidiaries, 163D–6
Waiahole water system, 163D–15.5

Important agricultural lands
acquisition, 163D–31
payments to landowner, 163D–32, 33
uses of land, 163D–33
Leases
collection of lease rent, 163D–7
Projects
agriculture department approval, 163D–8.5
powers of corporation, 163D–4
Waiahole water system, 163D–15.5, 15.6
Public lands
exemption from public land laws, 171–2
Reorganization as nonprofit corporation, 163D–3
Reports, 163D–5
Waiahole water system
acquisition, 163D–15.5
agricultural uses, 163D–15.6
construction and maintenance, 163D–15.5
environmental impact statement exemption, 343–6.5
operation, 163D–15.5
revolving fund, 163D–15.5
Water facilities
powers of corporation, 163D–4
Waiahole water system, 163D–15.5, 15.6

AGRICULTURAL COOPERATIVES
University of Hawaii
assistance, 304A–204

AGRICULTURAL GRANTS AND LOANS
Aliens
eligibility, 155–10
Biosecurity projects
maximum amounts, 155–9
terms and conditions, 155–9
Cooperating loans
general authorization, 155–6.5
Definitions, 155D–1
Direct loans
refinancing, 155–13
Export of crops and livestock
authorized loans, 155–9
Farm operating loans
eradication programs, 155–9
Farm sustainable projects
defined, 155–1
maximum amounts, 155–9
terms and conditions, 155–9
Food safety certification costs grant program
see AGRICULTURE DEPARTMENT, Agricultural food safety certification program
Foreclosures

guaranteed loans, 155–5.5
Guaranteed loans
general authorization, 155–5.5
important agricultural land loans, 155–5.6
Interest
cooperating loans, 155–6.5
eradication program rehabilitation, 155–9
guaranteed loans, 155–5.5
Livestock
eradication programs, 155–9
exporting, 155–9
grants to farmers for feed costs
administrative procedures, 155D–3
amounts, 155D–2
definitions, 155D–1
reports, 155D–2
requirements, 155D–2
grants to feed developers
applications, 155D–2.5
eligibility, 155D–2.5
financial statements, 155D–2.5
Manufacturers and processors
cooperating loans, 155–6.5
definitions, 155–1
direct loans, 155–8
eligibility, 155–9
facility loans, 155–9
guaranteed loans, 155–5.5
insured loans, 155–5
participating loans, 155–6
terms and conditions, 155–9
Noxious weeds
eradication programs, 155–9
Part-time farmers
eligibility requirements, 155–1, 9, 10
farm improvement and operations, 155–9
terms and conditions, 155–9
Private lenders
cooperating loans, 155–6.5
fees and charges, 155–5.5, 6.5
guaranteed loans, 155–5.5
payment, 155–13
waiver of requirements, 155–9
Rules
cooperating loans, 155–6.5
important agricultural land loans, 155–5.6
State's liability
cooperating loans, 155–6.5
direct loans, 155–8
guaranteed loans, 155–5.5
important agricultural land loans, 155–5.6

Survey of land
requirements, 155–11
Water infrastructure loans
definitions, 155–31
loan program, 155–32
powers and duties of department, 155–33
special fund
deposits and uses, 155–34

AGRICULTURAL PARKS
Commercial activities, 166–3.5
Development
commercial activities, 166–3.5
Financial institutions
foreclosures, 166–8.5
security interests, 166–8.5
Leases
foreclosures, 166–8.5
Marketing, display, and sale of products, 166–3.5
Private agricultural parks
agreements between landowners, 169–2
establishment, 169–1
permitted activities, 169–2
registration with agriculture department, 169–1
reports, 169–3
Rules
commercial activities, 166–3.5
leases, 166–6, 7

AGRICULTURE
Agricultural development and food security special fund
dam improvements authorized, 141–10
deposits and uses, 141–10
established, 141–10
water quality improvements authorized, 141–10
Agricultural land owner
limited liability, 663–10.99
Agricultural lands of importance to the state, see Important agricultural lands, below
Agricultural structures
building types, 46–88
exemption requirements, 46–88
Airport cargo
biosecurity, inspection, and support facilities, 261–4.5
Animal industry
funding staff and facilities, 142–3.6
special fund, 142–3.6
Bees
see ANIMALS
Biofuels
cultivation of crops, 141–9
gas utility use, 269–45

permitted in agricultural districts, 205–2, 4.5
Climate change adaptation priority guidelines, 226–109
Disaster relief
damage to irrigation systems, 209–10
enterprise zone businesses, 209E–14
Displaced farmers
agribusiness development corporation assistance, 163D–5
Diversified agriculture
study and promotion, 163D–5
Waiahole water system, 163D–15.5, 15.6
Enterprise zone businesses
see ENTERPRISE ZONES
Equipment, supplies, or products
property damage, 708–820, 821, 822
Farming
agricultural products sales, 205–2, 4.5
crop damage liability, 141–8
farmers' markets, 205–2
food hubs, 205–2
housing for farmers and employees
permitted uses, 205–4.5, 45.5
organic foods production tax credit, 235–110.94
theft of crops, 708–835.55
theft of crops, livestock, or equipment, 708–831
tours, gift shops, etc., 205–2, 4.5, 5
traditional Hawaiian farming systems, 226–7
trespass to property, 708–814
Farm to School Month in Hawaii, 8–29
Hawaii agriculture workforce advisory board
see LABOR AND INDUSTRIAL RELATIONS
Honey
see HONEY
Housing
farmer and employee housing
permitted uses, 205–4.5, 45.5
Hydroelectric facilities
permitted in agricultural districts, 205–2, 4.5
Important agricultural lands
agribusiness development corporation
acquisition, 163D–31
boundary amendments
standards and criteria, 205–50
conservation and protection
agribusiness development corporation, 163D–31
duties of state and counties, 205–43
policies of state, 205–41
criteria, 205–42, 44
defined, 205–42
designation of important agricultural lands
land use commission decisions, 205–49
mapping potential lands, 205–47

objectives, 205–42
petition by farmer or landowner, 205–45
public input, 205–47
public lands, 205–44.5
qualifications, 205–44
review and amendment, 205–52
reviews by state agencies, 205–48
standards and criteria, 205–44
housing for farmers and farm employees, 205–45.5, 235–110.93
infrastructure standards, 205–51
landowner or farmer's petition for designation, 205–45
legislative intent, 205–41
mapping
adoption by county council, 205–47
adoption by land use commission, 205–49
preparation, 205–47
reviews, 205–52
notice
potential designation of lands, 205–47
public meetings and advisory committees, 205–47
purpose, 205–41
reclassification or rezoning
periodic reviews, 205–52
petition, 205–45
standards and criteria, 205–50
special purpose revenue bonds
see SPECIAL PURPOSE REVENUE BONDS
state and county agencies
duties, 205–43
incentive and protection programs, 205–46
land use, tax, etc. policies to protect agricultural uses, 205–43, 46
permits and approvals, 205–46.5, 321–10.5
public lands designated as important agricultural lands, 141–1, 171–3, 205–44.5
subdivision, 205–51
tax credits and incentives
generally, 205–46
income tax credit, 235–110.93
loan guaranties, 155–5.6
K-12 agriculture workforce development pipeline initiative, 371–21
Leases of land
leeward and central Oahu, 163D–15.6
subdividing and leasing agricultural land, 205–4.5
withdrawal or taking of leased land
compensation, 171–37.5
Maritime cargo
biosecurity, inspection, and support facilities, 266–21.5
Marketing and promotion
agricultural park activities, 166–3.5
energy feedstock, 141–9
Renewable energy systems
permitted in agricultural districts, 205–2, 4.5

Right to farm
development of neighboring lands, 205–3.5
Solar energy facilities
permitted in agricultural districts, 205–2, 4.5
Telecommunication services
permitted in agricultural districts, 205–4.5
Tourism activities on working farms
overnight accommodations, 205–2, 4.5
permitted, 205–2, 4.5
regulation, 205–5
University of Hawaii
see UNIVERSITY OF HAWAII

AGRICULTURE DEPARTMENT
Agricultural food safety certification program
established, 141–12
grant program
established, 141–12.5
purpose, 141–12.5
rules, 141–12.5
requirements, 141–12
Agricultural lands
generally
see LAND USE
important agricultural lands
see AGRICULTURE
Bees
see ANIMALS
Board of agriculture
financial disclosures, 84–17
training requirement, 10–41
Funds
animal industry special fund, 142–3.6
animal quarantine special fund, 142–28.5
certification services revolving fund, 147–101
industrial hemp special fund, 141–41
milk control special fund, 157–29
non-agricultural park lands special fund, 166E–7
Hawaii farm to school program
established, 141–11
farm to school coordinator, 141–11
purpose, 141–11
Hawaii good agricultural practices program, 147–116
Honey
see HONEY
Industrial hemp pilot program
cultivating industrial hemp plants, 712–1260
definitions, 141–31
department to forego income or profit, 141–39
drug offenses exemption, 712–1260
duties, 141–32, 36

established, 141–32
facilities
inspections, 141–37
requirements, 141–36
fees
generally, 141–33
violations, 141–38
industrial hemp special fund, 141–41
licensing
application, 141–33
changes to license agreement, 141–33
costs and fees, 141–37
expiration and renewal, 141–33
fees, 141–33
fines, 141–38
licensees' duties, 141–36
profits, 141–39
property and facilities, 141–36
recordkeeping, 141–36
reports, 141–34, 36, 39
revocation, 141–38
sampling and testing, 141–37
suspension and revocation, 141–38
terms and conditions, 141–33
violations, 141–38
purpose, 141–32
reports, 141–34, 36, 39
rules, 141–40
seed cultivars, 141–35
violations, 141–38
Inspections
fees, 147–102
generally, 147–102
inspectors, 147–101, 102
special fund, 147–101
Reports
agricultural development and food security special fund, 141–10
energy feedstock, 141–9
Rules
agricultural lands leases, 166E–3, 6
agricultural loans, 155–5.6, 6.5
energy feedstock, 141–9
food safety certification costs grant program, 141–12.5
Hawaii good agricultural practices program, 147–116
inspection agreements, 141–2
inspection fees, 147–102
restricted use pesticides, 149A–26, 29

AIDS
Cannabis for medical purposes
see DRUGS

Confidentiality of information
medical records
individually identifiable
compliance with HIPAA, 323B–3
effect on other laws, exceptions, 323B–4
releases, 325–101
Minors
sexual assault victims and offenders, 325–16, 16.5, 801D–4
Public assistance
prescription drugs
preauthorization exemptions, 346–351, 352
Testing
annual screening
insurance coverage, 431:10A–134, 432:1–618, 432D–23
counseling of tested person, 325–16.5, 801D–4
immunities, 325–16.5
sexual assault victims and offenders, 325–16, 16.5, 801D–4
Victims of crime
testing of sexual assault victims and offenders, 325–16, 16.5, 801D–4

AIR CARRIERS
see AIRPORTS

AIR CONDITIONING
Building codes
energy efficiency standards, 46–19.5

AIR POLLUTION
Actions
development without permit or approvals, 607–25
Carbon offset program, 225P–6
Crematoriums
permit requirements, 342B–35
Cruise ships
exemptions, 342D–108
health department powers and duties, 342D–109
innocent passage, 342D–108
in-port combustion prohibited, 342D–103
limitations on air emissions, 342D–103
recordkeeping, 342D–105
sampling and testing, 342D–104
violations, 342D–110
Director
environmental goals and objectives, 321–1.1
powers and duties, 321–1.1
staff, 342B–17
Geothermal energy production
air quality monitoring, 342B–18
releases, 342B–19
Health risk evaluation and monitoring
accidental or unpermitted releases, 342B–19

geothermal energy facilities, 342B–18
industrial parks, 342B–18
reports to community, 342B–18
staff, 342B–17
Industrial parks
air quality monitoring, 342B–18
releases, 342B–19
Inspections
air quality modelers, 342B–17
Motor vehicle emissions
violations, 342B–45
Notices
health risks to community, 342B–18, 19
unpermitted releases, 342B–19
Open burning
violations, 342B–45
Permits
approval or denial time limits, 91–13.5
crematoriums, 342B–35
development without permit or approvals, 607–25
Reports
environmental goals and objectives, 321–1.1
health risks to community, 342B–18
industrial parks and geothermal production, 342B–18
unpermitted releases, 342B–19
Rules
greenhouse gas emissions, 342B–72, 73
permit approval or denial time limits, 91–13.5
Violations
criminal penalties, 342B–45
motor vehicle emissions, 342B–45
open burning, 342B–45
Zero emissions clean economy target, 225P–5

AIRPORTS
Accidents
special facilities, 261–54
Air carriers
accounting and records, 261E–16
acquisitions, 261E–10
antitrust, 261E–14
appeals, 261E–19
applicability of chapter, 261E–1
authority to operate
federal authority, 261E–20
requirements, 261E–8
suspension or termination, 261E–11
temporary service, 261E–9
beverage container deposit and redemption program
exemption, 342G–101.5
cargo operations, 261–51

certificates of public convenience and necessity
existing carriers, 261E–20
issuance, 261E–8
requirements, 261E–8
suspension, change, or revocation, 261E–11
transfers, 261E–10
charter tour operators
see TRAVEL AGENCIES
classifications
commission powers, 261E–6
commission
establishment, 261E–4
members, 261E–4
powers and duties, 261E–6
rate regulation, 261E–12, 13
staff, 261E–5
debts, 261E–15
definitions, 261E–2
employees
exemption from overtime compensation, 387–3
exemptions
commission powers, 261E–6
generally, 261E–3
interstate or foreign commerce, 261E–1
existing carriers, 261E–20
fares and rates
filings, 261E–13
increases, 261E–13
regulation, 261E–12
fees
certificates to operate, 261E–8
financial and business conditions, 261E–7
hearings, 261E–18
investigations
commission powers, 261E–6
rates, 261E–12
scope, 261E–7
tariffs, 261E–13
unfair or deceptive practices, 261E–14
leases, 261E–15
merger or consolidation, 261E–10
penalties for violations, 261E–17
records and reports, 261E–16
reports to commission, 261E–16
routes
deviation allowed, 261E–8
temporary service, 261E–9
rules
adoption, 261E–6
certificates to operate, 261E–8
route deviation, 261E–8

sale, 261E–10
stock issuance, 261E–15
supervision and regulation, 261E–6
tariffs, 261E–13
taxation, 237–18, 239–6
unfair or deceptive practices, 261E–14
Aircraft
baggage and freight, 150A–5.3
lease or rental
tax exemptions, 237–24.3, 238–1
service and maintenance facilities
tax exemptions, 237–24.9, 238–1
Animals
agricultural inspections, 150A–5.3
Appeals
interisland air carriers, 261E–19
Cargo operations
acquisition, construction, and remodeling of facilities, 261–51
biosecurity, inspection, and support facilities, 261–4.5
special facility revenue bonds, 261–51
Charter tours
see TRAVEL AGENCIES
Concessions
blind or visually handicapped concessionaires, 102–14
rental vehicle concessions
fees and rents passed on to lessee, 437D–8.4
violations, 261–21
Construction and maintenance
air cargo facilities, 261–51
aircraft service and maintenance facilities, 237–24.9, 238–1
outdoor lighting of facilities, 262–4.5
Definitions
air carriers, 261E–2
Ellison Onizuka Kona international airport
designation, 261–26
Emergency management use, 127A–12
Fees
interisland air carriers, 261E–8
Fire protection
fire and safety inspections, 132–6, 261–4
Funds
passenger facility charge special fund, 261–5.5
rental motor vehicle customer facility charge special fund, 261–5.6
Hearings
interisland air carriers, 261E–8, 18
Helicopters
medical emergency transport services
contracts for services, 321–228
establishment, 321–224, 230, 235
standards, 321–230
Inspections

biosecurity, inspection, and cargo support facilities, 261–4.5
Kawaihapai airfield
designation, 261–27
Leases
airport-related operations, 171–59
indemnification of state, 261–54
interisland carriers, 261E–15
Light pollution
regulation of outdoor lighting of facilities, 262–4.5
Lost and found property at airports
removal of personal information from electronic devices, 261–17.7
Motor vehicles
handicapped parking, 261–17.6
rental vehicle concessions
customer facility charge special fund
established, 261–5.6
uses, 261–5.6
customer surcharge, 261–5.6, 7
fees and rents passed on to lessee, 437D–8.4
funding facilities, 261–5.6, 7
Passenger facility charge for overseas or international passenger, 261–5.5
Passenger facility charge special fund
established, 261–5.5
transfers from special funds, 36–27, 30
use of moneys, 261–5.5
Plants
agricultural inspections, 150A–5.3
Public lands
airport-related operations, 171–59
leases, 171–59
Reliever airports
powers of department, 261–13.5
Reports
interisland air carriers, 261E–16
Rules
interisland air carriers, 261E–6
Safety
violations, 261–21
Smoking prohibited, 328J–3
Special facility projects
aircraft service and maintenance facilities, 237–24.9, 238–1
construction, 261–54
indemnification of state, 261–54
insurance, 261–54
revenue bonds
refunding bonds, 261–52
Taxation
aircraft lease or rental, 237–24.3, 238–1
aircraft service and maintenance facilities, 237–24.9, 238–1
Unclaimed property
removal of personal information from electronic devices, 261–17.7

Vandalism
special facilities, 261–54
Vending machines
travel insurance sales, 431:9A–107.5
Violations
interisland air carriers, 261E–11, 17

ALARM SYSTEMS
Motor vehicles
see MOTOR VEHICLES

ALCOHOLIC BEVERAGES
Actions
attorney for liquor commission or adjudication board, 281–11.5
Adjudication boards
appeals, 281–17, 92
attorneys, 281–11.5
creation, 281–11
defined, 281–1
expenses, 281–16
hearings, 281–17, 19
meetings, 281–13
members, 281–11
offices, 281–12
powers and duties, 281–17
quorum, 281–13
records, 281–14
Bars
drugs, prostitution, and other criminal activities on premises, 281–61
minors on premises, 281–31
National Human Trafficking Resource Center hotline posting, 371–20
noise control, 342F–31.5
renewal of license, 281–61
revocation or suspension of license, 281–61
smoking prohibited, 328J–3
Beer
beer kegs
sale to scrap dealers, 445–233
theft, 708–835.8
exports, 244D–4.3
gallonage tax, 244D–4.3
manufacturer's interest in wholesale dealer's license, 281–31
Cabarets
National Human Trafficking Resource Center hotline posting, 371–20
Clubs
recorking or resealing wines purchased with meals, 281–31
Condominium hotels
defined, 281–1
licenses, 281–31
Cooler beverages
exports, 244D–4.3

gallonage tax, 244D–4.3
County liquor commissions
criminal history record checks of employees, 846–2.7
expenses, 281–17.5
liquor control adjudication boards, see Adjudication boards, above
political activities by employees, 281–22
Distilled spirits
exports, 244D–4.3
gallonage tax, 244D–4.3
Emergency management
powers of governor, 127A–13
Enforcement
liquor control adjudication boards, see Adjudication boards, above
Exports
tax exemption, 244D–4.3
Fees
records, 281–14
Fuel
fuel tax on alternative fuels
definitions, 243–1
rate of tax, 243–4
Hearings
administrative complaints, 281–17
violations, 281–17, 19
Hotels
condominium hotels, 281–31
recorking or resealing wines purchased with meals, 281–31
Importation
wines shipped by wineries to individual purchasers, 281–33.6
Insurance
liability insurance coverage
license requirement, 281–31, 45
Investigations
license applicants, 281–53.5, 846–2.7
sales to minors, 281–101.5
sting operations, 281–101.5
Liability
adult's liability for underage drinker, 663–41, 42
liability insurance coverage
license requirement, 281–31, 45
Licenses
applications
criminal history record checks, 281–53.5, 846–2.7
records, 281–14
bring-your-own-beverage licenses, 281–31
community objections to licensing
establishments near schools and playgrounds, 281–39.5
filing protest, 281–58
generally, 281–57
hearings, 281–59
notice of applications, 281–57

liability insurance requirement, 281–31, 45
records, 281–14
refusal to license
community protest, 281–39.5
further application, 281–56
investigations, 281–56
small craft producer pub, 281–31
suspension or revocation
adjudication board powers, 281–91
records, 281–14
wineries, 281–31
Manufacturers
wholesale dealers, 281–31
Minors
accompany parent or legal guardian on premises, 281–31
consumption of alcohol, 281–101.5
liability of adult for actions by underage drinker, 663–41, 42
penalties for violations, 281–101.5
possession or use at school or school activities, 302A–1134.6
purchase as part of law enforcement or monitoring operation, 281–101.5
selling to or furnishing, 663–41, 42
sting operations, 281–101.5
Permits
direct wine shipments, 281–33.6
Powdered alcohol
defined, 281–5
exceptions to prohibition, 281–5
penalties for violations, 281–5
possession, sale, or distribution, 281–5
Prisons and prisoners
testing of prisoners and parolees
see PRISONS AND PRISONERS, Drugs
Public housing projects
consumption or possession in common areas prohibited, 281–78
Records
adjudication boards, 281–14
exports for resale, 244D–4.3
protests and objections to license applications, 281–59
Restaurants
bring-your-own-beverage licenses, 281–31
recorking or resealing wines purchased with meals, 281–31
transfer of licenses, 281–41
Sales
emergency management restrictions, 127A–13
Schools
possession or use at school or school activities, 302A–1134.6
Sidewalks
possession while on sidewalk within a public housing project, 281–78
Small craft producer pub
licenses, 281–31
minors on premises, 281–31

Special events
temporary licenses, 281–32
Special liquor districts
defined, 281–41
transfer of licenses, 281–41
Taxation
exemptions, 244D–4.3
exports, 244D–4.3
returns
electronic filing, 231–8.5
Violations
adjudication boards
hearings, 281–17, 19
powers, 281–17
remedies, 281–91
administrative complaints, 281–17
direct wine shipment without permit, 281–33.6
disposition of fines, 281–16
political activities by commission employees, 281–22
sting operations, 281–101.5
Wholesale dealers
manufacturers, 281–31
Wine
direct wine shipper permits, 281–33.6
exports, 244D–4.3
gallonage tax, 244D–4.3
recorking or resealing wines purchased with meals, 281–31
winery licenses, 281–31

ALIENS
Agricultural loans
eligibility, 155–10
Criminal procedure
court advisement
arraignment and plea hearings, 802E–4
failure to advise, 802E–3
trial, entry of plea, or admission of guilt, 802E–2
guilty pleas or no contest pleas
court advisement at arraignment and plea hearings, 802E–4
Parent and child
inheritance not barred because of alien status, 560:2–111
Probate code
inheritance not barred because of alien status, 560:2–111
Public assistance
medical assistance, 346–59.4, 70

ALOHA TOWER DEVELOPMENT CORPORATION
Staff, 206J–5
Transportation department
placement within department, 206J–4

ALTERNATE ENERGY
see ENERGY RESOURCES

ALTERNATIVE DISPUTE RESOLUTION
Actions
appeals, 658A–28
arbitrator as witness in subsequent action, 658A–14
court costs and fees, 658A–25
immunity of arbitrator, 658A–14
jurisdiction, 658A–26
stay of claim subject to arbitration, 658A–7
Agreement to arbitrate
applicability of uniform act, 658A–3
challenge, 658A–6, 7
consolidation of separate proceedings, 658A–10
effect, 658A–4
enforcement, 658A–6
nonwaivable provisions, 658A–4
validity, 658A–4, 6
waiver of provisions, 658A–4
Appeals
waiver of rights prohibited, 658A–4
Applicability of uniform act
electronic records and signatures, 658A–29
generally, 658A–3
jurisdiction, 658A–26
venue, 658A–27
waiver of provisions, 658A–4
Arbitrators
appointment, 658A–11
awards, 658A–19, 20
challenging appointment, 658A–12
conflicts of interest, 658A–11, 12, 23
definitions, 658A–1
determination of validity of arbitration agreement, 658A–6
disclosures, 658A–12
expenses of proceedings, 658A–21
immunity to civil liability, 658A–14
misconduct, 658A–23
multiple arbitrators, 658A–13
neutral arbitrator, 658A–11, 12
powers generally, 658A–15
pre-award rulings, 658A–18
provisional remedies, 658A–8
records, 658A–19
successors, 658A–15
Attorneys
liens, 507–81
right to representation
generally, 658A–16
waiver prohibited, 658A–4

Awards
appeals, 658A–28
confirmation of award, 658A–22
conflicting decisions, 658A–10
conflict of interest of arbitrator, 658A–12, 23
damages, 658A–21
expenses of proceedings, 658A–21
generally, 658A–19
interim awards, 658A–8
judgment on award, 658A–25
mistake or miscalculations, 658A–24
modification or correction, 658A–20, 24
pre-award rulings, 658A–18
provisional remedies, 658A–8, 18
scope, 658A–21
summary disposition, 658A–15
time limits on making awards, 658A–19
vacating award, 658A–12, 23
waiver of rights prohibited, 658A–4
Child custody proceedings, 571–46.5
Circuit court
application for arbitration proceeding, 658A–5
appointment of arbitrator, 658A–11
confirmation of award, 658A–22
consolidation of proceedings, 658A–10
determination of whether controversy subject to arbitration, 658A–6
judgments, 658A–25
jurisdiction, 658A–26
modification or correction of award, 658A–24
order to arbitrate, 658A–7
provisional remedies, 658A–8
vacating award, 658A–23
venue, 658A–27
Collaborative law
agreements
approval by tribunal, 658G–8
applicability, 658G–3
application and construction
uniformity, 658G–21
collaborative process
advice regarding appropriateness of, 658G–14
beginning and concluding, 658G–5
confidentiality of communications
generally, 658G–16
inadmissibility as evidence, 658G–17
limits of privilege, 658G–19
preclusion of privilege, 658G–18
privilege against disclosure, 658G–17
waiver of privilege, 658G–18
definitions, 658G–2
discovery

disclosures of information, 658G–12
emergency orders, 658G–7
law firm disqualification
generally, 658G–9
government entity as party, 658G–11
low income parties, 658G–10
lawyer
advice regarding appropriateness of collaborative process, 658G–14
discharge or withdrawal, 658G–5
disqualification
generally, 658G–9
government entity as party, 658G–11
low income parties, 658G–10
inquiry regarding coercive or violent relationship, 658G–15
professional responsibility
mandatory reporting not affected, 658G–13
participation agreement
noncompliance
authority of tribunal, 658G–20
requirements for, 658G–4
tribunal
approval of, 658G–8
authority of, 658G–20
proceedings pending before, 658G–6
parties
coercive or violent relationship, 658G–15
government entity as party, 658G–11
low income, 658G–10
tribunal
agreements
approval of, 658G–8
authority if noncompliance with participation agreement, 658G–20
emergency orders, 658G–7
status reports, 658G–6
stay of pending proceedings, 658G–6
Condominium disputes
see CONDOMINIUMS
Consolidation of separate arbitration proceedings, 658A–10
Contractors
construction defects, 672E–7
Definitions, 658A–1
Design claim conciliation panel claims, 672B–12, 13
Electronic records and signatures
applicability, 658A–29, 658H–12
Evidence
admissibility in arbitration proceeding, 658A–15
confidential information, 658A–17
out-of-state proceedings, 658A–17
refusal to consider material evidence, 658A–23
right to subpoena, 658A–17
Family law arbitration

appeals, 658J–24
applicability of chapter, 658J–4
arbitration agreement, 658J–5
arbitration proceedings
consolidation of separate arbitrations, 658J–7
motion for judicial relief, 658J–7
notice of arbitration, 658J–6
arbitrators
awards or orders, 658J–11, 15, 16, 17, 18, 19, 20, 21, 22, 23
confirmation of awards
clarification, 658J–20
enforcement, 658J–23
generally, 658J–16
judgment, 658J–21
modification, 658J–22
disclosures, 658J–9
disqualification, 658J–9
immunity, 658J–25
powers and duties, 658J–12, 13
protection orders, 658J–12
qualifications, 658J–8
selection, 658J–8
unconfirmed awards
correction by arbitrator, 658J–17
correction by court, 658J–18
vacation or amendment by court, 658J–19
citation of chapter, 658J–1
definitions, 658J–2, 12
electronic signatures, 658J–26
judicial relief, 658J–7
party participation, 658J–10
recording of hearing, 658J–14
scope of chapter, 658J–3
sealed or redacted records, 658J–21
short title, 658J–1
stay of arbitration, 658J–12
temporary orders or awards, 658J–11
termination of arbitration, 658J–7, 12
transitional provision, 658J–27
Foreclosures
see FORECLOSURE, Dispute resolution
Fraud
vacating award, 658A–23
Hearings
generally, 658A–15
notice, 658A–15
refusal to postpone on sufficient cause, 658A–23
rehearing, 658A–23
witnesses, 658A–17
Initiation of arbitration
application for arbitration proceeding, 658A–5

motion to compel, 658A–7
notice, 658A–9
venue, 658A–27
Mediation
applicability of law, 658H–3, 13
confidentiality of communications
exceptions, 658H–6, 11
generally, 658H–8
inadmissibility as evidence, 658H–4
mediator reports, 658H–7
preclusion of privilege, 658H–5
privilege against disclosure, 658H–4
waiver of privilege, 658H–5
definitions, 658H–2
electronic signatures, 658H–12
existing agreements or referrals, 658H–13
international commercial mediation, 658H–11
mediators
conflicts of interest, 658H–9
reports, 658H–7
participation in mediation, 658H–10
scope of law, 658H–3
short title, 658H–1
who may participate, 658H–10
Mediators
conflicts of interest, 658H–9
reports, 658H–7
Medical torts
alternative dispute resolution, 671–16.6
Motor vehicles
insurance claims, 431:10C–213.5, 304, 308.5
911 system, 138–11
Notice
application for arbitration proceeding, 658A–5
awards, 658A–19
conflicts of interest of arbitrator, 658A–12
hearings, 658A–15
how given, 658A–2, 9
initiation of arbitration, 658A–9
lack of or insufficient notice, 658A–9, 15, 23
modification or correction of award, 658A–20
restrictions on notice prohibited, 658A–4
when notice deemed received, 658A–2
Out-of-state proceedings
subpoena of witnesses and evidence, 658A–17
Planned communities
arbitration of disputes, 421J–13
Public assistance
federally qualified health centers and rural health clinics, 346–53.65
Public officers and employees
collective bargaining, 89–11

grievances, 76–47, 89–10.8
Public utilities commission
arbitration of disputes, 269–15.6
Refusal to arbitrate
circuit court orders, 658A–7
Remedies, see Awards, above
State departments and agencies
mediation in contested cases, 91–8.5
Subpoenas
right to subpoena witnesses, 658A–17
waiver of rights prohibited, 658A–4
Taxation
administrative appeals and dispute resolution program, 231–7.5
administrative appeals officer, 231–7.5
Third parties
consolidation of separate arbitration proceedings, 658A–10
University of Hawaii
powers generally, 304A–108
Witnesses
arbitrator as witness in subsequent action, 658A–14
depositions, 658A–4, 17
out-of-state proceedings, 658A–17
subpoena, 658A–4, 17

AMUSEMENT RIDES
Inspections
periodic reinspections, 397–4
Records
recordkeeping, 397–4
Taxation
general excise tax, 237–4, 13

ANATOMICAL GIFTS
Acceptance of anatomical gift
immunity to liability, 327–18
rights and duties of procurement organization, 327–14
Amendment or revocation of gift
after death of donor, 327–10
prior to death of donor, 327–6
Applicability of uniform law, 327–3
Citation, 327–1
Construction and interpretation, 327–25
Coordination and agreements
hospitals, 327–15
medical examiners, 327–22, 23
Definitions
generally, 327–2, 21
Document of gift
amendment or revocation, 327–6, 10
choice of law, 327–19
delivery by person in possession, 327–13

effect on later actions by agent or survivor, 327–8
electronic signatures, 327–26
forgery, concealment, or alteration, 327–17
generally, 327–5
gift by agent or surviving family members, 327–10
later executed document of gift, 327–6
named recipient of anatomical gift, 327–11
refusal to make gift, 327–7
search for document of gift, 327–12
validity, 327–19
Donor registry
establishment, 327–20
requirements, 327–20
Donors
access to information on donors, 286–109.6, 327–20
advance health care directives, 327–21
authorizing statement, 327–5
determination if person is organ donor, 327–12, 14
leaves of absence, see Leaves of absence, below
qualifications to make anatomical gift, 327–4
temporary disability benefits, 392–21
Driver's licenses
access to information, 286–109.6, 327–20
Education programs and activities, 327–24
Immunity to liability
generally, 327–18
Leaves of absence
civil actions, 398A–6
definitions, 398A–1
employee rights, 398A–5
employment restoration, 398A–4
inapplicability of law, 398A–2
requirements, 398A–3
Making of gifts
amendment or revocation
prior to death of donor, 327–6
effect of donor's gift or refusal on later actions, 327–8
how gift made
after death of donor, 327–9
prior to death of donor, 327–5
refusal to make gift, 327–7
who may make anatomical gift
after death of donor, 327–8, 9
good faith reliance on representations, 327–18
prior to death of donor, 327–4
Medical care decisions, 327–21, 327E–16
Medical examiners
coordination with procurement organizations, 327–22
post-mortem examinations, 327–22, 23
Medical records
access to determine medical suitability of gift, 327–14

Organ and tissue education special fund
deposits, 286–109.7
established, 327–24
uses, 327–24
Physician attending prospective donor
effect of advance health care directive, 327–21
prohibition against participation in removing or transplanting organ or body part, 327–14
Procurement organizations
access to driver's licensing information, 286–109.6, 327–20
coordination and agreements, 327–15, 22
public educational programs, 327–24
recipient of anatomical gift, 327–11
rights and duties, 327–14
Public employees
leaves of absence for donation, 78–23.6
Purposes for which gift may be made, 327–11
Recipient of anatomical gift
generally, 327–11
rules to determine recipient, 327–11
Records
access to medical records, 327–14
amendment or revocation of gift, 327–6
document of gift, 327–5
electronic signatures, 327–26
making of gift after death of donor, 327–10
making of gift prior to death, 327–5
refusal to make gift, 327–7
Refusal to make gift
amendment or revocation of refusal, 327–7
delivery by person in possession, 327–13
forgery, concealment, or alteration of document, 327–17
how documented, 327–7
Sale or purchase of body part prohibited, 327–16
Short title, 327–1
Temporary disability benefits, 392–21
Violations
forgery, concealment, or alteration of document of gift, 327–17
sale or purchase of body part, 327–16
Witnesses
disinterested witness defined, 327–2
making of gift prior to death, 327–5

ANIMALS
Bears
prohibited sale of gallbladders or bile, 159–34
Bees
apiary program, 142–100
beekeeper registration, 142–100
home-produced honey
labeling and sale requirements, 328–79
state and counties' immunity from liability, 328–79

Birds
see BIRDS
Desertion of animals, 711–1109.7
Diseases
disinfecting premises, 142–6
Frogs
coqui frogs
eradication as pest species, 141–3
Humane societies
restitution, 706–646
Hybrid animals
import restrictions, 150A–6.2
Imports and exports
filming, performance, or exhibition, 150A–6.2
permits, 150A–6.2
prohibited animals, 150A–6.5
restrictions, 150A–6.2
Impoundment
cruelty to animals, 711–1109.1
Kamehameha butterfly
designation as official state insect, 5–11.3
Opeapea (Hawaiian hoary bat)
state land mammal, 5–12.2
Pets
animal hoarding, 711–1109.6
causing injury or death, 711–1108.5
desertion of pet or equine animal, 711–1109.7
possessing or owning prohibited with animal cruelty conviction, 711–1108.5
providing food, water, and shelter, 711–1100, 1109
security deposit for tenants with pets, 521–44
terroristic threatening of, 707–715
Sales
importation of prohibited animals for propagation or sale, 150A–14
Seals
Hawaiian monk seals
taking or injuring prohibited, 195D–4.5
Snakes
brown tree snakes
importation to train detection dogs, 150A–6
State land mammal, 5–12.2
Transportation
wild or feral deer, 183D–52
Trapped or snared animals
cruelty to animals, 711–1109.37
reporting to authorities, 143–20

ANTITRUST
Actions
court jurisdiction, 480–21
deposit of judgments or settlements, 28–13
indirect purchasers, 480–13.3

Aged persons
fraud against elderly, 480–13, 13.5
Airports and aviation
interisland air carriers, 261E–14
Attorney general
antitrust trust fund, 28–13
Class actions
indirect purchasers, 480–13.3
private actions, 480–13.3
Computers
electronic prescription system equipment, 328–17.9
Definitions, 480–4
Homeless assistance
antitrust exemption, 346–372
Indirect purchasers
class actions, 480–13.3
Injunctions
actions by injured persons, 480–7
Insurance
health insurance, 431:14G–108
motor vehicle insurance, 431:10C–202
Limited liability companies
individual liability for corporate act, 480–17
Mergers and acquisitions
injunctions, 480–7
Pharmacists
electronic prescription system equipment, 328–17.9
Reports
antitrust trust fund, 28–13
Subsidiaries
defined, 480–7
Trust fund, 28–13
Violations
court jurisdiction, 480–21
fraud against elderly, 480–13, 13.5

APPEALS
Administrative procedure
environmental court judgments, 91–15
Arbitration
appealing award or order, 658A–28, 658J–24
condominium disputes, 514B–162
waiver of rights prohibited, 658A–4
Child custody orders, 583A–314
Corporations
foreign corporations, 414–463
infringement of corporate name, 414–53
refusal to file documents, 414–17
refusal to reinstate dissolved corporation, 414–404
Information practices
appeal of a final decision, 92F–43

information practices office, 92F–42
Joint tortfeasors
settlement and release of tortfeasors, 663–15.5
Judgments
foreign judgments, 658F–8
Limited liability companies
infringement of business name, 428–105.5
Mortgage foreclosure
when appeal may be taken, 667–51
Nonprofit corporations
infringement of corporate name, 414D–64
refusal to file documents, 414D–9
refusal to reinstate dissolved corporation, 414D–251
revocation of authority, 414D–285
Operating vehicle or vessel under the influence of alcohol or drugs
administrative revocation of license or privilege, 291E–40
Partnerships
infringement of partnership name, 425–196, 425E–108.5
Procurement code
breach of contract, 103D–703
generally, 103D–710, 711
Professional and vocational licensing
contractors, 444–23.5
cosmeticians, 438–6
Professional corporations
infringement of corporate name, 415A–8.5
Public contracts
public works employee wages, 104–26
Stays
supersedeas bonds, 328L–7, 607–25
Tobacco master settlement agreement
supersedeas bond, 328L–7
Trademarks and trade names, 482–9, 23

APPLIANCES
Public assistance
replacement or repair allowances, 346–53
Rent-to-own agreements
see PERSONAL PROPERTY, Lease-purchase agreements
Water conservation devices
installation in new construction, 342D–87
Water heaters
solar energy devices, 196–6.5, 269–44

APPRAISALS AND APPRAISERS
Emergency management
compensation for requisitions, 127A–23
Management companies
see REAL PROPERTY, Appraisal management companies
Partition of heirs property
determination of property value, 668A–7

APPRENTICESHIP
Apprenticeship agreements
public works projects, 103–55.6
state reciprocity, 372–5
University of Hawaii
construction academy, 304A–1142

APPROPRIATIONS
Disasters
emergency management, 127A–17
funds for disaster relief, 127A–16
Emergencies
emergency and budget reserve fund uses, 328L–3
Emergency management, 127A–17
Lapse
carryover of education funds, 37–41.5, 127A–16
Reapportionment commission, 25–1
University of Hawaii
see UNIVERSITY OF HAWAII

AQUATIC LIFE AND RESOURCES
Agriculture department
fees for services, 141–2.6
powers and duties, 26–16, 141–2.5
special fund, 141–2.7
Alien aquatic organisms
control and eradication, 187A–32
definitions, 187A–31
interagency agreements, 187A–32
rules, 187A–32
Aquaculture
building permit exemptions, 46–88
defined, 183D–1
department powers and duties, 26–16, 141–2.5
development and promotion, 141–2.5
excise tax on producers, 237–4
federal funds, 141–2.5
fees for services, 141–2.6
funding programs, 190D–33
information clearinghouse, 141–2.5
management and administration of programs, 141–2.5
program established, 141–2.5
property damage, 708–820, 821, 822
research and development, 141–2.7
special fund, 141–2.7
Aquaculture loan program
administrative approval, 219–5
classes of loans
disaster relief, 219–6
emergencies, 219–6

direct loans
servicing and administering loans, 219–9
small loans, 219–5
Aquariums
smoking prohibited, 328J–3
state aquarium, 304A–1651
Waikiki aquarium
designation as state aquarium, 304A–1651
fees, 304A–1653
operation and management, 304A–1651
site, 304A–1652
special fund, 304A–2165
Aquatic mammals
Hawaiian monk seal, 195D–4.5
state mammal, 5–12.5
Conservation districts
violations, 187A–12.5
West Hawaii fishery management area, 188F–3, 4
Coral
West Hawaii fishery management area protections, 188F–3, 4
Crustaceans
protection of crustaceans with eggs, 189–6
protection of female lobsters and crabs, 188–58.5
Definitions, 187A–31
Hawaiian monk seal
designation as state mammal, 5–12.5
taking or injuring prohibited, 195D–4.5
Introduction into habitat
alien aquatic organisms, 187A–32
Land and natural resources department
state agency for federal programs, 187A–32
Light pollution
artificial lights on shoreline and ocean waters, 205A–30.5, 71
Mitigation banks
establishment, 187A–41
rules, 187A–42
Niihau shell jewelry and other products
labeling requirements, 486–118.5
Ocean Day
World Ocean Day, 8–12
Reports
false receipts and reports, 187A–12.4
Rules
alien aquatic organisms, 187A–32
Ewa beach limu management area, 188–22.8
fees for services, 141–2.6
violations
administrative penalties, 187A–12.5
Seaweed
harvesting restrictions, 188–22.8
Taxation

excise tax on producers, 237–4
United States
alien aquatic organism aid, 187A–32
University of Hawaii
research and development programs, 141–2.7
Violations
actions, 187A–12.5
administrative penalties, 187A–12.5
alien aquatic organisms, 187A–32
false receipts and reports, 187A–12.4
minor infractions
applicability, 199D–2
enforcement program established, 199D–1
sentencing alternatives in lieu of fines, 187A–13, 188–70, 190–5

ARBITRATION
Alternative dispute resolution
see ALTERNATIVE DISPUTE RESOLUTION

ARCHITECTS
Actions
review of merits of claim
see DESIGN CLAIM CONCILIATION PANELS
tort liability, 663–10.9, 10.98
Condominiums
certification of conformance to building plans, 514B–34
Education and experience
continuing education, 464–9
internships, 464–8
Examinations
fees, 464–9
repetition, 464–9
Hawaiian architectural practices and materials
permitted use, 46–1.55
Licenses
continuing education, 464–9
renewal, 464–9
Permits
certification that plans and specifications comply with state rules, 201–62
Plans and specifications
condominiums, 514B–34
Rules, 464–9
Schools
income tax credit for donation of services, 235–110.2
maintenance and repair contracts, 36–35, 36
Taxation
school repair and maintenance services credit, 235–110.2
Termites and pest control
assessments and specifications, 460J–26

ARMED FORCES

Child custody proceedings during deployment
applicability, 571–92
definitions, 571–91
duty to cooperate, 571–93
effect of deployment on existing custody orders, 571–95
electronic participation in custody hearings, 571–94
notice of deployment orders, 571–93
visitation and contact rights of deployed parent, 571–96, 97
Children
compact on educational opportunity
see EDUCATION, Compact for military children
Consumer protection
military sentinel network, 481B–16
Death in service
disposition of service member's body, 338–55
Hawaii medal of honor awards, 5–22
state employee's death benefits, 88–22.5
Draft
military selective service registration with driver's licensing, 286–102.5, 104
Education department
board of education representative, 302A–121, 1101
military liaison and joint venture programs, 29–25, 302A–1404
Explosives
Kahoolawe island reserve, 662–18
Gold Star Family Day, 8–3.6
Health club contracts
suspension or cancellation during deployment, 486N–7.5
Hospitals
prescription drugs, 329–38
Housing
housing bonds, 201H–71
Insurance
life insurance sales practices, 431:2–201.8
Kahoolawe island reserve
unexploded ordnance, 662–18
Military training areas
hunting, 183D–4
Motor vehicles
court-martial conviction reports, 286–128
driver's license renewal, 286–106.5
vehicle weight tax exemption, 249–6.5
Prisoner of war and missing-in-action personnel
casualty status recognized, 121–10.5
flag honoring personnel, 5–18.5
Professional and vocational licensing
extension or restoration during deployment, 436B–14.5, 464–9
military education, training, or service, 436B–14.8
reciprocity for nonresident spouse
experience requirements, 436B–14.6
reciprocity for spouse
license, 436B–14.7

Public officers and employees
death in service, 88–22.5
Selective Service
registration with driver's licensing, 286–102.5, 104
Taxation
cigarettes and tobacco taxes, 245–39
excise tax exemption
Patient-Centered Community Care program contractors, 237–24
TRICARE program managed care support contractors, 237–24
vehicle weight tax exemption, 249–6.5
Uniform military and overseas act
see ELECTIONS, Armed forces
United States armed forces
college-credit equivalency program, 304A–802
excise tax exemption
Patient-Centered Community Care program contractors, 237–24
TRICARE program managed care support contractors, 237–24
license exemption
physicians, 453–2
psychologists, 465–3
sales at military installations
cigarettes and tobacco taxes, 245–39

ARREST
Citations
bench warrants, 607–8.5
Crime statistics report, 846–18
Forfeiture
seizure and forfeiture of property, 712A–6
Motor vehicles
traffic warrants, 353–66.5, 604–7.2
violations of traffic laws, 353–66.5, 604–7.2
Police
malicious use of force, 52D–3.5
Resisting arrest
escape in motor vehicle, 710–1026.9
Trespass
criminal trespass, 708–814
United States
arrest powers of federal officers, 803–17
Warrantless arrest
federal officers, 803–17
Warrants
child support enforcement, 576B–305
court costs and fees, 607–8.5
service, 353–66.5, 604–7.2, 803–1
traffic violations, 353–66.5, 604–7.2
who may serve, 803–1

ASBESTOS
Abatement

accreditation program
establishment, 342P–41
education and training program
funding, 342P–8
scope, 342P–44
special fund, 342P–8
standards, 342P–41
Emission control
business or development permits, 91–13.5
variances, 342P–5.5
Enforcement
education and training program, 342P–8
funding, 342P–8
inspections, 342P–3, 4
powers, 342P–5
Fees
deposits, 342P–7, 8, 28
establishment, 321–11.5, 342P–41
Funds
asbestos and lead abatement special fund, 342P–8
noise, radiation, and indoor air quality special fund, 342P–7
Health department
administrative costs, 342P–7, 8
Hearings
variances, 342P–5.5
Licenses
fees, 321–11.5, 342P–7, 8
Notice
variances, 342P–5.5
Reports
variances, 342P–5.5
Rules
permit approval or denial time limits, 91–13.5
variances, 342P–5.5
Variances
application, 342P–5.5
fees, 342P–8, 28
issuance, 342P–5.5

ASSAULT
Assault against emergency worker
class B felony, 707–712.7
elements of crime, 707–712.7
Assault against law enforcement officer
first degree offense
class C felony, 707–712.5
elements of crime, 707–712.5
second degree offense
elements of crime, 707–712.6
misdemeanor, 707–712.6
Bars, nightclubs, etc.

criminal activities on licensed premises
suspension or revocation of license, 281–61
Criminal assault
court jurisdiction, 571–14
domestic abuse
concurrent charge or complaint, 571–14
insurance policies, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
labor trafficking
see PENAL CODE
offense committed in presence of minor, 706–606.4, 709–906
Domestic violence
see DOMESTIC ABUSE
Emergency medical services providers
second degree assault, 707–711
Emergency workers
second degree assault, 707–712.7
Firefighters
second degree assault, 707–711
Health care workers
second degree assault, 707–711
Human trafficking
see PENAL CODE, Labor trafficking
Labor trafficking
see PENAL CODE
Police officer
domestic abuse complaint against officer, 52D–17
misconduct reports, 52D–3.5
Protected person
second degree assault, 707–711
Sentences
offense committed in presence of minor, 706–606.4, 709–906
Water safety officers
second degree assault, 707–711

ASSIGNMENT
Lease-purchase agreements
assignment of claims, 481M–8
Periodic payments to satisfy tort claim or judgment
see JUDGMENTS, Structured settlements
Secured transactions
see SECURED TRANSACTIONS
Trademarks and trade names
assignment of trademark or service mark, 482–26

ASSOCIATIONS
Corporations
see CORPORATIONS
Planned communities
see REAL PROPERTY
Unincorporated associations
actions

change of members or managers, 429–11
immunity of members, 429–6
judgments against association, 429–8
right to bring action, 429–7
service of process, 429–10, 13
venue, 429–12
agents
service of process, 429–10, 13
definitions, 429–1
inactive associations, 429–9
legal entity, 429–4, 6
members
changes do not affect actions, 429–11
claim by association on behalf of members, 429–7
immunity for liabilities of association, 429–6
judgments against association, 429–8
other laws apply, 429–2
property
acquisition of property, 429–3, 4
inactive associations, 429–9
recordation, 429–5
rights in property, 429–3, 4
statement of authority, 429–5
transfer of association property, 429–5
service of process, 429–10, 13
supplemental principles of law apply, 429–2
trust beneficiary, 429–4

ASSUMPSIT
Service of process
within the state, 634–38

ATHLETE AGENTS
Agency contracts
contents, 481E–9
defined, 481E–1
electronic records or signatures, 481E–18
notice to student-athlete's educational institution, 481E–10
registration as athlete agent required, 481E–3
requirements, 481E–9
rescission rights, 481E–9, 11
Applicability, 481E–17
Commerce and consumer affairs department
inspection of records, 481E–12
service of process, 481E–2
subpoenas, 481E–2
Construction and interpretation, 481E–17
Definitions
generally, 481E–1
Disclosures
agency contracts, 481E–9

information to department, 481E–4
Fees
increase or decrease, 92–28
registration as athlete agent, 481E–8
Hearings
subpoenas, 481E–2
suspension, revocation, or refusal to renew registration, 481E–6
Ineligibility of student-athlete to compete in sports
notice of agency contract, 481E–9, 10
Investigations
subpoenas, 481E–2
Notice
agency contracts, 481E–9, 10
cancellation of agency contract, 481E–11
Prohibited conduct by athlete agents, 481E–13
Records
agency contracts, 481E–9
electronic records or signatures, 481E–18
inspection by department, 481E–12
required records, 481E–12
Registration as athlete agent
actions prior to registration, 481E–3
application, 481E–4
denial, 481E–5
fees and expenses, 481E–8
issuance, 481E–5
renewal, 481E–5
required, 481E–3
requirements, 481E–4
suspension, revocation, or refusal to renew, 481E–6
temporary registration, 481E–7
Rules
adoption, 481E–19
fees and expenses, 481E–8
Service of process
nonresident athlete agents, 481E–2
Violations
cumulative penalties and remedies, 481E–16
penalties, 481E–14, 16
prohibited acts, 481E–13
remedies, 481E–15

ATHLETIC TRAINERS
Athletic trainer program, 436H–3
Commerce and consumer affairs department
disciplinary actions, 436H–9
powers and duties, 436H–9
rules, 436H–9
Definitions, 436H–2
Exemptions, 436H–5
Fees

increase or decrease, 92–28
Prohibited practices
not registered with department, 436H–4
use of titles, 436H–4
Registration
fees, 436H–10
grounds for denial, 436H–12
license forfeiture, 436H–8
permitted practice, 436H–13
renewal, 436H–11
requirements, 436H–6, 8
revocation or suspension, 436H–12
Rules
adoption, 436H–15
violations, 436H–14
Title, 436H–1
Treating physicians, 436H–7
Violations
disciplinary actions, 436H–9
penalties, 436H–14

ATTACHMENT
Investment securities
right of creditors to attach, 490:8–112
Secured transactions
security interests, 490:9–203, 308, 309

ATTORNEY GENERAL
Actions by and against the state
antitrust enforcement, 28–13
attorney's fees, costs, and deposit of settlement awards, 28–16
charitable asset protection, 28–5.2
elderly abuse or neglect, 28–94
Address of confidentiality program
see CONFIDENTIALITY OF INFORMATION
Charities and professional fundraisers
see SOLICITORS
Child custody proceedings, 583A–315
Child support enforcement
see CHILD SUPPORT
Cigarettes and tobacco products
disclosure of information, 486P–7
enforcement powers, 245–9
inspections, 245–9
registration of brands and manufacturers
directory, 486P–6
nonresident or foreign manufacturers, 486P–4
requirements, 486P–5
sale of unregistered brands, 245–22.5
reports on imports and sales, 486P–2, 3, 6
tobacco enforcement special fund, 28–15

Claims against the state
corrective actions to reduce liability, 37–77.5
reports, 37–77, 77.5
settlement agreements, 37–77
statute of limitations, 37–77
wrongful conviction and imprisonment, 661B–2
Collaborative law proceedings
disqualification from, 658G–11
Corporations
dissolution, 414–411
DNA testing of offenders
see DNA TESTING AND IDENTIFICATION
Drug nuisance abatement unit
establishment, 28–131
functions and duties, 28–131
funding through criminal forfeitures, 712A–16
Elderly abuse or neglect
civil actions, 28–94
Electronic smoking device retailer registration unit
business registration information, 28–164
certificate to operate, 28–165
definitions, 28–162
established, 28–163
failure to register, 28–168
fees, 28–165
inspection of records and premises, 28–166
penalties, 28–168
policy of state, 28–161
renewal of registration, 28–165
staff, 28–167
Electronic surveillance
review unit, 28–141
Funds
antitrust trust fund, 28–13
internet crimes against children special fund, 846F–4
litigation deposits trust fund, 28–16
notaries public revolving fund, 456–9.5
tobacco enforcement special fund, 28–15
Gasoline and petroleum products
report of violations, 486B–1.5
restricting supply, 486H–17
Hate crimes
see HATE CRIMES
Hospital acquisition
hearing, 323D–74
notice and approval, 323D–72
public interest, 323D–76, 79
reviews, 323D–73, 75
Investigations
charitable asset protection, 28–5.2
drug nuisance abatement unit, 28–131

gasoline supply shortages or restrictions, 486H–17
Juvenile justice information system
records
expungement, 571–72, 88, 846D–1
Law enforcement officer independent review board
definitions, 28–151
duties, 28–153
established, 28–152
funding by criminal forfeiture fund, 712A–16
members, 28–152
responsibilities of law enforcement agencies, 28–153
Law enforcement standards
board
annual report, 139–9
established, 139–2
members, 139–2
powers and duties, 139–3
rules, 139–3, 8
special fund, 139–4
training programs, 139–5
certification
continuing education, 139–3
denial or revocation, 139–6, 8
employment, 139–7
requirements, 139–6
convictions, 139–8
definitions, 139–1
Legal services
attorney's fees, costs, and deposit of settlement awards, 28–16
employer-union health benefits trust fund, 87A–9
Missing child center
establishment, 28–121
staff, 28–121
Nonprofit corporations
dissolution, 414D–252
Prisons and prisoners
involuntary medical treatment
hearings, 353–13.9
petitions, 353–13.7
Public benefit corporations
see NONPROFIT CORPORATIONS
Real property acquisition
approval requirements, 173A–4.5
Reports
antitrust trust fund, 28–13
gasoline supply shortages or restrictions, 486H–17
litigation deposits trust fund, 28–16
sexual assault evidence collection kits, 844D–24, 844G–3
tobacco enforcement special fund, 28–15
Rules
service of arrest warrants, 803–1

Sexual assault response and training program
policies and procedures, 844G–2
Sexual offender registration
see SEXUAL OFFENSES
Victims of crime
information and notification system
cooperation with public safety department, 353–135
sexual assault response and training program, 844G–2
Victim-witness assistance program
powers and duties, 28–10.5

ATTORNEYS
Arbitration proceedings
disclosures, 658J–9
disqualification, 658J–9
qualifications, 658J–8
right to counsel, 658A–16
Bail agents, 431:9N–104
Child support
enforcement agency, 576B–307
private counsel, 576B–309
Collaborative law
see ALTERNATIVE DISPUTE RESOLUTION
Court-appointed attorneys
assisted community treatment hearings, 334–126, 802–1
child protective act, 587A–17
young adult foster care program, 346–402
Decedents' estates
small estates, 560:3–1215
Indigent persons
legal services in civil actions, 607–5.7
Law firm
disqualification (collaborative law), 658G–9
Licenses
child support debt, 605–1
education and training
student loan default, 436C–2, 605–1
unaccredited degree granting institutions, 446E–5
revocation or suspension, 436C–2, 605–1
Lien for fees and costs, 507–81
Lien for shorthand reporter services, 507–82
Mediation, participation in, 658H–10
Practice of law
small estates, 560:3–1215
Professional responsibility
mandatory reporting requirements
not affected by collaborative law act, 658G–13
Right to counsel
arbitration proceedings, 658A–16
DNA testing and identification
post-conviction proceedings, 844D–124

family court proceedings, 571–41
minors, 571–41
operating vehicle or vessel under the influence of alcohol or drugs
administrative revocation of license or privilege, 291E–38
University of Hawaii
law school, 304A–1351
legal counsel, 304A–1005

ATTORNEY'S FEES
Actions by and against the state
awards against agencies, 661B–3
claim for wrongful conviction and imprisonment, 661B–3
Arbitration proceedings
expenses of proceedings, 658A–21, 25
Child support enforcement, 571–52.7, 576B–313, 580–47
Development
planned communities, 421J–10, 607–14
False claims on government contracts and programs
relief from retaliatory actions, 46–180, 661–30
Indigent persons
legal services in civil actions, 607–5.7
Lien, 507–81
Public assistance claims reimbursement, 346–37
Unclaimed property
limitation of fees, 523A–25
Workers' compensation claims, 386–94

AUCTIONS AND AUCTIONEERS
Public housing
abandoned property, 356D–56.1
foreclosure of lien for rent and charges, 356D–53

AUDITS
Business, economic development, and tourism department
Hawaii green infrastructure bond fund, 196–67
Capital access program, 211D–10
Charities and charitable organizations
audit of fiscal records, 467B–6.5
Charter schools
annual audit, 302D–32
College savings program, 256–3
Commission on the status of women
trust fund, 367–5
Condominiums
association funds, 514B–150
Dental insurers, 432G–4
Education department
charter school annual audit, 302D–32
Elections
electronic voting systems, 16–42
Employer-union health benefits trust fund, 87A–25

Hawaii ABLE savings program, 256B–4
Hawaii green infrastructure bond fund, 196–67
Hospitals
health systems corporation, 323F–22
Housing finance and development corporation
program audits, 201H–21
Insurance
captive insurers, 431:19–107
dental insurers, 432G–4
Long-term care financing program, 346C–7
Maui regional system facilities, 323F–58
Medical cannabis dispensaries, 329D–23
911 system, 138–7
Rapid transportation authority, 23–14
School technology laboratories fund, 302A–1314
Security audits of electronic information, 27–43.5
State departments and agencies
financial audits
reimbursement for costs, 23–3.5, 3.6
Taxation
powers of department, 231–7
Tax returns
closing audit letters, 231–10.5
Tourism authority contracts, 23–13
Travel agency records, 468L–5.5
University of Hawaii
independent audit committee, 304A–321

AUTHENTICATION OF DOCUMENTS
Documents
notaries public, 456–21

AUTISM
Insurance coverage
see INSURANCE

BACKGROUND CHECKS
Healthcare facilities staff, 321–15.2
Mental health services providers, 321–171.5

BAIL
Bail bond agents
accounting for moneys, 431:9N–103
applicability, 431:9N–101
attorney as bail agent, 431:9N–104
definitions, 431:9N–101
fiduciary obligations, 431:9N–103
licensing as insurance producer, 431:9N–101
prohibited practices, 431:9N–102, 104
violations, 431:9N–102

Domestic abuse
abuse of family or household members, 709–906
temporary restraining order violations, 586–4
Probation
probation violations, 706–626
Prostitution
street solicitation of prostitution, 712–1207, 804–4

BANK DEPOSITS AND COLLECTIONS
Accounts
college savings accounts
see UNIVERSITIES AND COLLEGES
individual development accounts
see UNIVERSITIES AND COLLEGES
Checks
third party instruments without customer's signature
see NEGOTIABLE INSTRUMENTS, Demand drafts
Signatures
third party instruments without customer's signature
see NEGOTIABLE INSTRUMENTS, Demand drafts

BANKRUPTCY
Commercial code
general principles of law apply, 490:1–103
Debts due the state, 40–82
Partnerships
debtor in bankruptcy, 425–101, 425E–102
dissociation of partner, 425–130, 425E–601, 603
dissolution of partnership, 425–138, 425E–801
Power of attorney
see POWERS OF ATTORNEY
Tour activity providers and activity desks
client trust accounts, bonds, or letters of credit, 468M–11

BANKS
Accounts
child support liens, 576D–15, 18
college savings accounts
see UNIVERSITIES AND COLLEGES
direct deposits
public employees, 40–53, 88–6
Hawaii ABLE savings program
see DEVELOPMENTAL DISABILITIES
individual development accounts
see UNIVERSITIES AND COLLEGES
power of attorney
see POWERS OF ATTORNEY
Debit cards
court costs, fees, and fines payment, 601–17
definitions, 231–9.4, 708–800
fraudulent encoding, 708–8100.5

fraudulent use, 708–8100
payments to state generally, 40–51.6
public assistance benefits, 346–34, 39.5
tax payments, 231–9.4
theft or forgery, 708–8102
Definitions
derivative transaction, 412:5–302, 412:6–303
tier one capital, 412:5–305
Direct deposits into accounts
public employee salaries and pensions, 40–53, 88–6
Electronic records and signatures
see ELECTRONIC TRANSACTIONS
Fees
insurance business, 412:5–205.5
interstate branching and mergers, 412:12–105
securities business, 412:5–205.7
Insurance
fees, 412:5–205.5
investment pools, 431:6–601
Interstate branching and mergers
acquisition of Hawaii bank or branches
approval, 412:12–105
requirements, 412:3–609
authority of out-of-state bank to establish Hawaii branch, 412:12–105
interstate merger transactions
out-of-state bank, 412:12–105
mergers and consolidations, 412:3–609
Intra-Pacific banks
approval to do business
fees, 412:5–402
fees, 412:5–402
Investments
special purpose revenue bonds
agricultural enterprises, 39A–329
dams and reservoir owners, 39A–359
low and moderate income housing, 39A–299
private schools and colleges, 39A–269
Magnetic ink character recognition numbers
definitions, 708–850
fraudulent encoding, 708–851, 852
Mortgages
foreclosure
see FORECLOSURE
reverse mortgage loans, 506–10
Records
access to institution records
child support enforcement, 576D–15, 18
electronic records and signatures
see ELECTRONIC TRANSACTIONS
Securities
fees, 412:5–205.7

Trust company business
compensation for trustee services, 607–18

BARBERS
Apprentices
hairdressers, 439–1, 12
Beauty shops
training of apprentices, 438–5, 7
Board of barbering and cosmetology
appeals from board actions, 438–6
appointment, 438–3
conflicts of interest, 438–3
establishment, 438–3
placement within department of commerce and consumer affairs, 26–9
powers and duties, 438–5
qualifications, 438–3
Hairdressers
apprentices, 439–1, 12
Rules
apprentices, 438–7
licensing, 438–7
Schools
education and training requirements, 438–7
students, 438–1

BARBERS POINT NAVAL AIR STATION REDEVELOPMENT
see COMMUNITY DEVELOPMENT AUTHORITY, Kalaeloa community development district

BEACHES
Accreted land
declared public lands, 171–2
defined, 171–1
registration as private lands, 343–3, 501–33
title to land, 501–33
Beach and ocean recreation activities
hotel liability for guest injury or loss, 486K–5.6
state and county liability protections, 663–1.56
warning of dangerous ocean conditions, 663–1.56
Climate change adaptation priority guidelines, 226–109
Environmental impact statements
exemptions for secondary actions, 343–5.5
Hazardous conditions
warnings, 486K–5.6, 663–1.56
Hotels
liability for injury or loss to guest, 486K–5.6
providing recreational equipment, 486K–5.6
Restoration program
definitions, 171–151
development of coastal lands
designation, 171–153
funding restoration program, 171–154, 155

lease of coastal lands, 171–154, 155
identification of degraded beaches, 171–153
maintenance of restored beaches, 171–152
powers of department, 171–152
private lands, 171–152
restoration plan, 171–153
special fund
establishment, 171–156
uses, 171–156
studies, 171–153
Right of transit along shoreline, 115–9, 10
Trespass on public parks or recreational grounds, 708–814.5
Vessel run aground on sandbar or coral reef
removal, 200–47.5
Water safety officers, assault, 707–711

BEARS
see ANIMALS

BEES
see ANIMALS
Honey
see HONEY

BEHAVIOR ANALYSTS
Definitions, 465D–2, 7
Exemptions, 465D–7
Fees, 92–28, 465D–6
Legislative findings and declaration of necessity, 465D–1
Licenses
application, 465D–8
denial, revocation, suspension, or condition, 465D–11
endorsement, licensure by, 465D–9
exemptions, 465D–7
fees, 465D–6
penalties for violations, 465D–4, 11
program established, 465D–3
renewal, 465D–10
required, 465D–4
termination, 465D–10
Powers and duties of director, 465D–5
Sunset provisions, 26H–4
Violations
penalties, 465D–4, 11

BENEFICIARIES
Power of attorney
see POWERS OF ATTORNEY

BICYCLES
Bicycle lanes

parking vehicle prohibited, 291C–123
Bicycle paths
parking vehicle prohibited, 291C–123
Bikeway fund
deposits into, 249–14.2
Counties
bicycle tour operations, 46–16.3
commuter benefits program, 46–16.2
Dealers
transfer of registration, 249–14.2
Helmets
when required, 291C–150
Leases
notice of transfer, 249–14.2
Notice
transfer of registration, 249–14.2
Overtaking and passing
overtaking bicycles on the left, 291C–43
Passengers
bicycle helmets for minors, 291C–150
Records
transfer of registration, 249–14.2
Registration
certificate of registration, 249–14.2
transfer, 249–14.2
Rentals
regulation by counties, 46–16.3
Riding
bicycle helmets for minors, 291C–150
hand and arm signals, 291C–86
Sales
transfer of registration, 249–14.2
Streets
bicycle tour operations, 46–16.3
highway design to accommodate bicyclists, 264–20.5
overtaking and passing by motor vehicles, 291C–43
Traffic laws
bicycle tour operations, 46–16.3
overtaking and passing by motor vehicles, 291C–43
rules of the road, 46–16.3
Turn signals, 291C–86

BILLS OF LADING
see DOCUMENTS OF TITLE

BIRDS
Feeding feral birds
nuisance abatement, 322–1
nuisance report, 322–6
Feral birds, 322–1
Wild birds

feeding
nuisance abatement, 322–1
nuisance report, 322–6

BIRTHS
Birth control
contraceptives
insurance coverage, 431:10A–116.6, 432:1–604.5
pharmacist dispensing, 461–11.6
emergency contraceptives
defined, 461–1
insurance coverage, 431:10A–116.6, 116.7
pharmacist dispensing, 461–1
sexual assault victims
see HOSPITALS, Emergency contraception
insurance coverage, 431:10A–116.7
religious employers, 431:10A–116.7
sexuality health education, 321–11.1
Birth defects
autism
insurance coverage, 431:10A–133, 432:1–614, 432D–23
treatment plan, 431:10A–133, 432:1–614
congenital heart defect testing, 321–296
cytomegalovirus public education program, 321–34
genetic counselors
see GENETIC COUNSELORS
information collection programs
confidentiality, 321–423
definitions, 321–421, 324–41
established, 321–422, 324–42
registry, 324–42
reports, 321–422
request for information, 321–425, 324–43
research, 324–43
rules, 321–424
special fund, 321–426
violations, 324–44
metabolic diseases
medically necessary foods
insurance coverage, 431:10A–120, 432:1–609, 432D–23
public assistance coverage, 346–67
newborn hearing screening
exemptions, 321–362.5
recordkeeping, 321–363
reports, 321–362.5
requirements, 321–362.5
newborn pulse oximetry screening
report, 321–296
requirements, 321–296
orthodontic services for orofacial anomalies
insurance coverage, 431:10A–132, 432:1–613, 432D–23

Birthing facilities
defined, 321–296
reports of congenital heart defect screening data, 321–296
Breastfeeding or expressing milk
public accommodations, 489–21, 22
workplace, 378–2, 92
Expressing milk in the workplace
duty of employer, 378–92
Hawaii home visiting program, 321–327
Heart defect
newborn infant testing, 321–296
Human placenta
release to birth mother, 321–30
Maternal death reviews
annual report, 324–6
authorization to conduct, 324–5
confidential information, 324–1
purpose, 324–5
use restrictions, 324–1
Reports
birth defect and infant mortality studies, 321–422
newborn hearing screening, 321–362.5
pulse oximetry screening of newborn infants, 321–296
Shaken baby syndrome
information to newborn's parents, 321–33

BISHOP MUSEUM
Archaeological data survey program, 6E–17

BLIND PERSONS
Assistive devices
see DISABLED PERSONS
Braille printers and devices
see DISABLED PERSONS, Assistive devices
Education
instructional materials, 302A–442.5
Infants and toddlers intervention program
early language services, 321–352.2
Optical scanners and devices
see DISABLED PERSONS, Assistive devices
Service animals
causing injury or death to, 711–1109.4
interference with, 711–1109.5
misrepresentation of a service animal, 347–2.6

BLOOD
Penal code
DNA testing of offenders
see DNA TESTING AND IDENTIFICATION
Tests
alcohol or drug content of vehicle operators

see MOTOR VEHICLES, Driving under the influence of alcohol or drugs
paternity proceedings, 576E–2

BOARDING HOUSES
County building and zoning codes compliance, 445–94
Violations
penalties, 445–96

BOARDS AND COMMISSIONS
Access Hawaii committee, 27G–3
Aerospace advisory committee, 201–72.5
Agriculture
board of agriculture, 26–16
Agriculture workforce advisory board, 371–19
Aha moku advisory committee, 171–4.5
Air carrier commission, 261E–4
Arts education partners, 9–3
Automated victim information and notification system governance committee, 353–137
Campaign spending commission, 11–311
Captive insurance board, 323F–4.5
Career and technical education coordinating advisory council, 304A–303
Center for nursing advisory board, 304A–1404
Charter school facilities funding working group, 302D–29.5
Child protective review panel, 587A–43
Commission for national and community service, 90D–2
Commission on fatherhood, 577E–2
Council on developmental disabilities, 333E–3
Criminal offender treatment advisory board, 353G–13
Data governance and access committee, 27–7
Death determination advisory committee, 327C–1
Deposit beverage containers advisory committee, 342G–122
Disability and communication access board, 348F–2
Education
committee on weights, 302A–1303.5
early learning board, 302L–1.6
executive office on early learning, 302L–1.5
school community councils, 302A–1124
school technology laboratories board, 302A–1314
state public charter school commission, 302D–3
state student council, 302A–447
Education compact for military children, 311D–1
Emergency aeromedical services quality improvement committee, 321–230
Emergency medical services advisory committee, 321–225
Employers' mutual insurance company oversight council, 431:14A–109.5
Endangered species recovery committee, 195D–25
Enhanced 911 board, 138–2
Financial assistance advisory council, 346–14.5
Food protection practices advisory council, 321–4.6
Fuel tank advisory committee, 342L–61
Game management advisory commission, 183D–4.5
General provisions

agenda of meetings, 92–7
board packets, 92–7.5
closed meetings, 92–5
emergency meetings, 92–8
financial disclosures, 84–17
gifts to government agencies, 92–5
immunity from civil liability, 26–35
informational meeting attendance, 92–2.5
interpreter and translation services to limited-English proficient persons, 321C–3, 4
nonattendance at meetings, 92–15.5
open meetings
complaints of violations, 92–1.5, 92F–42
oral testimony and presentations, 92–2.5
public officers and employees serving on boards, 78–4
removal or suspension, 92–15.5
sovereign immunity, 26–35
Grants and purchases of service
community council on purchase of health and human services, 103F–202
Greenhouse gas sequestration task force, 225P–4
Green infrastructure authority, 196–63
Hawaii advisory council on emergency management, 127A–4
Hawaii climate change mitigation and adaptation commission, 225P–3
Hawaii health authority, 322H–1
Hawaii healthcare workforce advisory board, 371–19.2
Hawaii interagency council for transit-oriented development, 226–63
Hawaii interagency council on homelessness, 346–381
Hawaii medical board, 453–5
Hawaii unmanned aerial systems test site advisory board, 201–72.6
Hawaii western interstate commission for higher education, 304A–3201.6
Health
board of health, 26–13
Health systems corporation regional system boards, 323F–3.5
Hoisting machine operators advisory board, 396–19
Housing finance and development corporation board of directors, 201H–3
Hui Imi advisory council, 10–18
Information privacy and security council, 487N–5
Information technology steering committee, 27–43
Insurance producer advisory board, 431:9A–121
Insurance producer continuing education advisory committee, 431:9A–160
Interagency council on homelessness, 346–381
Interstate commission for adult offender supervision, 353B–1
Interstate commission for juveniles, 582D–1
Interstate insurance product regulation commission, 431:30–103
Invasive species council, 194–2
Kokee state park advisory council, 171–8.5
Labor education advisory council, 304A–1603
Language access advisory council, 321C–7
Law enforcement officer independent review board, 28–152
Law enforcement standards board, 139–2
Legacy land conservation commission, 173A–2.4
Long-term care financing program board of trustees, 346C–3

Loss mitigation grant program advisory committee, 431:22–105
Medical education council, 304A–1703
Merit appeals board, 26–5, 76–47
Millennium workforce development public and private partnership task group, 371–17
Mixed martial arts contests advisory committee, 440E–4
National crime prevention and privacy compact council, 846C–1
Native Hawaiian roll commission, 10H–3
Natural energy institute advisory council, 304A–1892
Naturopathic medicine board, 455–4
Neighborhood boards
    meetings, 92–81
    meetings or presentations, 92–82
    quorum, 92–81
    unanticipated events, 92–83
Neurotrauma advisory board, 321H–3
Occupational safety and health
    appeals board, 396–11.5
Offender substance abuse treatment interagency coordinating body, 321–193.5
One call center advisory committee, 269E–4
Open meetings
    see OPEN MEETINGS
Performance partnerships board, 27–51
Petroleum advisory council, 486J–21
Policy advisory board for elder affairs, 349–4
Post-secondary education commission, 304A–3151
Public employees health benefits trust fund board of trustees, 87A–5
Public health facility management advisory committees, 323F–10, 10.5
Public housing authority board of directors, 356D–3
Public housing eviction board, 356D–63, 93
Quarantine
    advisory committee on vertebrate biology, 150A–6.2
Rehabilitation council, 348–8
Research corporation board of directors, 304A–3002
Resident advisory boards, 356D–5
Risk assessment working group, 171–8.6
Salary commission, St Art XVI–3.5, 26–56
Service area boards, 334–11
Sister-state committee, 229–2
Small business regulatory review board, 201M–5
State building code council, 107–22
State capitol management committee, 6E–34.5
State council for interstate adult offender supervision, 353B–3
State council for interstate juvenile supervision, 582D–1
Teacher education coordinating committee, 304A–1202
Television and film development board, 201–112
Tobacco prevention and control advisory board, 328L–6
Tourism authority, 201B–2
Traumatic brain injury advisory board, 321–28
University of Hawaii
    board of regents, 26–11
    candidate advisory council for the board of regents, 304A–104.6

Western interstate commission for higher education, 304A–3202
Workforce advisory boards, 371–18.5
Workforce development council, 202–1
Youth commission, 352D–11

BOATS AND BOATING
Abandoned vessels
marina or yacht club premises
disposition, 200–51, 53
sale proceeds, 200–54
transfer of title, 200–55
when vessel deemed abandoned, 200–52
private property
disposition, 200–51, 53
sale
abandonment on private marina or yacht club premises, 200–51, 53
abandonment on private property, 200–51, 53
vessel run aground on sandbar or coral reef
removal, 200–47.5
Administration, 200A–6
Ala Wai small boat harbor
leases, 200–2.6
mooring of native Hawaiian canoes, 200–12.5
Alcoholic beverages
operating vessel under the influence of alcohol
see MOTOR VEHICLES
Appeals
operating vessel under the influence of alcohol or drugs
administrative revocation of privilege, 291E–40
Boating accidents
alcohol or drug testing of operators, 291E–21
emergency radio beacons or distress call equipment, 200–37.5
Boating facilities
alternate access, 200–4.6
Boating safety
emergency radio beacons or distress call equipment, 200–37.5
hazard mitigation, 200–40.5
Canoes
native Hawaiian canoes
mooring at small boat harbors, 200–12.5
outrigger canoes
paddling deemed state team sport, 5–14
use of state shoreline areas, 200–20
Certificate of title for vessels
applicability, 200A–3
applications
cancellation, 200A–8
contents, 200A–7
fees, 200A–7, 15, 22
perfection of security interests, 200A–15
rejection, 200A–8

replacement certificates, 200A–22
requirements, 200A–7
transfer of ownership, 200A–21
when required, 200A–6
contents, 200A–9
damaged vessels, 200A–10
definitions, 200A–2, 19, 20
duties of department, 200A–6, 25, 29
effects of
certificate of title, 200A–13
missing or incorrect information, 200A–18
possession of certificate, 200A–14
electronic certificates
cancellation, 200A–12
creation, 200A–8, 12
transfer of ownership, 200A–17
electronic signatures, 200A–27
failure to comply, 200A–10, 16
fees, 200A–6, 7, 15, 22, 25
laws governing, 200A–5
missing or incorrect information, 200A–18
new certificates, 200A–21
penalties, 200A–10
prima facie evidence, 200A–13
public inspection, 200A–11
records, 200A–11, 25
replacement certificates, 200A–22
required, 200A–6
rights of purchaser, 200A–23
rights of secured party, 200A–24
rules, 200A–29
savings clause, 200A–28
security interests
conflicted security interest, 200A–24
failure to comply, 200A–16
fees, 200A–15
how perfected, 200A–15
perfected security interest, 200A–24
rights of secured party, 200A–24
termination statements, 200A–16
termination without certificate of title, 200A–21
short title, 200A–1
stolen property reports, 200A–11
supplemental principles of law, 200A–4
termination statements
application for new certificate, 200A–21
timetable, 200A–16
timetable, 200A–8, 16
title brands
designations, 200A–10
identification of jurisdiction, 200A–9

transfer by law statements
contents, 200A–20
transfer of ownership
application, 200A–21
generally, 200A–17
operation of law, 200A–20
secured party's transfer statement, 200A–19
transfer by law statement, 200A–20
uniformity of application and construction, 200A–26
written certificates
cancellation, 200A–12
contents, 200A–9
creation, 200A–12
replacement, 200A–22
surrender, 200A–12
termination statements, 200A–16
transfer of ownership, 200A–17
unavailable or illegible certificates, 200A–16
Certificates
titles
see Certificate of title for vessels, above
Coast Guard
inspections, 187A–32
Commercial vessel activities
catamaran operations in Waikiki, 200–9
exemptions, 201–14
movie or film production, 201–14
Contracts
private development of small boat harbors, 200–19
Cruise ships
see SHIPS AND SHIPPING
Definitions
capital advancement contracts, 200–19
certificate of title, 200A–2, 19, 20
controlled group, 200–10
emergency radio beacons or distress call equipment, 200–37.5
regularly navigated, 200–9
small boat harbor leases, 200–2.5
transfer, 200–10
Drugs
operating vessel under the influence of drugs
see MOTOR VEHICLES
Equipment
emergency radio beacons or distress call equipment, 200–37.5
Fees
movie or film production vessels, 201–14
operating vessel under the influence of alcohol or drugs
administrative revocation of privilege, 291E–39
Hearings
operating vessel under the influence of alcohol or drugs
administrative revocation of privilege, 291E–39

Holidays
World Ocean Day, 8–12
Hull identification numbers
certificate of title, 200A–11, 25
Impoundment
vessel run aground on sandbar or coral reef
removal, 200–47.5
Inspections
agricultural inspections, 150A–4.5, 5.3
alien aquatic organisms, 187A–32
Kaneohe bay
master plan implementation, 200–39
movie or film production vessels, 201–14
regional council
consultation, 200–39
powers and duties, 200–39
rules, 200–39
violations
administrative penalties, 200–14.5
Keehi Lagoon small boat harbor
mooring of native Hawaiian canoes, 200–12.5
Kewalo basin
cruise boats permitted at Honolulu harbor, 266–17
Lahaina small boat harbor
mooring of native Hawaiian canoes, 200–12.5
Marinas
abandoned vessels, see Abandoned vessels, above
rules, 200–4
Minors
operating vessel under the influence of alcohol or drugs
administrative revocation of privilege, 291E–37
criminal offense, 291E–64
evidence of intoxication, 291E–1, 64
Mooring and anchoring
fee appraisal system, 200–10
movie or film production vessels, 201–14
native Hawaiian canoes, 200–12.5
West Hawaii fishery management area, 188F–3, 4
Nonresidents
operating vessel under the influence of alcohol or drugs, 291E–42
Ocean cleanups, 200–37
Ocean recreation
emergency radio beacons or distress call equipment, 200–37.5
hazard mitigation, 200–40.5
hotel providing recreational equipment, 486K–5.6
Kaneohe bay master plan, 200–39
liability for injury, 486K–5.5, 5.6, 663–1.54
marine events, 200–40
movie or film production vessels, 201–14
ocean safety and water safety officers
assault against, 707–711

collective bargaining
arbitration, 89–11
bargaining unit, 89–6
outrigger canoe paddling, 5–14, 200–20
safe zones, 200–4.5
search and rescue operations, 137–2, 3, 200–37.5
West Hawaii fishery management area, 188F–3, 4
Ocean safety zones, 200–4.5
Operators
suspension of operating privileges
notice to boating enforcement division, 291E–50, 63
operating vessel under the influence of alcohol or drugs, 291E–41
refusal to submit to drug or alcohol testing, 291E–65
Pawnbrokers
prohibited transactions, 445–134.13
Permits
automatic extension, 200–10
marine events, 200–40
movie or film production vessels, 201–14
Pollution
administrative penalties, 200–14.5
Records
certificate of title, 200A–11, 25
operating vessel under the influence of alcohol or drugs, 200–18, 291E–63
Recreational boating activities
marine events, 200–40
Registration
catamaran operations in Waikiki, 200–9
renewal or transfer, 200–31
transfer of ownership, 200–9
Reports
educational activities using native Hawaiian canoes, 200–12.5
Rules
certificate of title for vessels, 200A–29
hazard mitigation, 200–40.5
marine events, 200–40
violations, 200–14.5
Small boat harbors
capital advancement contracts, 200–19
criminal trespass, 708–814.7
Hana harbor operation and regulations, 266–1.6
leases, 200–2.5, 2.6
movie or film production vessels, 201–14
native Hawaiian canoes accommodation, 200–12.5
non-maritime uses, 200–2.5
private development and operation, 200–2.5, 19
rules, 200–2.5, 12.5
utility fees, 200–10
Special fund
disposition of fees and penalties collected, 200–14.5
lease revenues, 200–2.5

transfers from special funds, 36–29.5
Titles for vessels, see Certificate of title for vessels, above
University of Hawaii
research vessels, 304A–3004
Vessels
certificate of title, see Certificate of title for vessels, above
emergency radio beacons or distress call equipment, 200–37.5
movie or film production, 201–14
vessel run aground on sandbar or coral reef
removal, 200–47.5
Violations
administrative penalties, 200–14.5, 266–25
emergency radio beacons or distress call equipment, 200–37.5
Yacht clubs
abandoned vessels, see Abandoned vessels, above

BOILER AND ELEVATOR SAFETY
Boiler and elevator revolving fund
established, 397–13
purpose, 397–13
report, 397–13
Inspections
reinspections, 397–4
time, 397–4
Records
department to keep, 397–4
Rules
adoption, 397–4
emergency standards, 397–4
variances, 397–4
Schedule of fees, 397–13

BOND ISSUES
Debt affordability study
see BUDGET AND FINANCE DEPARTMENT, State debts
General obligation bonds
early retirement, 37B–2
prepayment, 37B–2
redemption premium, 37B–2
Turtle Bay conservation easement, 171–171, 173A–13
Interest
agribusiness development corporation, 163D–11
Refunding bonds
airport special facilities, 261–52
Revenue bonds
airport special facilities, 261–52
housing finance and development corporation
see HOUSING FINANCE AND DEVELOPMENT CORPORATION
hurricane relief fund
authorization to issue, St Art VII–12
definitions, St Art VII–12

water pollution control
see WATER POLLUTION
Security interests
definitions, 39–161
enforcement, 39–164
perfection, 39–162
priority, 39–163
terms of indenture or agreement, 39–163, 164
State bond ceiling allocations
application of allocation, 39C–3
assignments, 39C–2
carry forward, 39C–4
counties
assignments, 39C–2
unused allocations, 39C–4
definitions, 39C–1
reversion to state, 39C–4
unused allocations, 39C–4
State debt management policy
see BUDGET AND FINANCE DEPARTMENT, State debts
University of Hawaii
see UNIVERSITY OF HAWAII

BOTTLES
Deposit beverage containers
administration of program, 342G–106
advisory committee, 342G–122
air carriers, 342G–101.5
audits, 342G–107, 121
commencement of program, 342G–109
cruise ships, 342G–101.5
definitions, 342G–101
distributors
pass-on of fees, 342G–111
records, 342G–103
registration, 342G–103
reports, 342G–105, 111
exemptions, 342G–101.5
fees
assessment, 342G–102
not considered income for tax purposes, 235–18, 237–24.75
pass-on to consumers, 342G–111
payment, 342G–105
handling fees, 342G–117
recycling, 342G–120
redemption centers, 342G–113, 114
refunds
labeling requirements, 342G–112
refund value, 342G–110
refusal of containers, 342G–116
reports, 342G–111, 119

reverse vending machines, 342G–115
rules, 342G–109
special fund
deposits and uses, 342G–104
transfers from special funds, 36–27
Disposal fees
exemptions, 342G–85
small bottles, 342G–85
Importers
small businesses, 342G–85
Recycling
highway construction and paving, 103D–1005
Reports
deposit beverage containers
distributors, 342G–111

BOUNDARIES
Ahupuaa
defined, 226–2
Minor discrepancies and encroachment
see QUIETING TITLE
West Hawaii fishery management area, 188F–2

BOXING
Boxers
identification cards, 440–8.5
registry, 440–8.5
Contests
police activities league exemption, 440–35
Judges
examinations, 440–12
Licenses
examinations, 440–12
revocation or suspension
boxers, 440–8.5
Managers
examinations, 440–12
Mixed martial arts contests
see MIXED MARTIAL ARTS CONTESTS
Police activities league
rules not applicable, 440–35
Referees
examinations, 440–12

BRIDGES
Construction and maintenance
flexible design standards, 264–20

BUDGET AND FINANCE DEPARTMENT
Central service expenses
transfers from special funds, 36–29.5

Long-term care financing program
see LONG-TERM CARE FACILITIES
Public employees health benefits trust fund
see EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
Reports
debt affordability study, 37C–12
mass transit special fund, 248–2.7
state debt management policy, 37C–1, 2
State debts
debt affordability study
definitions, 37C–11
information required, 37C–13
purpose, 37C–13
submission to legislature, 37C–12
state debt management policy
duties of legislature, 37C–3
establishment, 37C–1
parameters, 37C–2

BUDGETS
Allotment system
grants and purchases of service, 42F–105, 103F–414
reports on special funds, 601–3.2
Capital improvements
operational costs, 37–68
summary of operational costs, 37–68
Carryover of funds
education department, 127A–16
Departments and agencies
capital improvement projects
annual training, 103–12
operational costs, 37–68
deferred maintenance costs, 37–68
summary of deferred maintenance costs, 37–68
Education department
carryover of funds, 127A–16
financing agreements, 37–34.5
Emergency and budget reserve fund
deposits
generally, 328L–3
tobacco settlement moneys, 328L–2
established, 328L–3
prohibited uses, 328L–3
transfers from special funds, 36–27, 30
uses, 328L–3
Executive budget
position ceiling, 37–68.5, 74
Federal funds
defined, 37–62
General fund
excess general funds

see FUNDS
Grants and purchases of service
see GRANTS AND PURCHASES OF SERVICE
Position ceiling, 37–68.5, 74
Public buildings
routine repair and maintenance funding
annual report, 37–122, 601–2
definitions, 37–121
"Rainy day" fund, see Emergency and budget reserve fund, above
Revolving and trust funds
reports of accounts, 601–3.2
Special funds
reports of accounts, 601–3.2
University of Hawaii
budget formulation, 304A–2101
financing agreements, 37–34
minimum appropriations, 304A–2101

BUILDING CODES
Agricultural structures
building types, 46–88
exemption requirements, 46–88
penalties, 46–88
state and county immunity from liability, 46–88
Fire protection
fireworks storage, 132D–2
Fireworks storage
building code standards, 132D–2
Hawaiian architectural practices and materials, 46–1.55
Housing projects
housing finance and development corporation, 201H–38
State building codes
amendments, 107–24
applicability, 107–25, 27
building code council
annual report, 107–24
budget, 107–23
executive director, 107–23
members, 107–22
powers and duties, 107–24
staff, 107–23
compliance, 107–31
conflict of laws, 107–26, 27
construction standards, 107–25
contents, 107–25
county codes and ordinances, 107–27, 28
definitions, 107–21
establishment, 107–24, 25
exclusions, 107–26
hurricane resistant devices, 107–25
reports, 107–30

rules, 107–29
Water conservation devices
installation in new construction, 342D–87

BUILDINGS
Public
see PUBLIC BUILDINGS

BURDEN OF PROOF
Commercial code
burden of establishing lack of good faith, 490:1–309
False claims on government contracts and programs, 46–173, 661–23
Unclaimed property, 523A–7

BURGLARY
Burglary during emergency period
burglary of building
class B felony, 708–818
elements of offense, 708–818
burglary of dwelling
class A felony, 708–817
elements of offense, 708–817
Intent to commit crime, 708–812.5
Repeat offenders
habitual property crime, 708–803
sentencing, 708–803
Unauthorized entry into dwelling
affirmative defense, 708–812.55, 812.6
class B felony, 708–812.55
class C felony, 708–812.6
elements of offense, 708–812.55, 812.6

BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM DEPARTMENT
Business and commercial loans
brownfields cleanup revolving loan fund, 201–18
building energy efficiency improvements, 201–20
capital access program
see CAPITAL ACCESS PROGRAM
green infrastructure loans
see ENERGY RESOURCES, Green infrastructure financing
Convention center
see TOURISM
Data or information collection
growth industries, 201–19
medical cannabis registry and dispensary programs, 201–13.9
Economic development
growth industries, 201–19
Film productions
tax credit annual report, 235–17
television and film development
definitions, 201–111

development board, 201–112
inspection of premises and records, 201–114
special fund, 201–113
Funds
brownfields cleanup revolving loan fund, 201–18
building energy efficiency revolving loan fund, 201–20
Hawaii green infrastructure special fund, 196–65
television and film development special fund, 201–113
Green infrastructure loans
see ENERGY RESOURCES, Green infrastructure financing
Interagency council for transit-oriented development
duties, 226–63
established, 226–63
members, 226–64
purpose, 226–63
report, 226–63
International affairs office
established, 201–17
powers and duties, 201–17
Job training
reports, 201–16, 202–10
Millennium workforce development training program, 371–17
Permits
approval by rule, 201–62
Reports
brownfields cleanup revolving loan fund, 201–18
capital access program, 211D–10
ethanol production facilities, 235–110.3
growth industries, 201–19
job training programs, 201–16, 202–10
motion picture, digital media, and film production tax credit, 235–17
renewable fuels production tax credit, 235–110.31
research activities tax credit, 235–110.91
transit-oriented development planning, 226–63
Rules
brownfields cleanup revolving loan fund, 201–18
building energy efficiency revolving loan fund, 201–20
capital access program, 211D–4
School technology laboratories fund, 302A–1314

BUSINESSES
Business action center
see PERMITS
Corporations
see CORPORATIONS

CABLE TELEVISION
Broadband access or service
see TELECOMMUNICATION SERVICES
Cable television fund

transferred to compliance resolution fund, 26–9
Crimes
repeat offenders, 708–803
Director
duties, 440G–11.5
Fees
deposit into compliance resolution fund, 440G–15
increase or decrease, 440G–15
Public, educational, and government access
legislative broadcast program, 21G–3
management by access organization, 440G–8.3
Records
access for child support enforcement, 576D–18
Reports
telework and broadband services, 440G–11.5

CANCER
Bone marrow or organ donations
see ANATOMICAL GIFTS
Breast and cervical cancer control program, 346–59.2
Cancer control
breast density results report, 321–46
plan development, 321–45
Cancer research center
operating costs, 304A–2168
special fund, 304A–2168
Cannabis for medical purposes
see DRUGS
Chemotherapy services
insurance coverage, 431:10A–126, 432:1–616
Colon cancer screening
insurance coverage, 431:10A–122, 432:1–617
Mammogram screening
breast density results report, 321–46
Treatment
insurance coverage, 431:10A–126, 432:1–616
Tumor registry
hospital-based registries, 324–21
reports, 324–21
Workers' compensation
claim for compensation, 386–21.9

CAPITAL ACCESS PROGRAM
Administration and management, 211D–2
Contracts, 211D–2
Definitions, 211D–1
Eligibility
financial institutions, 211D–3
generally, 211D–1
loans, 211D–3
rules, 211D–4

Establishment, 211D–3
Fees and charges
loan fees, 211D–6
powers of department, 211D–2
Financial institutions
definitions, 211D–1
eligibility, 211D–3
lines of credit, 211D–4
loan guarantees, 211D–3
reports, 211D–9
reserve accounts, 211D–6, 7
state's liability limited, 211D–11
termination, 211D–8
withdrawal from program, 211D–8
Gifts and grants, 211D–12
Loans
criteria, 211D–5
delinquent payments, 211D–2
eligibility, 211D–3
lines of credit, 211D–1, 4
powers of department, 211D–2
requirements, 211D–5
reserve accounts, 211D–6
state's liability limited, 211D–11
terms and conditions, 211D–5
Nonprofit organizations
eligibility, 211D–3
Powers of department, 211D–2
Reports
annual reports, 211D–10
financial institutions, 211D–6, 9
Reserve accounts
defined, 211D–1
deposit by borrower, 211D–6
interest, 211D–8
requirements, 211D–6
state's contribution to
generally, 211D–2, 6
limitations, 211D–7
withdrawals, 211D–8
termination, 211D–8
uses, 211D–6
withdrawals, 211D–8
Rules
adoption, 211D–4
Small businesses
eligibility, 211D–1, 3
Staff, 211D–2

CAPITAL LOAN PROGRAM
Capital access program

see CAPITAL ACCESS PROGRAM
Counties
neighbor island preferential loans
interest rates, 210–6
Direct loans
servicing and administering loans, 210–6
Financial services assistance program
funding, 201C–3
Guarantee of loans, 210–7.5
Revolving fund
transfers of moneys between funds, 210D–4
uses of fund, 201C–3
Rules
loan guarantees, 210–7.5
Small businesses
direct loans, 210–6
loan guarantees, 210–7.5

CARNIVALS
Animals
import permits, 150A–6.2
Regulation of rides, etc.
see AMUSEMENT RIDES

CATS
Desertion of animals, 711–1109.7
Emergency shelters
pet animals permitted in shelters, 127A–19
Trapped or snared cat
cruelty to animals, 711–1109.37
reporting to authorities, 143–20
Trust for care of domestic or pet animals, 560:7–501

CELLULAR PHONES
see TELEPHONES

CEMETERIES
Cemetery and funeral authorities
compliance with requirements, 441–20.6
contracts with clients
cancellation or termination, 441–22.8
failure to pay, 441–22.8
fees for services, 441–22.5, 22.7
refund of purchase price, 441–22.8
disposition of remains
authorization for disposition, reliance on, 531B–8
immunity, 531B–11
recovery of expenses, 531B–9
right to control, 531B–7
unclaimed cremated remains, 531B–10
fees, 441–20.6, 22.5, 22.6, 22.7

licenses
denial, 441–20.6
review of filings, 441–20.6
Director
private consultants, 441–20.6
Notice
cancellation of contract, 441–22.8
Perpetual care
additional fees or charges prohibited, 441–22.5, 22.7
fees for services, 441–22.5, 22.7
funds
reimbursement for expenses, 662D–5
sale or transfer of accounts, 441–12
Plots
records, 441–3
Prehistoric and historic burial sites
cave burials, 6D–8
civil or administrative violations, 6E–11
criminal violations
applicability, 6E–75
family burial plots, 6E–75
generally, 6E–72, 73
supplemental remedies, 6E–74
discovery of human remains, 6E–11, 73
failure to re-inter remains, 6E–11
Kahoolawe island reserve, 6K–6
marking, alteration, or testing of human skeletal remains, 6E–11
removal of burial goods or remains, 6E–72
stop work orders, 6E–11, 43.6, 73
Pre-need trusts
sale or transfer of accounts, 441–12
Records
location of remains, 441–3
review of filings, 441–20.6
Sale of plots or crypts
fees for services, 441–22.7
Urns
theft, 708–835.9
Veterans
Filipino World War II veterans
burial grants, 363–12, 13
Violations
additional charges, 441–22.7
Volunteers
immunity to liability, 662D–5
reimbursement for expenses, 662D–5
services provided, 662D–5

CHARACTER AND REPUTATION
Places of prostitution, obscenity, and drug activity
action to close place

reputation evidence, 712–1273

CHARITIES
Cease and desist orders, 467B–17
Deactivation of registration, 467B–2.1
Definitions, 467B–1
Donation of goods, food, etc.
medicines and health care supplies
see DRUGS
Endowment funds
definitions, 517E–2
expenditures
gift instrument requirements, 517E–4
gift instruments
compliance with requirements, 517E–3
controlling, 517E–4
release or modification of restrictions, 517E–6
restrictions construed, 517E–4
income
trustee's power over funds, 557A–104
investments
delegation of authority, 517E–5
permitted investments, 517E–3
release or modification of restrictions, 517E–6
management
applicability, 517E–8
citation of chapter, 517E–1
definitions, 517E–2
delegation of authority, 517E–5
electronic records, 517E–9
exemptions, 517E–2
expenditure or accumulation of funds, 517E–4
oversight, 517E–7
release or modification of restrictions, 517E–6
review of compliance, 517E–7
short title, 517E–1
standard of conduct, 517E–3
standard of conduct, 517E–3
Fees
filing fees, 467B–6.5
Fundraising
see SOLICITORS, Fundraising professionals
Hearings
violations, 467B–9.3
Investigations
powers of attorney general, 467B–9.3
Records
audit, 467B–6.5
recordkeeping, 467B–6.5
subpoenas, 467B–9.3
Registration

deactivation, 467B–2.1
exemptions, 467B–11.5
required, 467B–2.1
Reports
annual reports, 467B–6.5
exemptions, 467B–11.5
Service of process on out-of-state organizations, 467B–16
Violations
failure to file reports, 467B–6.5
investigations, 467B–9.3

CHECK CASHING BUSINESSES
Applicability, 480F–5
Consumer complaints
notice, 480F–2
remedies, 480F–6
Deferred deposit of check
defined, 480F–1
fees, 480F–4
remedies, 480F–6
when allowed, 480F–4
Definitions, 480F–1
Exemptions, 480F–5
Fees
deferred deposit of check, 480F–4
maximum fees, 480F–3
notice, 480F–2
receipts, 480F–2
Membership or identification cards
fees, 480F–3
notices, 480F–2
Money order sales
fees, 480F–2
notices, 480F–2
Notice
requirements, 480F–2
Return of dishonored check, 480F–4
Violations
other remedies apply, 480F–7
penalties, 480F–6

CHILD ABUSE
Adoption
child abuse record checks of adoptive parents, 346–19.7
Child care facilities and programs
child abuse and adult abuse perpetrator record checks of operators and employees, 346–152.5, 154
child abuse record checks of operators and employees, 346–17, 154
Child custody orders
emergency temporary orders, 583A–204
physical custody warrant, 583A–311

protection of child and parties, 583A–209
Child death reviews
annual report, 321–345.5
confidential information, 321–343
definitions, 321–342
immunity from liability, 321–346
ongoing investigations, 321–344
purpose, 321–341
release of information, 321–343, 344
Child protective act
abandonment of infant
defined, 587A–4
child protective review panel, 587A–43
citation of act, 587A–1
construction and interpretation, 587A–2
criminal history record checks, 587A–3.5
custody of child
appeals, 587A–36
police custody without court order, 587A–8
powers and duties of agencies, 587A–15
relatives
foster placement with relatives of child, 587A–10
rights of children in foster care, 587A–3.1
temporary custody by department to investigate abuse, 587A–8, 9, 11
termination of parental rights, 587A–33, 34
definitions
generally, 587A–4
failure to comply with court order, 587A–37
foster custody
appeals, 587A–36
consent to educational and recreational activities, 587A–42
court orders, 587A–26, 28
defined, 587A–4
health assessment of children under department care, 346–17.2
medical and dental care of child, 587A–42
powers and duties of agencies, 587A–15
rights and responsibilities of child's family, 587A–15
rights of children, 587A–3.1
guardian ad litem, 587A–16
harm to child
generally, 587A–4
immediate protective custody by police, 587A–8
physical, developmental, or psychological evaluation of parties, 587A–26
protective orders, 587A–38, 39
removal of alleged or potential perpetrator from family home, 587A–26, 38
safe family home factors, 587A–7
hearings
adult advocate, 571–41
attorneys, 587A–17
closed hearing, 587A–25
court jurisdiction, 587A–5, 35

court records, 587A–40
evidence not admissible in other proceedings, 587A–20
hearing without jury, 587A–25
hearsay evidence, 587A–21
immediate protective custody, 587A–12
notice to child, 587A–13
open to public, 571–41
periodic review hearing, 587A–30
permanency hearing, 587A–31
privileged testimony, 587A–22
reports, 587A–18
resource family may participate, 587A–14
return hearing, 587A–28
show cause hearing, 587A–29
summons and process, 587A–13
temporary foster custody hearing, 587A–26
termination of parental rights, 587A–33, 34
testimony by child, 587A–21
testimony by department social worker, 587A–19
venue for proceedings, 587A–6
investigations
powers of department, 587A–11
temporary custody by department to investigate abuse, 587A–9
legislative findings, 587A–2
medical care and treatment
consent by foster or resource family, 587A–42
emergency care to investigate abuse, 587A–9
medical records, 350–1.5, 1.6
payment of costs, 587A–41
powers and duties of agencies, 587A–15
motion to vacate or modify prior orders, 587A–24
notice to parties, 587A–14, 28
oral orders, 587A–23
payment for services and treatment, 587A–41
permanent plan
contents, 587A–32
termination of parental rights, 587A–33
petitions
contents, 587A–12
hearing on petition, 587A–13
protective orders, 587A–38, 39
purpose, 587A–2
reports
contents, 587A–18
reports by agencies, 587A–18
use as evidence, 587A–18
restraining orders, 587A–38, 39
rights of children in foster care, 587A–3.1
safe family home
factors used to determine whether family is able to provide, 587A–7
return of child to family home on court order, 587A–26

service plan
contents, 587A–27
short title, 587A–1
termination of parental rights
criteria, 587A–33
hearing, 587A–33
reinstatement, 587A–34
Children's justice program
definitions, 588–2
director
appointment, 588–3
duties, 588–4
establishment, 588–1
evidence of sexual abuse, 588–5
interagency cooperation, 588–1.5, 4
purpose, 588–1
services to be provided, 588–1, 4
sharing information, 588–1.5, 4
Definitions, 588–2
Electronic enticement of a child
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
first degree offense, 707–756
repeat offenders, 706–606.5
second degree offense, 707–757
Evidence
child protective act
department reports as evidence, 587A–18
evidence not admissible in other proceedings, 587A–20
hearsay evidence, 587A–21
privileged testimony, 587A–22
social worker as expert witness, 587A–19
testimony by child, 587A–21
medical examination of child, 350–1.5
Human services department
child welfare services, 346–1, 14
grants and purchases of services, 346–7.5
health assessment of child under department care, 346–17.2
investigation of abuse, 587A–9, 11
powers and duties, 346–14, 587A–15
release of records, 346–10, 350–1.4
reports to court, 587A–18
social workers, 587A–19
special account, 346–7.5
Indecent electronic display to a child
element of crime, 707–759
misdemeanor, 707–759
Internet crimes against children
definitions, 846F–2
fee, 846F–3
short title, 846F–1
special fund

deposits and uses, 846F–4
established, 846F–4
Investigations
child protective review panel, 587A–43
human services department records release, 346–10, 350–1.4
powers of department to investigate abuse, 587A–9, 11
Marriage and family therapists
see MARRIAGE AND FAMILY THERAPISTS
Police
department to inform police of reported abuse, 350–2
no cause of action for reports, 350–1.1
protective custody of child without court order, 587A–8
service of protective orders, 587A–39
Pornography
defenses, 707–753
possession, 707–751, 752, 753
Prevention or intervention programs
donation of income tax refunds, 235–102.5, 601–3.6
funding through fees and fines
marriage licenses, 572–5, 601–3.6
restraining order violations, 601–3.6
vital statistics copies, 338–14.5, 346–7.5
Hawaii home visiting program, 321–327
health department services, 321–1.3
human services department duties, 346–14
infants and toddlers program
advisory council, 321–357
community based services, 321–357
federal reimbursements, 321–355
rules, 321–357
services, 321–357
special fund, 321–355
shaken baby syndrome, 321–33
special accounts
health department, 321–1.3
human services department, 346–7.5
judiciary, 601–3.6
Promoting child abuse
computer used to identify, coerce, etc. victim, 708–893
defenses, 707–753
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
third degree promoting child abuse
class C felony, 707–752
elements of offense, 707–752
Repeat offenders
sentencing, 706–606.6
Reports
child protective act
department reports, 587A–18
confidentiality, 576D–12
disclosure, 350–2

human services department records release, 346–10
no cause of action against department or police, 350–1.1
police to be notified of reported abuse, 350–2
Rules
court proceedings, 587A–12
disclosure of information, 587A–40
records release, 350–1.4
Sexual abuse
continuous sexual assault of minor, St Art I–25, 707–733.6
definitions, 588–2
evidence, 588–5
intra-family sexual assault, St Art I–25, 707–733.6
pornography, 707–752
repeat offenders, 706–606.6
sexual assault, St Art I–25, 707–731, 733, 733.6
Sexual exploitation of minor
adult entertainment employment prohibited, 390–2
age verification records
custodian of records, 712–1219
disclosing location of records, 712–1219
failure to keep, 712–1218, 1218.5
producer identity, 712–1219
sale of pornography without age verification disclosure, 712–1219.5
Shaken baby syndrome
information to newborn's parents, 321–33

CHILD CARE FACILITIES
After-school programs
criminal history record checks, 846–2.7
regulation, 346–152
Child abuse and adult abuse perpetrator record checks
record checks of providers and employees, 346–152.5, 154
Child abuse or neglect
disclosure of report, 350–2
Child abuse record checks
definitions, 346–151
record checks of providers and employees, 346–17, 154
Complaints
investigations, 346–152.3
County programs
criminal history record checks, 846–2.7
regulation, 346–152
Criminal history record checks, 346–17, 152.5, 846–2.7
Exempt organizations
criminal history and child abuse and adult perpetrator record checks, 346–152.5
generally, 346–152
investigations, 346–152, 152.3
Family child care homes
agricultural districts
zoning, 46–15.35
apartments and townhouses

access by disabled, 502C–2
authorization, 502C–2
conditions and limitations, 502C–2
definitions, 502C–1
liability
immunity of association, 502C–2, 663–1.53
insurance, 502C–2
modification to common elements, 502C–2
nondiscrimination, 502C–2
notice to association of intent to operate, 502C–2
requirements, 502C–2, 663–1.53
zoning, 46–15.35
defined, 502C–1
permitted in agricultural districts, 46–15.35
permitted in residential areas, 502C–2
registration
expiration, 346–171
fees, 346–173
renewal, 346–171
restrictive covenants, 502C–2
safe sleep policy, 346–152.7
Group child care homes and centers
certificates of approval
expiration, 346–17
renewal, 346–17
criminal history record checks, 846–2.7
immunity from liability, 346–17
licenses
expiration, 346–163
fees, 346–163
renewal, 346–163
safe sleep policy, 346–152.7
Investigations
action upon, 321–486.1
exclusion of landlords, 321–488
penalties, 321–486.3, 487
powers and duties of department, 321–486
right of entry, 321–486.2
No cost emergency shelter for consenting minor, 346–17.6
Preschool open doors program
enrollment priority, 346–181
established, 346–181
requirements, 346–181
rules, 346–181
Private schools
exemption from child care regulations, 346–152
Providers
child abuse and adult abuse perpetrator record checks, 346–152.5, 154
child abuse record checks, 346–17, 154
criminal history record checks, 346–17, 152.5
parent-caregiver conferences, 78–31

sex offender registry checks, 346–152.5, 154
Safe sleep policy
definitions, 346–152.7
requirements, 346–152.7
Sex offender registry checks, 346–152.5, 154
Summer fun programs, 346–152
University of Hawaii
child care programs and facilities, 304A–116, 2173
Violations
complaints, 346–152.3
investigations, 346–152.3

CHILD CUSTODY
Abandoned children
emergency temporary custody orders, 583A–204
safe surrender of infant, 587D–6, 7
Child abuse
emergency temporary custody orders, 583A–204
protection of child and parties, 583A–209
warrant for immediate physical custody, 583A–311
Child custody evaluators
appointment by court, 571–46
complaints against
annual report, 571–46.4
referral process, 571–46.4
powers and duties, 571–46
qualifications, 571–46.4
registry of qualified evaluators, 571–46.4
Custodial interference
computer used to identify, coerce, etc. victim, 708–893
Custody decrees
binding on parties, 583A–106
emergency temporary orders, 583A–204
modification
by another state, 583A–307
out-of-state decrees, 583A–203
out-of-state decrees
enforcement, 583A–302, 303, 306, 313
modification, 583A–203
recognition, 583A–303
registration, 583A–305
visitation, 583A–304
Custody proceedings
appearance not subject to process in other actions, 583A–109
appearance of parties and child, 583A–210
binding on parties, 583A–106
communication between courts, 583A–110
convicted sexual offender's parental rights, 571–46
information to be submitted, 583A–209
intervention, 583A–205
marriage and family therapist disclosures, 451J–13

notice, 583A–205
out-of-state proceedings
communication between courts, 583A–110
modification of decrees, 583A–203
testimony, evidence, etc. taken out-of-state, 583A–111, 112
proceedings involving military personnel on deployment, see Military personnel on deployment, below
service of notice or process, 583A–108
simultaneous proceedings in other states, 583A–206, 307
temporary restraining order petition, 586–4
Definitions, 571–91, 583A–102, 301
Divorce or separation
restraining orders, 580–10.5
Domestic violence
emergency temporary custody orders, 583A–204
protection of child and parties, 583A–209
temporary restraining order petition, 586–4
warrant for immediate physical custody, 583A–311
Electronic communication, 571–46
Enforcement
uniform jurisdiction and enforcement, see Jurisdiction, below
Hearings
contesting state's jurisdiction, 583A–107
costs and fees, 583A–208, 312
enforcement orders, 583A–308, 310
notice, 583A–205
out-of-state hearings and testimony, 583A–111, 112
priority, 583A–107
Jurisdiction
contesting state's jurisdiction, 583A–107
immunity to service in other actions, 583A–109
out-of-state proceedings
communication between courts, 583A–110
depositions and evidentiary hearings, 583A–111, 112
transfer to Hawaii court, 583A–203
uniform jurisdiction and enforcement
appeals, 583A–314
appearance and limited immunity, 583A–109
appearance of parties and child, 583A–210
applicability
foreign countries, 583A–105
Indian tribes, 583A–104
other laws apply, 583A–103
binding on parties, 583A–106
communication between courts, 583A–110
conduct of parties, 583A–208
contesting jurisdiction, 583A–107
continuous jurisdiction, 583A–202
costs and fees, 583A–208
definitions, 583A–102
effect, 583A–106

emergency orders, 583A–204
enforcement
appeals, 583A–314
attorney general's powers, 583A–315
costs and fees, 583A–312, 317
definitions, 583A–301
duty to enforce, 583A–303, 306, 313
generally, 583A–306
grounds for denial, 583A–310
hearings, 583A–310
international orders, 583A–302, 315
law enforcement officer's powers, 583A–316
orders, 583A–310
out-of-state enforcement, 583A–307
petition, 583A–308
privileged communication, 583A–310
proceedings begun in another state, 583A–206
recognition of out-of-state orders, 583A–303, 313
registration of foreign orders, 583A–305
return of child, 583A–302
service of petition, 583A–309
simultaneous proceedings, 583A–307
threat of harm to child, 583A–311
visitation rights, 583A–304
warrant for immediate physical custody, 583A–311
exclusive jurisdiction, 583A–202
exemptions, 583A–103, 104
Hawaii as home state, 583A–201
hearings in another state, 583A–111, 112
inconvenient forum, 583A–207
Indian tribes
applicability, 583A–104
information to court, 583A–209, 308
initial jurisdiction, 583A–201
intervention, 583A–205
joinder of parties, 583A–205
modifying determination, 583A–203, 206
notice, 583A–108, 205
other laws apply, 583A–103
parties and child to be present in court, 583A–210
pleading or affidavit, 583A–209
priority on calendar, 583A–107
proceeding begun in another state, 583A–206
recordkeeping, 583A–112
service of notice or process, 583A–108, 309
short title, 583A–101
simultaneous proceedings, 583A–206, 307
stay of proceedings
failure to provide information to court, 583A–209
simultaneous proceedings, 583A–206, 307
temporary orders, 583A–204, 304

testimony in another state, 583A–111, 112
transfer of proceedings
conduct of parties, 583A–208
grounds to transfer proceeding, 583A–207, 208
inconvenient forum, 583A–207
to Hawaii court, 583A–203
to out-of-state court, 583A–202, 207
Medical cannabis use, 329–125.5
Military personnel on deployment
applicability, 571–92
best interests of child, 571–92
change in address or contact information, 571–96
child made available to deployed parent on leave, 571–96
definitions, 571–91
delegation of contact rights by deployed parent to another, 571–97
deployment not sole factor in awarding custody, 571–95
duty to cooperate, 571–93
electronic participation in custody hearings, 571–94
existing custody or visitation orders, 571–95
expedited hearings, 571–94
family members of deployed parent, 571–97
notice of deployment orders, 571–93
other law, 571–92
parent-child contact rights of deployed parent, 571–96, 97
telephone and electronic contact with child by deployed parent, 571–96
Missing children
information database, 28–121
service center duties, 28–121
Notice
enforcement orders, 583A–308, 309
immunity to service in other actions, 583A–109
out-of-state parties, 583A–108
required notice, 583A–205
Parental kidnapping
international order for return of child, 583A–302
warrant for immediate physical custody, 583A–311
Parenting plans, 571–46.5
Records
communication between courts, 583A–110
copies, 583A–112
filing foreign custody determinations, 583A–305
marriage and family therapist disclosures, 451J–13
recordkeeping, 583A–112
Rights and duties of each parent, 571–46.5
Social studies
marriage and family therapist disclosures, 451J–13
Temporary restraining orders
petition filed in custody proceedings, 586–4
Uniform acts
jurisdiction and enforcement, see Jurisdiction, above
Visitation

convicted sexual offender's parental rights, 571–46
electronic communication, 571–46
enforcement, 583A–304
temporary orders, 583A–304

CHILD SUPPORT
Age
discharge when child reaches 33 years, 657–5.5
Amount of support
basis included in support order, 576B–305
out-of-state orders, see Interstate enforcement, below
review and modification
material change of circumstances, 576D–7, 576E–14, 580–47
right to request, 576D–6, 7, 576E–14, 580–47
Applicability, 576B–902
Attorney general
duties generally, 576E–2
interstate and foreign country applications, 576B–308
removal of case from enforcement agency system, 576D–10, 580–47.5
Case registry
direct payments to custodial parent, 576D–10
divorce records, 580–16
duties of agency, 576B–310, 576D–6
duties of parties, 571–52.6
employment records, 576D–16
establishment, 576D–6
family court records, 571–84.5
financial institution records, 576D–15
foreign orders
modification, 576B–616
hearing, 576B–606
income withholding orders, 576B–507
information compiled, 571–52.6, 576B–310, 576D–6
investigators, 576D–18
modified orders, 576B–614, 616
notice, 576B–605, 576E–4, 634–37
out-of-state orders
enforcement, 576B–610
modification, 576B–609, 611, 614
paternity actions, 584–23.5, 23.6
procedures, 576B–602
service of process, 576E–4, 634–37
support orders, 576B–601
Complaints
petition for minor, 576B–302
Default
absent parent locator service, 576D–18
assets encumbered, 576D–15
inheritance from child denied, 560:2–103
investigators, 576D–18
license suspension, revocation, or denial

attorneys, 605–1
authorization, 576D–13
commercial driver's license, 286–241.4
commercial fishing license, 189–2
contesting, 576D–13
county business licenses, 445–10
driver's license, 286–102, 241.4, 291–4.6
fishing license, 188–50, 189–2
generally, 436B–19.5, 576D–13
health department licenses, 321–15
hearing, 576D–13, 576E–10
hunting license, 183D–22
insurance, 431:9–235.5, 431:9A–112.3
laboratory technicians, etc., 321–15
notice, 576D–13
radiologists, 466J–8
tattoo artists, 321–15
liens, 501–102, 576D–15
public assistance recipients, 576E–2
time
when obligor deemed delinquent, 576D–1, 14, 576E–1
Definitions, 576D–16
Discharge of support order, 657–5.5
Divorce or separation
opting out of enforcement agency system, 580–47.5
Enforcement of support
agency
criminal history record checks, 576D–11.5
duties, 576B–307
improving system, 576D–10
information agency function, 576B–310
interstate enforcement, 576B–310
investigators, 576D–18
opting out of system, 576D–10, 580–47.5
paternity actions, 584–9
reimbursement of overpayment, 571–52.2
removal from agency jurisdiction, 576D–10, 580–47.5
amount of support
material change of circumstances, 576D–7, 576E–14, 580–47
assets encumbered, 576D–15
business license suspension, revocation, or denial, 576D–13
criminal enforcement, 576B–801, 802
criminal history record checks, 576D–11.5
definitions, 576B–102, 701
direct payment to custodial parent, 576D–10, 580–47.5
employment records, 576D–16
evidence, 576B–316
income withholding
administrative orders, 576D–14
court order, 571–52.2
issuance of orders, 576D–14

powers and duties, 576D–14
tax refunds, 231–51
interstate agreements, see Interstate enforcement, below
investigations, 576D–18
judgments, 657–5.5
legal counsel, 576B–309
liens, 501–102, 576D–15
notice, 576E–4, 634–37
paternity
acknowledgment, 584–3.5
contested, 584–6.5
genetic tests, 576E–2, 584–11
temporary support, 584–6.5
period of support, 657–5.5
service of process, 576E–4, 634–37
violations, 576D–17
Fees
financial institution data match system, 576D–15
income withholding administrative fee, 571–52.2, 576B–502, 576E–16
Funds
child support payment special account, 576D–10
Hague convention support proceeding
applicability, 576B–702
confidentiality of records, 576B–712
definitions, 576B–701
foreign support agreements, 576B–710
initiation by agency, 576B–704
records
limit on use of personal information, 576B–712
registration
contest of registered support order, 576B–707
filings, 576B–706
language of records, 576B–713
procedures, 576B–706
records, 576B–706
support enforcement agency, recognized designation, 576B–703
support orders
contesting, 576B–707
direct request
by petitioner, 576B–705
records for recognition and enforcement, 576B–710
modification, 576B–711
proceedings available, 576B–704
recognition and enforcement
generally, 576B–708
grounds for refusal, 576B–708, 710
partial enforcement, 576B–709
registration, 576B–706
Hearings
evidence, 576B–316
income withholding, 576D–14

interstate and foreign enforcement, 576B–606
license suspension, revocation, or denial, 576D–13, 576E–10
lien amounts, 576D–10.5
office of child support hearings, 576E–10
order of support
by this state, 576B–205
service of process, 634–37
Identification of parties
access to records, 576D–18
administrative orders, 576E–11
divorce actions, 580–16
employment records, 576D–16
financial institution records, 576D–15
paternity actions, 584–23.5, 23.6
records, 571–84.5
violations, 576D–17
Income withholding
administrative order, 576D–14
court order, 571–52.2
employer may not discharge or refuse to hire employee, 378–2
employer's report of new hires, 576D–16
enforcement, 576D–14
immunities of employer, 571–52.2, 576E–16
interstate agreements, see Interstate enforcement, below
notice, 576D–14
procedure, 576D–14
public assistance, 576D–14
violations, 576D–17
Insurance
employer's duties, 576B–502
reciprocal beneficiaries, 431L–3, 4
Interstate and foreign enforcement
application and construction, 576B–901
choice of law, 576B–402, 604
contest of validity
burden of proof, 576B–607
confirmation of order, 576B–608
contest precluded, when, 576B–608
defenses, 576B–607
duties of nonregistering party, 576B–605
generally, 576B–605
hearing, 576B–606
income withholding orders, 576B–506
jurisdiction, 576B–204
procedure, 576B–606
court costs and fees, 576B–313
definitions, 576B–102
duty of support
contest of validity, 576B–605
judgments, 576B–305
laws of the state apply, 576B–303

powers of responding tribunal, 576B–305
enforcement
actions, 576B–305
choice of law, 576B–604
contempt proceedings, 576B–305
extradition, 576B–801, 802
generally, 576B–205, 206, 610
income withholding, 576B–507
laws of the state apply, 576B–303
other remedies apply, 576B–104
proceedings generally, 576B–301
stay, 576B–607
support order, 576B–507
evidence
contesting orders, 576B–607
discovery in other states and countries, 576B–210, 318
discovery in this state, 576B–318
rules of evidence, 576B–316
witnesses, 576B–316
foreign orders
modification
procedure, 576B–616
immunities
income withholding, 576B–504
other actions or proceedings, 576B–314
income withholding
compliance, 576B–502
contest of validity, 576B–506, 605
employer's duties, 576B–502
enforcement, 576B–501, 507
immunities of employer, 576B–504
multiple orders, 576B–503
noncompliance, 576B–505
notice, 576B–605
order, 576B–305
penalties, 576B–505
powers of responding tribunal, 576B–305
registration, 576B–507, 601
service, 576B–605
information agency, 576B–310
jurisdiction
challenges to, 576B–204, 607
continuous, 576B–205
duration, 576B–202
exclusive, 576B–205
nonresidents, 576B–201
waiver, 576B–205
legal counsel, 576B–309
nondisclosure of information, 576B–312
nonresidents
jurisdiction over, 576B–201

procedures, 576B–210
order of support
confirmation, 576B–608
contest of validity, 576B–606
controlling order, 576B–207, 605
credit for payments, 576B–209
foreign orders
modification
jurisdiction, 576B–615
order of support
controlling order, 576B–615
fraud, 576B–607
issuance, 576B–305, 401
jurisdiction
foreign orders, 576B–615
jurisdiction in proceedings, 576B–201, 205
laws of the state apply, 576B–303
modification
by other states, 576B–205, 612
by this state, 576B–205, 613
controlling order, 576B–611
enforcement, 576B–610
foreign orders, 576B–615
notice of modification, 576B–614
petition, 576B–609, 616
procedure, 576B–611
multiple orders for different obligees, 576B–208, 503
multiple orders for same child, 576B–207
notice, 576B–207, 605
physical presence of nonresident party not required, 576B–316
powers of responding tribunal, 576B–305
proceedings generally, 576B–301
registration, 576B–601
rules of evidence, 576B–316
service, 576B–207, 605, 606
simultaneous proceedings, 576B–204
witnesses, 576B–316
parentage
acknowledgment, 576B–316
determination, 576B–305, 402
jurisdiction, 576B–201
nonparentage as defense, 576B–315
nonresidents, 576B–201
physical presence of nonresident party not required, 576B–316
proceedings, 576B–402
rules of evidence, 576B–316
temporary support orders, 576B–401
witnesses, 576B–316
payments
disbursement, 576B–319
payments made for other states and countries credited, 576B–209

receipts, 576B–319
redirected payments, 576B–319
petitions
attorneys, 576B–309
costs and fees, 576B–313
defenses, 576B–315
documentation, 576B–311
duties of
attorney general, 576B–308
enforcement agency, 576B–307
initiating tribunal, 576B–304
responding tribunal, 576B–305
federal law, 576B–311
filing, 576B–301
forwarding to other states and countries, 576B–304
generally, 576B–301
immunity to other actions, 576B–314
laws of the state apply, 576B–303
minor parents, 576B–302
receipt by inappropriate tribunal, 576B–306
relief sought to be specified, 576B–311
rules of evidence, 576B–316
simultaneous proceedings, 576B–204
registration
contest of validity, 576B–606, 607
duties of agency, 576B–310
effect of registration, 576B–603
enforcement of orders, 576B–603
enforcement without registration, 576B–501
filings, 576B–602
income withholding, 576B–507, 601
modification of orders, 576B–609, 610, 611, 614
multiple orders, 576B–602
notice to nonregistering party, 576B–605
procedures, 576B–602
records, 576B–602
support orders, 576B–507, 601
remedies under other law, 576B–104
residency
jurisdiction in proceedings, 576B–201, 205
short title, 576B–101
simultaneous proceedings, 576B–204
spousal support order
enforcement, 576B–211
jurisdiction, 576B–211
modification, 576B–211
state as initiating tribunal, 576B–203
state as responding tribunal, 576B–203
tribunals
communications between, 576B–317
enumerated, 576B–103

exclusive jurisdiction, 576B–205
inappropriate tribunal, 576B–306
information exchange, 576B–317
initiating proceedings, 576B–203
jurisdiction over nonresidents, 576B–201
powers and duties, 576B–305
responding to proceedings, 576B–203
Interstate enforcement
access to records, 576D–18
enforcement
liens on real and personal property, 501–102, 576D–10.5
income withholding
compliance, 571–52.2, 576E–16
employer's duties, 571–52.2, 576E–16
enforcement, 576D–14
liens, 501–102, 576D–10.5
order of support
service, 634–37
parentage
acknowledgment, 584–3.5
petitions
attorney general's duties, 576E–2
Order of support
foreign orders, 576B–105
Payment of support directly to custodial parent
enforcement of orders, 576D–10
hearings, 576E–10
notice, 580–47.5
opting out of enforcement agency system, 576D–10, 580–47.5
Period of support
expiration, 657–5.5
Persistent nonsupport
extradition, 576B–801, 802
Power of attorney
see POWERS OF ATTORNEY
Public assistance
disclosure of benefit information, 346–10
notice of debt, 346–37.3
Records
access by agency, 576D–18
confidentiality, 576B–312, 712
disclosures, 576D–18
employment records, 576D–16
financial institution records, 576D–15
violations, 576D–17
Reports
employer's report of new hires, 576D–16
violations, 576D–17
Rules
failure to provide information, 576D–17
income withholding, 576D–14

license suspension, revocation, or denial, 576D–13
lien amount reviews, 576D–10.5
reimbursement of overpayment, 571–52.2
Temporary support orders
interstate agreements, 576B–205
interstate and foreign agreements, 576B–401
pending determination of paternity, 584–6.5
Termination of support
expiration of support order, 657–5.5
Transitional provision, 576B–902
Violations
contempt of court, 710–1077
employer's report of new hires, 576D–16
penalties, 576D–17

CHIROPRACTORS
Examinations
requirements, 442–6, 7
Insurance coverage for services
motor vehicle insurance, 431:10C–103.5, 103.6, 302
Licenses
reciprocity, 442–6
Rules
licensing, 442–2, 6, 7

CIRCUIT COURTS
Appeals
civil actions, 661B–5
wrongful conviction and imprisonment claims, 661B–3
Arbitration
see ALTERNATIVE DISPUTE RESOLUTION
Costs
bench warrants, 607–8.5
indigent legal services surcharge, 607–5.7
Court reporters
administering oaths and taking depositions, 606–12.5
Criminal procedure
see CRIMINAL PROCEDURE
Environmental courts
designated judges, 604A–1
established, 604A–1
jurisdiction, 604A–2
rules, 604A–3
Fees
indigent legal services surcharge, 607–5.7
Jurisdiction
family courts concurrent jurisdiction, 603–21.5
Records
see CRIMINAL PROCEDURE

CIRCUSES

Animals
import permits, 150A–6.2

CITATIONS
Animal control
form, 142–30
issuance, 142–29
oaths, 142–31
Pollution control
tire recovery, 342I–33
Professional and vocational licensing
charter tour operators, 468L–27
Smoking restrictions, 328J–12

CIVIL DEFENSE
see EMERGENCY MANAGEMENT

CIVIL IDENTIFICATION
Change of name
correction of identification card, 286–308
Citizenship change
correction of identification card, 286–308
Civil identification card fee special fund
established, 286–312
purpose, 286–312
Confidentiality
access to confidential information, 286–311
Errors in items of information
correction of error, 286–308
False or untruthful information
fraudulent or deceptive documents, 710–1017.5
obtaining identification card under false pretenses, 710–1016.3, 1016.4
Forms
duties of director, 286–310
Funds
civil identification card fee special fund, 286–312
Identification card
alterations, 286–307
application, 286–303
assistance obtaining by prisoners, 353H–32
confidentiality of information, 286–311
contents, 286–305
correction, 286–308
destruction, 286–307
documents required, 286–303
duties of holders, 286–307
examiner of drivers
administration of oaths, 286–302
duties, 286–301, 304
investigations, 286–302
expiration, 286–306

form, 286–303
fraudulent or deceptive documents, 710–1017.5
issuance, 286–301
obtaining identification card under false pretenses, 710–1016.3, 1016.4
renewal, 286–303, 306
replacement, 286–306, 308
veteran status notation, 286–303, 305
Records
custody and use of records, 286–311
disposal, 286–311
Reimbursement for costs, 286–313
Rules
powers of director, 286–309

CIVIL REMEDIES
Arbitration
see ALTERNATIVE DISPUTE RESOLUTION

CIVIL RIGHTS
Civil Liberties and the Constitution Day, designation, 8–3.4
Hate crimes
see HATE CRIMES
Interpreter and translation services for government services and programs
see LANGUAGE, Language access office, scope of services
Mohandas Karamchand Gandhi Day, 8–16.2

CIVIL SERVICE
Administration
agency personnel director's duties, 76–13
chief executives and directors for each unit, 76–11
contracts with private entities, 76–5
decentralization, 76–1, 5
delegation of authority, 76–5
departments and agencies, 76–5
separate systems, 76–1
supervision, 76–5
Applicability
exemptions, 76–16
generally, 76–16
Classification of positions
appeals, 76–14
classification systems, 76–13, 13.5
definitions, 76–11
equal pay for equal work, 76–1
exemptions, 76–13.5, 16
hazardous working conditions, 78–24
purpose, 76–13.5
required, 76–16
rules, 76–13.5
Counties
merit appeals board

established, 76–71
personnel department
director, 76–75
established, 76–71
Definitions, 76–11, 78–1.5
Demotions
procedures generally, 76–46
Disqualification and denial of employment
criminal record, 78–2.6
Employees
civil service system to apply, 76–16
conversions to civil service status, 26–5
drug testing, 78–2.6
excluded employees, 76–16
leaves of absence, 76–30.5
Maui regional system facilities
private sector employees, 323F–57
roster of civil service employees, 76–13
Examinations
appeals, 76–14
drug testing of prospective employees, 78–2.6
required, 76–18
rules, 76–18
Exemptions
generally, 76–16
reclassification to civil service, 76–16
reports, 26–5
review of positions, 76–16
Grievance procedures
collective bargaining
applicability, 89–10.8
performance ratings, 89–10.8
internal procedures, 76–42
mediation, 76–47
performance evaluations and ratings, 76–41, 89–10.8
Human services department
certain employees exempt, 76–16
Job training
exemptions, 76–16
Layoffs, see Terminations, below
Merit appeals board
compensation, 76–50
county boards, 76–71
established, 26–5, 76–47
expenses, 76–50
hearings, 76–49
internal complaints, 76–42
members, 26–5, 76–47
placement within department of human resources development, 26–5
political activities prohibited, 76–51
powers and duties

appeals, 76–14
generally, 26–5, 76–14, 47
subpoenas, 76–49
vacancies, 76–51
Merit principle
civil service employees, 76–1
defined, 76–1
Performance of duties
experimental modernization projects, 78–3.5, 3.6
performance evaluations and rating, 76–41, 89–10.8
required to retain employment, 76–27, 41
Personnel director
complaints and grievances, 76–42
counties, 76–75
defined, 76–11
delegation of duties, 76–5
policies and standards, 76–17
powers and duties, 76–12, 13
recruitment, 76–22.5, 23.5
Policies and standards, 76–17
Political activities
merit appeals board, 76–51
Position ceiling, 37–68.5, 74
Records
roster of civil service employees, 76–13
Reports
demographic profile of employees, 76–1.5
exempt positions converted to civil service status, 26–5
Rules
civil service exemptions, 76–16
classification of positions, 76–13.5
examinations, 76–18
merit appeals board, 76–14, 47
recruitment, 76–22.5
Schools
charter schools personnel, 302D–26
Special, research, or demonstration project positions, 76–11.6
Students
exemptions, 76–16
Suspensions
procedures generally, 76–45
Teachers
charter schools, 302D–26
Temporary positions
state positions, 76–28.5
term limits and exemptions, 76–28.5
Tenure of members, 76–27, 41
Terminations
appeals, 76–14, 89–10.8
collective bargaining exempt employees, 76–14
criminal convictions, 78–2.8

failure to perform duties, 76–41, 89–10.8
grievances, 89–10.8
lack of work or funds, 76–43
layoff rights, 76–27, 43
payment of accumulated vacation allowance
cash out prohibitions, 88D–3
special pay plans, 78–23, 88D–2, 3
payment of salary or wages, 78–17
poor performance, 76–41, 89–10.8
privatization of government functions, 46–36, 89A–1
procedures generally, 76–43, 46
unauthorized absences, 76–30
Vacant positions
recruitment process, 76–22.5
Whistleblowers protection
notice of rights, 78–3.1
Workforce restructuring, 76–5

CIVIL UNIONS
Age requirement, 572B–2
Benefits, 572–1.7, 572B–9
Consent of conservator or guardian required, 572B–7
Definitions, 88–1.2, 572B–1
Disposition of remains
right to control, 531B–4
Eligibility, 572B–2
Family court jurisdiction, 580–1
Incorporation of relationship by reference to other laws, 572B–11
Licenses
applicants, 572B–5
application, 572B–6
certification, 572B–5
clergy, 572B–4
consent of conservator or guardian required, 572B–7
denied when, 572B–7
expiration, 572B–5
fees, 572B–6
fines, 572B–4
information required, 572B–6
judge, 572B–4
penalties, 572B–4
revocation, 572B–4
solemnization requirements, 572B–4
Marriage
termination of civil union relationship, 572–1.7
Name change, 574–5
Name declaration, 574–1
Not related to one another, 572B–2
Property rights
relationship change, 509–3
Protections, 572B–9

Reciprocal beneficiary rights, 572B–4.5
Recognition of out-of-state unions
requirements, 572B–10
Responsibilities of partners, 572B–9
Retirement system (public employees)
definitions, 88–1.2
rights of civil union partners, 88–1.2, 22.5
Solemnization
affidavit, 572B–8
certificate, 572B–8
exemptions for religious organizations, 572B–9.5
filing requirements, 572B–8
license to perform, 572B–4
record, 572B–8
Taxation
applicability, 231–21.5
estate and generation-skipping transfer tax, 236E–21
estate and transfer tax, 236D–2.3
income tax, 235–93.4
Termination
upon marriage, 572–1.7
Valid when, 572B–4
Void between related persons, 572B–3

CLUBS
Social and civic groups
see ASSOCIATIONS, Unincorporated associations

COASTAL ZONE MANAGEMENT
Actions
development without permit or approvals, 607–25
Beaches
lease of coastal lands, 171–154, 155
restoration
planning, 171–153
powers, 171–152
Boundaries
minor discrepancies and encroachment, 669–13
Climate change adaptation priority guidelines, 226–109
Development
approval or denial time limits, 91–13.5
coastal lands, 171–154, 155
community development districts, 206E–8.5
county concurrent approval, 205A–22
development without permit or approvals, 607–25
Light pollution
artificial lights on shoreline and ocean waters, 205A–30.5, 71
Permits
approval or denial time limits, 91–13.5
artificial lights on shoreline and ocean waters, 205A–30.5, 71
business or development permits, 91–13.5

development without permit or approvals, 607–25
Rules
artificial lights on shoreline and ocean waters, 205A–30.5, 71
permit approval or denial time limits, 91–13.5
Shoreline setbacks
marine deposits
mining or taking prohibited, 205A–44
Special management areas
development
county concurrent approval, 205A–22
light pollution, 205A–30.5
Structures
coastal lands, 171–155
Use permits
county concurrent approval, 205A–22

COERCION
Medical care decisions
damages, 327E–10

COFFEE
Beans
documentation, 147–23
exports, 147–23
inspections, 147–8
labeling, 147–23
Green beans
inspections, 147–4
Hawaii-grown coffee
false labeling, 708–871.5
labeling requirements, 486–120.6
Inspections
appeals, 147–8
green beans, 147–4
required, 147–4
Theft
see FARM PRODUCE, Certificates of ownership

COLLABORATIVE LAW
see ALTERNATIVE DISPUTE RESOLUTION

COLLECTION AGENCIES
Courts
collection of delinquent payments, 601–17.5
Exempt out-of-state collection agencies
designation, 443B–3.5
documentation requirements, 443B–3.5
fees, 443B–3.5
renewal of exemption, 443B–3.5
violations, 443B–3.5
Fees

delinquent taxes, 231–13, 26, 443B–9
Lease-purchase agreements
assignment of claims, 481M–8
Libraries
overdue accounts collections, 312–4.6
Place of business
exempt out-of-state collection agencies, 443B–3.5
Public housing authority
delinquent accounts, 356D–45.5
Registration
exemptions, 443B–3.5
renewal, 443B–3.5
Taxation
collection of delinquent taxes, 231–13, 443B–9
Violations
exempt out-of-state collection agencies, 443B–3.5

COMMERCE AND CONSUMER AFFAIRS DEPARTMENT
Athlete agent regulation
see ATHLETE AGENTS
Athletic trainers
see ATHLETIC TRAINERS
Business action center
see PERMITS
Compliance resolution fund
athletic trainers, 436H–11
established, 26–9
fees deposited into fund
appraisal management companies, 466L–27
barbers and cosmeticians, 438–11, 439–14
behavior analysts, 465D–6
boxing, 440–13
cable television, 440G–15
center for nursing fee, 457–9.5
chiropractic, 442–18
collection agencies, 443B–3.5
condominium hotel operators, 467–30
copies of records, 92–24
corporations, 92–24
dental hygienists, 447–1
escrow depositories, 449–14
financial institutions, 412:2–105, 109, 315
generally, 26–9, 436B–15
insurance, 431:2–215, 431K–9, 432:2–108
limited liability companies, 428–1301
massage, 452–17
money transmitters, 489D–12.5
motor vehicle rental agencies, 437D–8.4
partnerships, 425–12
public accountants, 466–8
public utilities, 269–33

real estate brokers, 467–11
trademarks and trade names, 482–2
financial institutions
deposit of tax revenues, 241–7
fines and penalties deposited into fund
charter tour operators, 468L–27
dental insurers, 432G–4, 12
escrow depositories, 449–14
financial institutions, 412:2–105, 109, 611
generally, 26–9
insurance, 431:2–215, 410, 431K–9, 432:2–108, 703
subaccounts
post-secondary education authorization special subaccount, 26–9
uses of fund, 26–9
Design claim conciliation panels
see DESIGN CLAIM CONCILIATION PANELS
Fees
business educational publications, 26–9
deposit into compliance resolution fund, 26–9, 92–24
Post-secondary education authorization program
accreditation requirements, 305J–20
alternative enrollment of students of institutions that cease operations, 305J–15
applicability, 305J–3
authorization of institution
administrative hearing, 305J–11.5
denial, suspension, or refusal to reauthorize, 305J–11
fees
application fees, 305J–18
public hearing, 305J–18
private colleges or universities, 305J–8
provisional authorization, 305J–8
reauthorization requirements, 305J–10
records, 305J–13
requirements to maintain authorization, 305J–12
seminaries or religious training institutions, 305J–9
University of Hawaii system, authorization, 305J–4
claims against institutions, 305J–15
closure of institutions, 305J–15
complaints, 305J–17
definitions, 305J–2
degrees, 305J–7
established, 305J–1
false advertising, 305J–11
financial integrity, 305J–14
investigations
powers and authority of department, 305J–6
penalties, 305J–11
powers and duties of director, 305J–5, 20
provisional authorization
accreditation requirements, 305J–20
cessation of operation, 305J–20

defined, 305J–2
documentation requirements, 305J–20
failure to obtain accreditation, 305J–20
fees, 305J–20
penalties, 305J–20
private colleges and universities, 305J–8
renewal of authorization, 305J–8
revocation of authorization, 305J–20
student notification, 305J–20
surety bond, 305J–20
suspension of authorization, 305J–20
temporary waiver of accreditation requirements, 305J–5
violations, 305J–20
reauthorization requirements, 305J–10
reciprocity agreements, 305J–16
special subaccount
deposits, 305J–18, 19
uses, 305J–19
surety bond, 305J–14, 20
University of Hawaii system, 305J–4
violations
penalties, 305J–11, 20
Publications
fees, 26–9
Public utilities commission
placement within department, 26–9
Securities
see SECURITIES

COMMERCIAL CODE
Accord and satisfaction
reservation of rights, 490:1–308
Actions
presumption of fact, 490:1–206
rights or obligations enforceable by action, 490:1–305
Applicability
choice of law, 490:1–301
general provisions, 490:1–102
investment securities, 490:8–110
secured transactions, 490:9–109
severability, 490:1–105
supplemental principles of law, 490:1–103
territorial applicability, 490:1–301
Bankruptcy
general principles of law apply, 490:1–103
Citation of chapter, 490:1–101
Coercion
general principles of law apply, 490:1–103
Conflicts of law
choice of law, 490:1–301
electronic signatures, 490:1–108

generally, 490:1–103
investment securities, 490:8–110
perfection of security interests, 490:9–301
territorial applicability, 490:1–301
Construction and interpretation
course of dealing, 490:1–303
gender, 490:1–106
generally, 490:1–103
implied repeal of chapter, 490:1–104
notice and knowledge, 490:1–202
option to accelerate at will, 490:1–309
presumption of fact, 490:1–206
reasonable time, 490:1–205
security interest, 490:1–203
singular and plural, 490:1–106
usage of trade, 490:1–303
value for rights under contract, 490:1–204
Contracts
choice of law, 490:1–301
course of performance, 490:1–303
electronic signatures, 490:1–108
evidence by third party documents, 490:1–307
general principles of law apply, 490:1–103
obligation of good faith imposed, 490:1–304
option to accelerate at will, 490:1–309
reservation of rights, 490:1–308
subordinated obligations, 490:1–310
usage of trade, 490:1–303
value for rights under contract, 490:1–204
waiver or renunciation of claim or right after breach, 490:1–306
Course of dealing
admissibility as evidence, 490:1–303
defined, 490:1–303
effect on terms of agreement, 490:1–303
Creditors
subordinated obligations, 490:1–310
Damages
consequential damages, 490:1–305
penal damages, 490:1–305
specific damages, 490:1–305
Definitions
course of dealing, 490:1–303
course of performance, 490:1–303
demand draft, 490:3–104
documents of title, 490:7–102
generally, 490:1–201
investment securities, 490:8–102, 103
issuer, 490:8–201
knowledge, 490:1–202
notice, 490:1–202
overissue, 490:8–210

protected purchaser, 490:8–303
secured transactions, 490:9–102
securities account, 490:8–501
usage of trade, 490:1–303
Disclaimers
variation of provisions by agreement, 490:1–302
Documents of title
see DOCUMENTS OF TITLE
Duress
general principles of law apply, 490:1–103
Electronic records and electronic signatures
see ELECTRONIC TRANSACTIONS
Estoppel
general principles of law apply, 490:1–103
Evidence
course of dealing, 490:1–303
establishing lack of good faith, 490:1–309
investment securities, 490:8–114
presumption of fact, 490:1–206
third party documents, 490:1–307
usage of trade, 490:1–303
Fixtures
security interest in fixtures, 490:9–334
Forgery
investment securities, 490:8–205
Fraud
general principles of law apply, 490:1–103
Gender, 490:1–106
Good faith
obligation of good faith in contracts, 490:1–304
option to accelerate at will, 490:1–309
Insurance policies
evidence by third party documents, 490:1–307
Law merchant
general principles of law apply, 490:1–103
Letters of credit
security interests, 490:5–118
signature requirements, 490:5–104
Minerals
secured transactions, 490:9–301
Misrepresentation
general principles of law apply, 490:1–103
Mistake
general principles of law apply, 490:1–103
Notice
conspicuous writing, 490:1–201
due diligence, 490:1–202
generally, 490:1–202
when notice given and received, 490:1–202
Number
singular and plural, 490:1–106

Payment
option to accelerate at will, 490:1–309
Performance
acceptance or performance under reservation of rights, 490:1–308
choice of law, 490:1–301
course of performance, 490:1–303
option to accelerate at will, 490:1–309
remedies for nonperformance, 490:1–305
subordinated obligations, 490:1–310
usage of trade, 490:1–303
variation by agreement, 490:1–302
Presumptions
when facts presumed, 490:1–206
Principal and agent
general principles of law apply, 490:1–103
Purpose of chapter, 490:1–103
Remedies
liberal administration, 490:1–305
Renunciation
claim or right after breach, 490:1–306
Reservation of rights
acceptance or performance under reservation, 490:1–308
Section captions
captions declared part of chapter, 490:1–107
Severability, 490:1–105
Short title, 490:1–101
Statute of frauds
investment securities, 490:8–113
Third parties
evidence by third party documents, 490:1–307
Time
reasonable time, 490:1–205
Unless otherwise agreed
variation of provisions by agreement, 490:1–302
Usage of trade
admissibility as evidence, 490:1–303
defined, 490:1–303
effect on terms of agreement, 490:1–303
Value
when value deemed given, 490:1–204
Variation of provisions by agreement, 490:1–302
Waiver
claim or right after breach, 490:1–306

COMMON CARRIERS
Air carriers
see AIRPORTS
Liability
indemnification agreements, 271–39

COMMUNITY BASED DEVELOPMENT

Fund
transfer of moneys between funds, 210D–4

COMMUNITY COLLEGES
Board of regents
powers, 304A–1102
Construction academy pre-apprenticeship program, 304A–1142
Established, 304A–1101
Food and beverage management, 304A–1851
Funds
conference center revolving fund, 304A–2273
special fund, 304A–2162
Hawaii community college promise program
established, 304A–506
report, 304A–2102
scholarships, 304A–506
subaccount, 304A–2102
Powers of regents, 304A–1102
Purpose, 304A–1101
Reports
community college promise program, 304A–2102
Tuition
community college promise program, 304A–506
residents, 304A–505, 506
Workforce development scholarship program, 304A–505

COMMUNITY DEVELOPMENT AUTHORITY
Assignment of powers and duties, 206E–4.1
Authority
financial disclosures, 84–17
jurisdiction, 206E–3
membership, 206E–3, 191, 202
powers and duties
assignment of, 206E–4.1
generally, 206E–4
Definitions, 206E–181
Funds
Heeia community development revolving fund, 206E–204
Kalaeloa community development revolving fund, 206E–195
special facility revenue bond special funds, 206E–186
Guidelines and policies
authority hearings, 206E–5.6
Heeia community development district, 206E–203
Kalaeloa community development district, 206E–194
Hearings
community notice and participation in decision-making, 206E–5.5, 5.6
contested case hearing, 206E–5.6
decision-making criteria, 206E–5.6
Heeia community development district
boundaries, 206E–202
definitions, 206E–201

development guidance policies, 206E–203
established, 206E–202
powers and duties, 206E–203
representation on authority board, 206E–202
revolving fund, 206E–204
rules, 206E–205
Kakaako community development district
acceptance by legislature of land dedication, 171–30
conveyance of land title, 171–30
cultural public market, 206E–34
policies for development, 206E–31.5
residential development restrictions, 206E–31.5
sale or lease of property, 206E–31.6
street or road maintenance, 206E–36
Kalaeloa community development district
assessment of land users, 206E–196
boundaries, 206E–193
complaints
investigations, 206E–198
procedures, 206E–197
property maintenance, 206E–198
reports, 206E–199
conveyance of property, 206E–191
designation, 206E–192
development guidance policies, 206E–194
established, 206E–193
infrastructure, 206E–191
investigations, 206E–198
operating costs, 206E–196
powers and duties, 206E–191, 194
property maintenance
investigations, 206E–198
notice to landowner, 206E–198
remedies, 206E–198
reports, 206E–199
redevelopment agency, 206E–191
remediation of site, 206E–191
representation on authority board, 206E–3, 191
reuse plan, 206E–194
revolving fund, 206E–195
Leases
redevelopment project property, 206E–31.6
special facility leases
authorization, 206E–182
definitions, 206E–181
findings and determination, 206E–183
terms and conditions, 206E–184
Projects
community notice and participation in decision-making, 206E–5.5, 5.6
redevelopment projects, 206E–31.6
residential projects, 206E–31.6

restrictions on resale, 206E–31.6
right of first refusal, 206E–31.6
urban gardening programs, 206E–4.5
Redevelopment projects, 206E–31.6
Reports
community notice and participation in decision-making, 206E–5.5, 5.6
Kalaeloa community development district
complaint resolution, 206E–199
Reserved housing
transfer to qualified nonprofit housing trust, 206E–4.2
Residential projects
Kakaako community development district, 206E–31.5
sale, 206E–31.6
Revenue bonds
special facilities
authorization, 206E–182, 185
definitions, 206E–181
payment and security, 206E–184
refunding bonds, 206E–182
sale, 206E–185
special funds, 206E–186
trustees, 206E–185
Rules
adoption, 206E–205
Sale
redevelopment project property, 206E–31.6
Special facilities
construction and equipment, 206E–182
contracts, 206E–182
definitions, 206E–181
leases
authorization, 206E–182
defined, 206E–181
findings and determination, 206E–183
terms and conditions, 206E–184
time period and extensions, 206E–184
powers and duties, 206E–182
rentals, 206E–184
revenue bonds
authorization, 206E–182, 185
payment and security, 206E–184
refunding bonds, 206E–182
special funds, 206E–186
terms and conditions, 206E–185
Urban gardening programs, 206E–4.5
Workforce housing
transfer to qualified nonprofit housing trust, 206E–4.2

COMPACTS
Education
military children

see EDUCATION, Compact for military children
western regional education compact
see UNIVERSITY OF HAWAII
Emergency management
authority to enter into, 127A–12
Emergency management assistance compact
see EMERGENCIES
Interstate compact for adult offender supervision
see PROBATION
Interstate compact for juveniles
see MINORS, Delinquent children
Interstate compact on educational opportunity for military children
see EDUCATION, Compact for military children
Interstate insurance product regulation compact
see INSURANCE, Insurance products and annuities regulation
National crime prevention and privacy compact
see CRIMINAL HISTORY RECORD CHECKS
Prisons and prisoners
interstate compact for supervision of adult offenders
see PROBATION
Probation
interstate compact for supervision of adult offenders
see PROBATION
Taxation
multistate sales and use tax agreement
see EXCISE TAXES

COMPENSATION (PUBLIC EMPLOYEES)
Classification systems
appeals, 76–14
establishment, 76–13.5
merit principle governs, 76–1
powers of departments and agencies, 76–13.5
Deferred compensation plans
part time, temporary, and casual employees
rules, 88F–1
Discrimination
equal pay for equal work, 76–1
Equal pay for equal work, 76–1
Incentive and service awards
policies and procedures, 78–29
Payment
accumulated vacation allowance upon termination or death, 78–23
direct deposit into financial institution account, 40–53
Repricing
collective bargaining, 89–9
Salary schedules
collective bargaining, 89–2
Schools
coaches, 302A–633.6
Step increments

collective bargaining, 89–2
Termination of employment
payment of accumulated vacation allowance
special pay plans, 78–23
Transportation costs
pretax program, 78–53
Travel expenses
public officers and employees, 78–32
University of Hawaii
annual reports, 304A–1004
executive and managerial positions, 89C–4
faculty and staff, 304A–1001, 1002
Vacation allowance accumulation upon termination or death
cash out prohibitions, 88D–3
special pay plans
administration, 88D–4, 5
definitions, 88D–1
establishment, 88D–2
generally, 78–23
mandatory participation, 88D–3
Withholding
health fund contributions, 87A–40, 41
retirement system contributions, 88–46.6, 59, 326
teachers' annuity and custodial account contributions, 303–3

COMPLAINTS
Child custody evaluators, 571–46.4

COMPROMISE AND SETTLEMENT
Attorneys
lien for fees and costs, 507–81
Corporations
derivative proceedings, 414–176
False claims on government contracts and programs, 46–176, 661–26
Periodic payments to satisfy tort claim or judgment
see JUDGMENTS, Structured settlements
Public employees' retirement system
settlement of disputes, 88–106.5
Taxation
offers in compromise, 231–9.2
Trails and access program
landowners liability for public use, 198D–7.5
University of Hawaii
powers generally, 304A–108
Workers' compensation
compromise of claims, 386–78

COMPUTERS
Computer crimes
computer damage
definitions, 708–890

first degree damage, 708–892
second degree damage, 708–892.5
third degree damage, 708–892.6
computer fraud
definitions, 708–890
first degree fraud, 708–891
second degree fraud, 708–891.5
third degree fraud, 708–891.6
definitions, 708–890
extortion, 707–764
interstate crimes, 708–895
jurisdiction, 708–895
statute of limitation for prosecution, 701–108
unauthorized access
definitions, 708–890
first degree offense, 708–895.5
second degree offense, 708–895.6
third degree offense, 708–895.7
use of computer in commission of separate crime, 708–893
Conveyances bureau
computerized recording system, 502–8
Custodial interference
computer used to identify, coerce, etc. victim, 708–893
Disabled persons
assistive devices
see DISABLED PERSONS
Drugs
electronic prescriptions
see DRUGS, Prescription drugs
Elections
see ELECTIONS, Electronic voting
Electronic records and electronic signatures
see ELECTRONIC TRANSACTIONS
Forfeitures
criminal forfeitures, 708–894
Health department
vital statistics, 338–14.6
Internet sales and services
student e-mail accounts, 226–107
Interstate crimes, 708–895
Judiciary computer system
electronic recordkeeping, 602–5.5
Maintenance and repair
service contracts
see SERVICE CONTRACTS
Medical records
criminal damage or modification, 708–892
Minors
child pornography, 707–752, 753
electronic enticement of children, 707–756, 757
indecent electronic display to a child, 707–759

Networks and systems
access to defraud, 708–891.6
damage or modification, 708–892, 892.5
extortion, 707–764
fraud, 708–891, 891.5, 891.6
interstate crimes, 708–895
unauthorized access, 708–895.5, 895.6, 895.7
Recycling devices
see RECYCLING
Schools
student e-mail accounts, 226–107
Sexual offenses
computer used to identify, coerce, etc. victim, 708–893
Software and systems industry
computer animation, 235–7.3
employee stock options
income tax exemptions, 235–9.5
investment tax credits, 235–110.9, 241–4.8, 431:7–209
research activities tax credit, 235–110.91
royalties
income tax exemptions, 235–7.3
security interest in software
see SECURED TRANSACTIONS
Taxation department
reports in electronic format, 231–3.4

CONCESSIONS ON PUBLIC PROPERTY
Bidding requirements
lease terms, 102–2
Contracts for concessions
extension of lease terms, 102–2
Exemptions
Hawaii medical center-east, 323F–33
Hawaii technology development corporation, 206M–3
Ferry system and facilities, 268–2.5
Historic preserve leases and concessions
deposit of fees, 6E–16
Natural energy laboratory
authorization, 227D–2
contracts, 227D–7
exceptions to bidding requirements, 102–2
Parking lots, 102–1
Parks and recreation
deposit of fees, 184–3.4
Rules
blind or visually handicapped concessionaires, 102–14
State art museum, 9–23
University of Hawaii
exemption from requirements, 304A–105
Waikiki aquarium, 304A–1651

CONDOMINIUM PROPERTY REGIMES
Liens
association assessment liens, 421J–10.5

CONDOMINIUMS
Accounts and accounting
audits, 514B–150
budgets and reserves, 514B–148
commingling funds, 514B–149
deposit of moneys, 514B–149
financial statements, 514B–150
inspection by owners, 514B–154, 154.5
investment of funds, 514B–149
recordkeeping, 514B–152, 153
Actions
actions against association and developer, 514B–141
construction defects
see CONTRACTORS
court costs and fees, 514B–157
damages limited, 514B–10
false or misleading statements or omissions, 514B–94
injunction for violations, 514B–61, 68
judgment against association, 514B–147
powers of associations, 514B–104
retaliation against unit owner, board, etc., 514B–191
rights and obligations enforceable by judicial action, 514B–10
sales to owner-occupants violations, 514B–98.5
statute of limitations on actions, 514B–70, 94
summary possession action by association, 521–3
tort and contract liability, 514B–141
waiver of requirements of declaration or bylaws, 514B–111
Agricultural lands
use restrictions, 205–4.6
Alternative dispute resolution
appeal, 514B–162, 163
arbitration, 514B–161, 162.5
assessment for common expenses, 514B–146
contesting fees and charges, 514B–146
dispute resolution, 514B–162, 162.5
mediation, 514B–161
powers of associations, 514B–104
trial de novo, 514B–163
Apartments or units
additions or alterations to units
requirements, 514B–140
boundaries and dimensions, 514B–32, 35
change from residential to nonresidential use, 514B–41
common interest, 514B–37
contents of declaration, 514B–32
deeds and leases, 514B–44
family child care homes, 502C–1, 2

house rules, 514B–105, 112
leasehold units, 514B–36
liens against, 514B–43, 45
limited common elements, 514B–39
maintenance and repair of unit
responsibility of owner, 514B–137
washing machine hoses, water heaters, etc., 514B–138
maintenance fees
developer's disclosures, 514B–83
generally, 514B–41, 144
notice of increase, 514B–144
rental unit, 514B–145
replacement reserves assessments, 514B–148
partitions, surfaces, and fixtures deemed common elements, 514B–35
pets in apartments, 514B–156
property insurance, 514B–143
resident managers
criminal history record checks, 514B–133
security guards
criminal history record checks, 514B–133
separate metering, 514B–42
solar energy devices, 196–7, 514B–140
status, 514B–4
taxation, 514B–4
telecommunications equipment, 514B–140
time share plans
see TIME SHARING PLANS
units deemed separate parcel of real estate, 514B–4
uses of units
owners, tenants, and employees to comply with restrictions and conditions, 514B–112
regulation by association, 514B–105
utilities, 514B–42
Applicability of provisions
amendment to existing governing instruments, 514B–23
conflict of laws, 414D–311
construction against implicit repeal, 514B–7
creation of condominium property regime, 514B–31
dispute resolution, 514B–161, 162
existing condominiums, 514B–22, 23
generally, 514B–2, 21
management of condominiums, 514B–101
new condominiums, 514B–21
operation of property, 514B–131
protection of purchasers, 514B–81
removal from condominium property regime, 514B–47
sales to owner-occupants, 514B–99.5
severability, 514B–8
Arbitration of disputes, see Alternative dispute resolution, above
Assessments, see Common profits and expenses, below
Association of owners
applicability of provisions, 514B–101

board of directors
budgets, 514B–107
bylaws, 514B–108
conflicts of interest, 514B–125
cumulative voting, 514B–124.5
expenses, 514B–107
fiduciary duty, 514B–106
liability insurance, 514B–143
meetings
executive sessions, 514B–125
generally, 514B–125
minutes, 514B–126, 154
owner participation rules, 514B–125
members, 514B–106, 107, 110
mixed-use projects, 514B–110
powers generally, 514B–106
qualifications, 514B–107
removal or replacement of directors, 514B–110
terms of office, 514B–108
violations, 514B–106
borrowing money, 514B–105
bylaws
access by owners, 514B–154.5
amendments
existing bylaws at effective date of provisions, 514B–23
procedures, 514B–108
recordation, 514B–108
restated bylaws, 514B–109
contents, 514B–108, 113
recordation, 514B–108
violation of bylaws or house rules, 514B–104, 521–3
waiver of requirements, 514B–111
developer control period, 514B–106
employees of condominiums
criminal history record checks, 514B–133
sale or rental of units, 514B–133
exemptions, 514B–101
fidelity bond, 514B–103, 143
leasehold conversion
purchase of fee by association, 514C–22
liabilities
aged or disabled unit owners, 514B–142
insurance, 514B–143
judgment against association, 514B–147
tort liability, 514B–141
management contracts
requirements, 514B–134
termination, 514B–135
meetings
election or removal of directors, 514B–106
generally, 514B–121

minutes, 514B–122
organizational meeting, 514B–102
proxies, 514B–123
special meetings, 514B–121
membership, 514B–102, 153
organization, 514B–102
powers and duties
generally, 514B–104
limitations, 514B–105
records
access by owners, 514B–105, 154, 154.5
registration with real estate commission, 514B–103
retaliation prohibited, 514B–191
trustee powers and liabilities, 514B–155
unclaimed property in common areas, 514B–139
upkeep of condominiums
inspection and repair of high risk components, 514B–138
replacement reserves, 514B–148
responsibility of association, 514B–137
right of access to units for repairs, 514B–137
voting
ballots and proxies may be destroyed, 514B–154
cumulative voting, 514B–124.5
generally, 514B–123
inspection by owners, 514B–154.5
proxies, 514B–123
right to vote after sale of unit, 514B–124
subsequent purchasers, 514B–124
Citation of chapter, 514B–1
Common elements
assignment to unit, 514B–37
contents of
declaration, 514B–32
deeds and leases, 514B–44
project maps, 514B–33
damage or destruction not repaired or restored, 514B–47
definitions, 514B–3
electric vehicle charging stations, 196–7.5
lease by board for benefit of association, 514B–38
liens against, 514B–43
limited common elements
assignment to unit, 514B–39
permitted use, 514B–39
transfer or exchange, 514B–40
maintenance, repair, and improvement
expenses, 514B–41, 144
replacement reserves, 514B–148
responsibility of association, 514B–137
right of access to units for emergency repairs, 514B–137
tort liability, 514B–141
merger of projects or increments, 514B–46

permanent and undivided, 514B–37
permitted uses, 514B–38
powers of associations, 514B–104
roofing warranties or guarantees, 196–7
solar energy devices, 196–7, 514B–140
telecommunications equipment, 514B–140
unclaimed property in common areas, 514B–139
walls, partitions, and fixtures deemed common elements, 514B–35
Common profits and expenses
apportionment of expenses, 514B–41, 144
change from residential to nonresidential use of unit, 514B–41
collection actions, 514B–157
definitions, 514B–3
dispute over assessments, 514B–146
distribution of profits, 514B–41
failure to pay
action to collect, 514B–157
late fees, 514B–105
lien expiration, 514B–146
lien on unit, 514B–146
inspection of records by owners, 514B–154.5
interest on past due amounts, 514B–144
judgment against association, 514B–144, 147
lease rent renegotiations, 514B–151
metering utilities, 514B–42
rental unit, 514B–145
replacement reserves, 514B–148
sale of property upon removal from condominium property regime, 514B–47
special assessments, 514B–146
subsequent purchasers, 514B–144, 146
Condominium specialists, 514B–63
Construction and interpretation
construction against implicit repeal, 514B–7
existing condominiums, 514B–22
liberal construction, 514B–10
Construction defect disputes
see CONTRACTORS
Contracts
management contracts
inspection by owners, 514B–154.5
requirements, 514B–134
termination, 514B–135
recordkeeping, 514B–153
termination of contracts and leases by board, 514B–135
Conversion to condominium status
compliance with building and zoning codes, 514B–84
contents of declaration, 514B–32
developer's disclosures, 514B–84
sales to owner-occupants
preference to prior lessee, 514B–98
Covenants

family child care homes, 502C–2
Creation of condominium property regime, 514B–31
Declarations
additions or alterations to units, 514B–140
amendments
existing declarations at effective date of provisions, 514B–23
generally, 514B–32
restated declaration, 514B–109
common interest assigned to unit, 514B–37
contents, 514B–32
defined, 514B–3
execution, 514B–31
inspection by owners, 514B–154.5
recordation, 514B–31
waiver of requirements, 514B–111
Deeds
contents of deeds, 514B–44
leasehold units, 514B–36
master deed
defined, 514B–3
recordation, 514B–31
units deemed separate parcel of real estate, 514B–4
Definitions
excess rental income, 514B–146
generally, 514B–3
governing documents, 514B–191
liens against units, 514B–43
majority, 514B–3
majority of the unit owners, 514B–3
replacement reserves, 514B–148
retaliate, 514B–191
sales to owner occupants, 514B–95
tenant, 514B–107
Developers
affordable housing
for sale developments, 201H–23
annual report to real estate commission, 514B–58
bankruptcy
transfer of development rights, 514B–136
condominium education trust fund assessments, 514B–72
development rights
contents of declaration, 514B–32
defined, 514B–3
transfer, 514B–136
foreclosure of security interests
transfer of development rights, 514B–136
liabilities for torts, 514B–141
management contracts, 514B–134, 135
merger of projects or increments, 514B–46
public reports
agricultural land uses, 514B–84

amendment, 514B–56, 57
annual update, 514B–58
application, 514B–54
assisted living facilities, 514B–84
contents, 514B–83, 84
converting units, 514B–84
exemption from requirements, 514B–81
expiration, 514B–59
failure to issue effective date, 514B–55
false or misleading information, 514B–60, 94
hearing, 514B–55
issuance of effective date, 514B–54
material change in information or conditions, 514B–56, 87
real estate commission oversight, 514B–57
required, 514B–82
review by private consultants, 514B–64
successor developer, 514B–136
Disclosures to unit purchasers, see Developers, public reports, above
Existence
creation of condominium property regime, 514B–31
removal from condominium property regime, 514B–47
Expenses, see Common profits and expenses, above
Fees
condominium education trust fund assessments, 514B–72
contesting, 514B–146
deposit into compliance resolution fund, 514B–62
effective date for public reports, 514B–54, 56
inspection of projects, 514B–53
maintenance fees, see Apartments or units, above
registration of
associations, 514B–103
managing agents, 514B–132
projects, 514B–52
request for documents by owners, 514B–154.5
Funds
condominium education trust fund
annual reports, 514B–73
assessments on associations and developers, 514B–72
established, 514B–71
management of moneys, 514B–73
uses, 514B–71, 161, 162.5
Good faith performance of contracts, 514B–9
Hearings
developer's public reports, 514B–55
false testimony or misstatement of fact, 514B–60
violations, 514B–66
Hotel-condominiums
liquor licenses, 281–31, 35.5, 39
Landlord and tenant
change of locks, 521–81
early termination of tenancy, 521–80

summary possession action by association, 521–3
unpaid assessments on rental unit, 514B–145
violation of bylaws and house rules by owner's tenant, 514B–104, 112, 521–3
Leases, see Residential leaseholds, below
Liabilities
aged or disabled unit owners, 514B–142
association as trustee, 514B–155
false or misleading sales promotions, 514B–94
insurance, 514B–143
judgment against association, 514B–144, 147
tort and contract liability, 514B–141
transfer of developer rights, 514B–136
Liens
actions to foreclose, 514B–157
blanket liens, 514B–45, 91
costs and expenses of lease rent renegotiations, 514B–151
delinquent common expenses, 514B–146
lien expiration, 514B–146
mechanics' and materialmen's liens, 514B–43
other liens, 514B–147
Managing agents
client trust fund accounts, 514B–149
commingling funds, 514B–149
criminal history record checks of employees, 514B–133
defined, 514B–3
fidelity bond, 514B–132
management contracts
inspection by owners, 514B–154.5
requirements, 514B–134
termination, 514B–135
operation of property, 514B–131
proxy solicitation prohibited, 514B–123
recordkeeping, 514B–153
registration with real estate commission, 514B–132
requirements, 514B–132
Maps
certification of conformance to building plans, 514B–34
contents, 514B–33
recordation, 514B–33
Mediation
condominium education trust fund
support from, 514B–71, 72
Medical cannabis use, 514B–113, 521–39
Mixed use projects
common profits and expenses, 514B–41
metering utilities, 514B–42
representation on board of directors, 514B–110
Mortgages
blanket mortgages, 514B–45, 91
foreclosures, 667–40
Nonjudicial power of sale

notice to owners' associations, 667–21.5
purpose, 667–91
Nonprofit corporations
conflict of laws, 414D–311
Notice
board vacancies, 514B–106
common expenses
maintenance fee increases, 514B–144
notice of obligation to pay, 514B–41
rental unit, 514B–145
fees for association information or records, 514B–105
how delivery made, 514B–88
meeting of association, 514B–121
meeting of board of directors, 514B–125
proxy solicitation, 514B–123
purchaser's funds used to financing project construction costs, 514B–92, 93
purchaser's rescission right, 514B–86
sale of unclaimed property left in common areas, 514B–139
termination of contracts and leases, 514B–135
violation of bylaws and house rules by owner's tenant, 514B–104
Owners
additions or alterations to units, 514B–140
aged or disabled unit owners
association liability limited, 514B–142
functional assessment and service needs, 514B–142
approval of actions
additional areas designated as common elements, 514B–104
amendment to bylaws, 514B–108
amendment to declaration, 514B–32
borrowing money, 514B–105
fines for violation of bylaws and house rules, 514B–104
lease of common elements, 514B–38
merger of projects or increments, 514B–46
removal from condominium property regime, 514B–47
sale or rental of units by association employees, 514B–133
waiver of requirements, 514B–111
association of unit owners, see Association of owners, above
association records
inspection by owners, 514B–154.5
co-owners
voting, 514B–123
maintenance and repair of unit
high risk components, 514B–138
responsibility of owner, 514B–137
owner-occupant sales, see Sales, below
retaliation prohibited, 514B–191
subsequent purchasers
assessments and common expenses, 514B–144
right to vote, 514B–124
use of common elements, 514B–38
Parking stalls

contents of condominium maps, 514B–33
electric vehicle charging stations, 196–7.5
Pets in apartments, 514B–156
Planned communities
see REAL PROPERTY
Projects
agricultural land use restrictions, 205–4.6
certification of conformance to building plans, 514B–34
completion of construction
completion or performance bond, 514B–92, 93
defined, 514B–3
developer's public report disclosures, 514B–83
financing through purchaser's deposit, 514B–92, 93
sales before completion of construction, 514B–89, 93
condemnation under eminent domain, 514B–47
contents of declaration, 514B–32
contents of project maps, 514B–33
management contracts
requirements, 514B–134
merger of projects or increments, 514B–46
powers of associations, 514B–104
preregistration solicitations
requirements, 514B–95
property insurance, 514B–143
registration of projects
application, 514B–52
fees, 514B–52
inspection of project, 514B–53
material changes, 514B–52
preregistration solicitations, 514B–85
requirements, 514B–51
termination for violation, 514B–67
site plans and public roads, 514B–33
Real estate commission
annual reports, 514B–73
cease and desist orders, 514B–66
expenses paid from trust fund, 514B–73
false or misleading information or misstatement of fact, 514B–60
hearings on complaints, 514B–66
injunctions, 514B–68
investigation of violations, 514B–65, 68
powers and duties, 514B–61
private consultants, 514B–64
registration of associations, 514B–103
registration of managing agents, 514B–132
registration of projects, 514B–52
staffing, 514B–63, 73
termination of registration for violation, 514B–67
Records
access by owners, 514B–152, 154, 154.5
audits of association funds, 514B–150

examination of books and records by commission, 514B–65
false or misleading information or misstatement of fact, 514B–60
financial records, 514B–149, 154
management contracts, 514B–134
membership lists, 514B–153
minutes of association meetings, 514B–122
minutes of directors meetings, 514B–126, 154
owner's request for association information
fees, 514B–105
purchaser's rescission, 514B–86, 87
recordkeeping, 514B–152, 153
review by private consultants, 514B–64
Registration of associations, see Association of owners, above
Registration of projects, see Projects, above
Removal from condominium property regime, 514B–47
Reports
annual report of real estate commission, 514B–73
public reports, see Developers, above
Residential leaseholds
condemnation under eminent domain, 514B–47
contents of leases, 514B–44
lease rent renegotiations
association to represent unit owners, 514B–151
costs and expenses, 514B–151
sale of units not conveyance of title, 514B–36
time share plans
see TIME SHARING PLANS
Retaliation prohibited, 514B–191
Right of first refusal
associations and cooperatives
right to purchase fee, 514C–22
voluntary conversions
definitions, 514C–21
purchase of fee, 514C–22
definitions, 514C–21
sales
associations and cooperatives, 514C–22
voluntary conversions, 514C–22
Rules
condominium education trust fund assessments, 514B–72
fees, 514B–52, 54, 103
managing agents, 514B–132
sales to owner-occupants, 514B–98.5
Sales
advertising or promotions
false or misleading statements or omissions, 514B–94
preregistration solicitations, 514B–85
sales to owner-occupants, 514B–95.5
use of public reports, 514B–57
affordable housing
for sale developments, 201H–23

disclosure statements, 514B–82
escrow requirements, 514B–91, 93
examination of books and records, 514B–65
good faith performance of contracts, 514B–9
owner-occupants
advertisement of sale, 514B–95.5
affidavits, 514B–97, 99.3
back-up reservation lists, 514B–96.5
chronological system, 514B–96.5
converted rental projects, 514B–98
definitions, 514B–95
designation of units, 514B–96
exemption from requirements, 514B–98.5, 99.5
failure to reside in unit, 514B–97.5, 98.5
false statements or omissions, 514B–99.3
lottery system, 514B–96.5
occupancy of unit as principal residence, 514B–95
sales contracts, 514B–98
selection of units, 514B–96.5
verification of occupancy, 514B–98.5
violations, 514B–97.5, 98.5, 99, 99.3
waiver of provisions, 514B–99.5
public reports, see Developers, above
purchaser's deposit of moneys
disbursement prior to closing, 514B–92, 93
escrow of funds, 514B–91, 93
financing project construction costs, 514B–92, 93
refund upon cancellation of sales contract, 514B–90
registration of projects required, 514B–51
right to cancel or rescind sales contract
after sales contract becomes binding, 514B–87
amended developer's public report, 514B–56
failure to meet construction deadline, 514B–89
false or misleading sales promotions, 514B–94
generally, 514B–86
material change in information or conditions, 514B–87
preregistration agreements, 514B–85
refund of moneys paid, 514B–90
waiver, 514B–86
sale of all units
expiration of public reports, 514B–59
sale of property upon removal from condominium property regime, 514B–47
sale of units in bulk, 514B–51, 81
subsequent purchasers
right to vote, 514B–124
time share units
see TIME SHARING PLANS
when sales contract becomes binding, 514B–86
when sales permitted, 514B–82
Service of process, 514B–106.5, 634–21.5
Short title, 514B–1

Site plans, 514B–33
Solar energy devices, 196–7, 514B–140
Taxation
separate taxation of each unit, 514B–4
Units, see Apartments or units, above
Violations
cease and desist orders, 514B–66
civil penalties, 514B–69
criminal penalties, 514B–69
embezzlement or misappropriation of association funds, 514B–149
enforcement by association, 514B–157
hearings, 514B–66
injunctions, 514B–61, 68
investigation, 514B–65, 68
registration of associations, 514B–103
remedies, 514B–10, 61
retaliation for violation complaints, 514B–191
sales to owner-occupants, 514B–97.5, 98.5, 99, 99.3
statute of limitations on actions, 514B–70
termination of registration, 514B–67
violation of bylaws and house rules by owner's tenant, 514B–104, 521–3
Warranties
developer's disclosures, 514B–83
transfer of developer rights, 514B–136
Wind energy devices, 514B–140
Zoning and building codes
certification of conformance to building plans, 514B–34
compliance
contents of declaration, 514B–32
nonconforming conditions and uses, 514B–32, 84
requirements, 514B–5, 6
variances, 514B–32, 84
converted units and structures, 514B–84
supplemental county rules, 514B–6

CONFIDENTIALITY OF INFORMATION
Address confidentiality program
application certification
appeals, 801G–7
cancellation of certification, 801G–6
change of information, 801G–5
records, 801G–3, 4
renewal, 801G–3, 4
secondary applicants, 801G–4
definitions, 801G–1
disclosures, 801G–10
duties of participants, 801G–5, 6, 9
duties of state agencies, 801G–9
established, 801G–2
false claims by applicants or participants, 801G–11
indemnification of state and counties, 801G–12

penalties, 801G–10, 11
purpose, 801G–2
rules, 801G–13
service of process, 801G–8
staff, 801G–2
waiver request, 801G–9
Anonymous court filings, 634–71
Boards and commissions
closed meetings to discuss confidential information, 92–5
Broadband access or service
provider informational reports, 440J–3
Cave location or resources, 6D–10
Child abuse or neglect
child support proceedings, 576D–12
human services department records release, 346–10
Child support
protection of parties and child, 576B–312, 576D–12, 576E–11
Civil identification card records, 286–311
Conservation of endangered or threatened species
landowner voluntary habitat conservation, 195D–24
Criminal history record checks
see CRIMINAL HISTORY RECORD CHECKS
Developmental disabilities, 333F–8.7
DNA testing of offenders
see DNA TESTING AND IDENTIFICATION
Drugs
electronic accountability system, 329–104
substance abuse testing, 353G–5
Elections
voter electronic-mail addresses, 15D–14
voter registration information, 11–14, 97
Employers and employees
wage and hour law
whistleblowers protection, 104–22
Employment security
law enforcement employees, 383–94
Energy industry information reporting, 486J–6, 7
Escrow depositories
license applications and records, 449–1.8
Family courts
hearings, 571–41
juvenile offenders, 571–41
waiver, 571–84.6
young adult foster care program, 346–401
Fish and fisheries
commercial fishing catch reports, 189–3.5
Foreclosure dispute resolution program, 667–84
Hawaii technology development corporation
trade secrets, 206M–2.5, 21
Human services department
child abuse records, 346–10, 350–1.4

disclosure by court order, 346–10
employed persons eligible for medical assistance, 346–29.3
Insurance
life settlements
examination of licensees, 431C–14
fraud investigations, 431C–46
reporting requirements, 431C–6
Juror qualification forms, 612–13
Law enforcement or emergency services personnel peer support counseling, 78–52
Legal service plans
records, 488–9
reports, 488–9
Legislature
auditor's working papers, 23–9.5
claims against the state
proposed corrective actions reports, 37–77.5
Marriage and family therapists, 451J–12, 13
Medical records
birth defect and infant mortality studies, 321–423
child death reviews, 321–343
developmental disabilities services, 333F–8.7
developmentally or intellectually disabled persons death review, 321–503, 505
disclosure of de-identified information, 323B–5
domestic violence death reviews, 321–473, 475
genetic information, 431:10A–118, 404.5, 432:1–607, 432:2–404.5, 432D–26
health care associated infections, 325–2.5
immunizations, 325–123
individually identifiable
compliance with HIPAA, 323B–3
effect on other laws, exceptions, 323B–4
laboratory test results, 321–6.5
maternal death reviews, 324–1
medical error reporting systems, 624–25.5
mental illness and intellectually disabled studies, 324–12
operating vehicle or vessel under the influence of alcohol or drugs reports, 291E–21, 663–1.9
prescription drugs, 487J–7
Mental health counselors, 453D–13, 14
Minors
birth defect and infant mortality studies, 321–423
Money transmitters
confidentiality of business records, 489D–19
Native Hawaiian roll
verification documents
maintenance, 10H–3
publication or release prohibited, 10H–4
Natural energy laboratory authority, 227D–3.5
911 system
customer information, 138–10
proprietary information, 138–8
Pharmacy benefit managers, 487J–7

Police
misconduct and disciplinary actions, 52D–3.5
Probate code
documents sealed upon filing, 560:1–311
guardianship and protective proceedings
determination of capacity, 560:5–307, 407
Probation
interstate compact for adult offender supervision, 353B–1
Professional and vocational licensing
escrow depositories, 449–1.8
mortgage loan originators, 454F–14
mortgage servicers, 454M–8.3
public accountants peer review, 466–32
Public officers and employees
police disciplinary actions, 52D–3.5
Retail merchants
membership stores, 487D–2
Social workers, 467E–15
Stroke coalition data, 321–534
Taxation
taxpayer communication confidentiality, 231–1.5
use tax returns, 238–13
Unauthorized computer access, 708–895.5
Vital statistics records, 576D–18
Young adult foster care program, 346–401

CONFLICTS OF INTEREST
Arbitration
neutral arbitrator, 658A–11, 12
vacating award, 658A–23
Charitable assets protection, 28–5.2
Corporations
definitions, 414–261
disclosures, 414–263, 264
Education
charter schools
authorizers, 302D–8
governing board members, 302D–12
Ethics
board or commission member, 84–14
task force member exception, 84–14, 15, 18
Grants of public funds
grants and purchases of service
prohibited practices, 42F–103
Guardianship and protective proceedings
conservator of estate, 560:5–423
Health insurance coverage determinations
clinical reviewers, 432E–39
filing information with insurance commissioner, 432E–43
independent review organizations, 432E–39
Hospitals

acquisition, 323D–76, 77
health systems corporation, 323F–5
Insurance
life settlement examiners, 431C–15
Nonprofit corporations
board of directors, 414D–150
Procurement code, 103D–101
Professional and vocational licensing
barbering and cosmetology board, 438–3
Task force member exception, 84–14

CONSENT
Informed consent to medical treatment
managed care plans, 432E–4
minors, 577–29, 577D–2
pelvic examinations, 453–18
Military selective service
registration with driver's licensing or permits, 286–102.5
Minors
blood glucose monitoring for students in school, 302A–1164
caregiver's consent
blood glucose monitoring, 302A–1164
emergency medications for students in school, 302A–1164
medical care and treatment, 577–28
school activities, 302A–482, 483
emergency medications for students in school, 302A–1164
medical care, 577D–2
mental health services, 577–29
No cost emergency shelter for consenting minor, 346–17.6
Operating vehicle under the influence of intoxicants
implied consent to testing, 291E–11, 14
Parent and child
caregiver's consent
medical care and treatment, 577–28
school activities, 302A–482, 483
emergency medications for students in school
consent, 302A–1164

CONSERVATION
Brown tree snakes
training of detection dogs, 150A–6
Conservation and resources enforcement
alien aquatic organisms, 187A–32
development without permit or approvals, 607–25
electric guns, 134–16
motor vehicles
authorized emergency vehicles, 291C–1
blue and red lights, 291–31.5
special fund, 199–1.5
volunteers
workers' compensation, 386–181

Education
University of Hawaii at Hilo program, 304A–205
Endangered and threatened species
administrative penalties, 187A–12.5
alien aquatic organisms, 187A–32
candidate and proposed species
defined, 195D–2
cave protection
see HISTORICAL PROPERTIES
citizen suits, 195D–32
cultivated nursery stock, 183–16, 195D–4
designation, 195D–6.5
eco-tourism activities, 205–6
enforcement, 195D–32
funding programs, 195D–5.5
habitat conservation plans, 195D–4, 21, 343–3
Hawaiian monk seals, 195D–4.5
injunctions, 195D–32
other laws apply, 195D–28
penalties for violations, 187A–12.5
prohibited acts, 195D–6.5
recovery advisory committee, 195D–4, 25
release outside current or historic range, 195D–29
rules, 195D–6.5
safe harbor agreements, 195D–4, 22, 343–3
stamps, coins, and other products
sale of environmentally-themed products, 195D–5.5
taking
hearing, 195D–4
voluntary habitat conservation program, 195D–4, 22
trust fund, 195D–31
Hawaii youth conservation corps
administration, 193–32
applicability of personnel laws, 193–33
authorization, 193–31
funding, 193–32, 247–7
rules, 193–32
Hearings
habitat conservation plans, 195D–21, 22
license to take species, 195D–4
minor infractions
applicability, 199D–2
enforcement program established, 199D–1
Imports and exports
alien aquatic organisms, 187A–32
endangered and threatened species, 195D–6.5
prohibited plants, animals, and microorganisms
importation to propagate or sell, 150A–14
Invasive species control and eradication
agriculture inspections, 150A–4.5, 5.3
electronic importer manifest program, 150A–4.5

entry onto private property
definitions, 520A–2
duty of care of landowner, 520A–3
limited liability for injuries, 520A–4, 5
notice to owner, 194–5
persons using land, 520A–6
purpose, 520A–1
right of entry, 46–1.52, 194–5
funding programs, 194–3
invasive species council
definitions, 194–1
established, 194–2
members, 194–2
powers and duties, 194–2
lead agency, 194–3
notice, 194–5, 6
powers of agencies, 194–4
public lands, 194–6
reports, 194–2, 3
rules, 194–7
shipping
cargo inspections, 150A–4.5, 5.3
Plants, animals, and ecosystems
alien aquatic organisms, 187A–32
aquatic mitigation banks, 187A–41
cave protection
see HISTORICAL PROPERTIES
funding programs, 195D–5.5
habitat conservation plans, 195D–4, 21
import, export, sale, and transportation restrictions, 150A–14
introduction into habitat
release of species outside current or historic range, 195D–29
safe harbor agreements, 195D–4, 22
stamps, coins, and other products
sale of environmentally-themed products, 195D–5.5
Private lands
voluntary conservation, see Voluntary habitat conservation, below
Reports
invasive species control and eradication, 194–3
Rules
aquatic mitigation banks, 187A–42
interim rules, 195D–6.5
invasive species control and eradication, 194–7
minor infractions
adoption, 199D–1
Sale of plants and animals
cultivated nursery stock, 195D–4
Sustainability
priority guidelines, 226–108
Violations
alien aquatic organisms, 187A–32

citizen suits, 195D–32
minor infractions
applicability, 199D–2
enforcement program established, 199D–1
Kahoolawe island reserve, 6K–8.6
rules
adoption, 199D–1
scope, 199D–1
water code, 174C–15.5
Voluntary habitat conservation
additional mitigation measures, 195D–23
advisory committee, 195D–25
agricultural lands, 205–6
authorization, 195D–5
citizen suits, 195D–32
commercial activities, 195D–23, 31, 205–6
compliance reviews, 195D–25
confidentiality of information, 195D–24
conservation plans, 195D–21
consolidated permit processing, 195D–4
cooperation by agencies, 195D–4
definitions, 195D–2
enforcement, 195D–7, 32
entry for inspection and enforcement, 195D–7
evaluation of effectiveness, 195D–26
federal programs, 195D–4, 5
fees, 195D–23
habitat conservation plans, 343–3
hearings, 195D–4
immunity to future regulations, 195D–23
incentives, 195D–23
land banking, 195D–2
landowner recognition awards, 195D–23
legislative intent, 195D–30
liability for personal injury, 195D–7, 520–4
licenses, 195D–4
monitoring, 195D–21, 25
notice, 195D–21, 22, 343–3
other laws apply, 195D–28
publication of notices, 343–3
public lands use, 195D–23
purpose, 195D–30
release of species outside current or historic range, 195D–29
reports, 195D–21, 26
review of agreements, 195D–25
rules, 195D–6
safe harbor agreements, 195D–22, 343–3
state liability for future costs, 195D–23
taking of endangered species, 195D–4, 22
technical assistance program
developing, reviewing, monitoring plans, 195D–23

fees, 195D–23
trust fund, 195D–31
violations
injunctions, 195D–32
prohibitions, 195D–4
remedies under other laws, 195D–28

CONSERVATION DISTRICTS
Commercial harbors
exemption from approval requirements, 266–2.2
Contested cases, 183C–9
Fees, 171–19
Hearings
contested cases, 183C–9
Kaena point coastal dune ecosystem
vehicular traffic prohibited, 195–12
Permits, 91–13.5
Rules
permit approval or denial time limits, 91–13.5
Use of conservation lands
contested case hearings, 183C–9
environmental impact statements
exemptions for secondary actions, 343–5.5
permits, 91–13.5
Violations
deposit of fines and penalties, 171–19

CONSPIRACY
False claims on government contracts and programs
see ACTIONS
Murder
class A felony, 705–526
time limitations for prosecution, 701–108

CONSTITUTION OF HAWAII
Amendment, see Revision and amendment, below
Criminal procedure
continuous sexual assault of minor
legislative power to define offense, St Art I–25
privileged communications, St Art I–14
public access to information on convicted persons, St Art I–24
Governor
compensation, St Art XVI–3.5
Judges and justices
compensation, St Art XVI–3.5
Legislature
salary commission, St Art XVI–3.5
Lieutenant governor
compensation, St Art XVI–3.5
Marriage
reservation to opposite-sex couples, St Art I–23

Privacy
public access to information on convicted persons, St Art I–24
Revenue
disposition of excess revenues, 37B–1
Revision and amendment
constitutional conventions
vote calling for
counting ballots, 11–151
publication of text, 22–6
Salaries
salary commission, St Art XVI–3.5

CONSTRUCTION AND INTERPRETATION
Adult guardianship and protective proceedings jurisdiction, 551G–41
Anatomical gifts
generally, 327–25
validity of document of gift, 327–19
Athlete agents regulation, 481E–17
Child protective act, 587A–2
Child support
interstate family support act, 576B–901
Citizen participation in government, 634F–4
Condominiums
construction against implicit repeal, 514B–7
liberal construction, 514B–10
Elections
campaign contributions and expenditures, 11–301
Electronic transactions, 489E–6
Emergency management
effect of chapter on other laws, 127A–32
powers and duties, 127A–1
End-of-life decisions, 327L–18
Grants and purchases of service, 103F–105
Homeless assistance, 346–373
Insurance code
health insurance rate regulation, 431:14G–101
interstate products and annuities regulation, 431:30–122
Medical care decisions, 327E–15
Partnerships
uniform limited partnership act
applicability, 425E–1201
existing partnerships, 425E–1204
supplemental principles of law apply, 425E–107
uniform partnership act
generally, 425–197
supplemental principles of law apply, 425–104
Planned communities, 421J–1.5
Power of attorney, 551E–61
Prisons and prisoners
substance abuse testing, 353G–18
Securities transfers on death, 539–11

Special purpose revenue bonds
agricultural enterprises, 39A–332
dams and reservoir owners, 39A–362
low and moderate income housing, 39A–302
private schools and colleges, 39A–272
Spouses
gender-neutral interpretation of terms, 572–1.8
Structured settlements, 676–6
Unclaimed property, 523A–30

CONSUMER COOPERATIVES
Electric utility cooperatives
definitions, 269–31
exemption from requirements, 269–31
patronage refunds, 421C–42
unclaimed property
definitions, 421C–1
disposition, 421C–41, 42
reports, 421C–41
Filing documents with department
forms, 421C–11
Forms for documents, 421C–11
Reports
unclaimed property, 421C–41
Unclaimed property
electric utility cooperative patronage refunds, 421C–41, 42

CONSUMER PROTECTION
Actions
antitrust, 480–13.3
Aged persons
financial abuse or exploitation, 412:3–114.5
fraud against elderly, 480–13, 13.5, 487–14
reverse mortgage loans, 506–10
securities violations, 485A–603.5, 604.5
unfair and deceptive trade practices, 480–13, 13.5, 487–14
unlicensed contractors, 444–10.7
Check cashing businesses and payday loans
see CHECK CASHING BUSINESSES
Consumer education for distressed property owners, 480E–2.5
Credit repair
telephone solicitation of services, 481P–3
Disabled persons
assistive devices
see DISABLED PERSONS
Distressed property owners
consumer education, 480E–2.5
Insurance
life settlements
see INSURANCE
Investigations

subpoenas, 487–9, 10
Leases
lease-purchase agreements
see PERSONAL PROPERTY
motor vehicles
see MOTOR VEHICLE INDUSTRY LICENSING
Life settlements
see INSURANCE
Loans
reverse mortgage loans, 506–10
Long-term care facilities
see LONG-TERM CARE FACILITIES, Ombudsman
Military members
lending practice protection, 481B–16
Money transmitters
see MONEY TRANSMITTERS
Mortgage rescue fraud prevention
see MORTGAGES, Distressed property consultants
Motor vehicle protection products
see MOTOR VEHICLES, Alarm systems
Office of consumer protection
investigations, 487–9
subpoenas, 487–9, 10
Portable electronics insurance
see INSURANCE
Professions and occupations
trade school licensing, 302A–425
Rules
adoption of rules, 487–9
Service contracts
see SERVICE CONTRACTS
Telemarketing
debit to customer's bank account
see NEGOTIABLE INSTRUMENTS, Demand drafts
donations to charities
see SOLICITORS, Fundraising professionals
prohibited practices
see SALES, Telemarketing
Tour activity providers and activity desks
see TOURISM

CONTAINERS
Beverage containers
general excise tax on intermediary sales, 237–4
Food and food products
general excise tax on intermediary sales, 237–4

CONTEMPT
Family courts
failure to comply with court order, 587A–37
Probate code

failure to deliver will by custodian, 560:2–516

CONTRACTORS
Airports
aircraft service and maintenance facilities
excise tax exemption, 237–24.9
use tax exemption, 238–1
Appeals
forfeiture of property, 444–23.5
Bonds
directed suretyship, 431:10F–105
Construction defect disputes
access to premises, 672E–4, 5
actions
court costs, 672E–6
dismissal, 672E–13
other actions, 672E–12
statute of limitations, 672E–8
when barred, 672E–10
additional defects, 672E–9
applicability, 672E–2
contract requirements, 444–25.5, 508D–4.5, 672E–11
definitions, 672E–1
exemptions, 672E–2
inspection of premises, 672E–4
mediation, 672E–7
notice of claim
contents, 672E–3
rejection, 672E–4
subcontractors, 672E–3
time period, 672E–3
notice to purchaser, 444–25.5, 508D–4.5, 672E–11
offer to settle
acceptance, 672E–5
additional offers, 672E–6
time period, 672E–4
rejection of claim, 672E–4
resolution of dispute, 672E–10
subcontractors, 672E–3, 12
Construction equipment
cranes and hoisting machines
advisory board, 396–19
certification of operators, 396–4
definitions, 396–3
revolving fund, 396–20
rules, 396–19
noise regulations, 342F–4.5
use taxes, 238–1
Construction professionals
commercial liability policy, 431:1–217
Construction projects

completion guarantee or suretyship, 431:10F–105
damage to underground utilities
see PUBLIC UTILITIES, One call center
illegal dumping of refuse, 342H–39
inspection by occupational safety and health unit, 396–4
noise permits
exemptions, 342F–4.5
processing applications, 342F–4
streets and highways
speed limit, 291C–104
Contractors recovery fund
attorney for board, 28–8.3
recovery from fund, 444–2.5
Disclosures
roofing warranties or guarantees, 196–7
Exemptions
owner builders, 444–2.5
recordkeeping requirements, 444–2.5
Hawaii residents employed on job site
applicability, 103B–2
conflict with federal law, 103B–4
definitions, 103B–1
employing alien workforce, 444–17
exempt projects, 103B–2
requirements, 103B–3
Hearings
forfeiture of property, 444–23.5
Home improvement contracts
noise permits
exemptions, 342F–4.5
Lead based paint
see HAZARDOUS MATERIALS, Lead contamination
Liability insurance
construction professionals, 431:1–217
License board
legal counsel, 28–8.3
Licenses
emergency contractor's license, 444–10.6
forfeitures, 444–23.5
revocation or suspension
illegal dumping of refuse, 342H–39
Notice
forfeiture of property, 444–23.5
Owner builders
license exemption, 444–2.5
recordkeeping requirements, 444–2.5
registration, 444–2.5
Public contracts
payment of subcontractors, 103–10.5, 32.1
retainage, 103–32.1, 32.2
Recordkeeping requirements, 444–2.5

Retainage
public contracts, 103–32.1, 32.2
Rules
forfeiture of property, 444–23.5
Schools
income tax credit for donation of services, 235–110.2
maintenance and repair contracts, 36–35, 36, 302A–1502.4
Solar energy device contractors
roofing warranties or guarantees, 196–7
Subcontractors
public contracts, 103–10.5, 103D–324
Taxation
enterprise zone exemptions, 209E–11
general excise taxes
aircraft service and maintenance facilities, 237–24.9
enterprise zones, 209E–11
exported services, 237–29.53
federal contractors, 231–9.3, 237–10.5
low income housing, 46–15.1, 201H–36
reports and payment, 237–3
imported goods and services, 238–2.3
income taxes
school repair and maintenance services credit, 235–110.2
use taxes, 238–1, 2.3
United States
federal government contracts
contractor defined, 444–1
Unlicensed contractors
cease and desist orders, 444–10.5
criminal offenses
habitual unlicensed contracting, 708–8301
unlicensed contracting, 708–8300
unlicensed contractor fraud
elements of crime, 708–8302
first degree offense, 708–8303
second degree offense, 708–8304
valuation of property, 708–8305
elements of crime, 708–8300, 8301, 8302, 8303, 8304
forfeiture of tools, materials, and property, 444–23, 23.5
penalties, 444–23.5
Violations
forfeiture of property, 444–23, 23.5
habitual unlicensed contracting, 708–8301
illegal dumping of refuse, 342H–39
unlicensed contracting, 708–8300
unlicensed contractor fraud
elements of crime, 708–8302
first degree offense, 708–8303
second degree offense, 708–8304
unlicensed contractors, 444–10.5
Wages of laborers and mechanics

generally
see WAGES AND HOURS

CONTRACTS
Actions
breach of contract, 663–1.2
power of attorney
see POWERS OF ATTORNEY
Age
minors may enter into contracts
student loans, 304A–603, 703
Arbitration of controversy
see ALTERNATIVE DISPUTE RESOLUTION
Athlete agents
see ATHLETE AGENTS
Breach of contract
partnerships
breach of partnership agreement, 425–124
public contracts, 103D–703, 703.5
tort liability, 663–1.2
unincorporated associations, 429–6
Distressed property consultants
contract with property owner, 480E–3
contract with property purchaser, 480E–6
leases, 480E–9
Electronic records and electronic signatures
see ELECTRONIC TRANSACTIONS
End-of-life decisions
effect on construction, 327L–16
Insurance
life settlements
see INSURANCE
Investment securities
cancellation of contract, 490:8–202
contract in writing, 490:8–113
Life settlements
see INSURANCE
Minors
minors may enter into contracts
student loans, 304A–603, 703
Service contracts
see SERVICE CONTRACTS
State facility agreements
building leases, 26–6
State facility renovation partnership program
development agreements, 107D–2
Statute of frauds
electronic records and contracts, 489E–7, 14
Tourism
tourism authority, 201B–3, 7
Unfair trade practices

automatic renewal clauses, 481–9.5
continuous service clauses, 481–9.5
Unincorporated associations
breach of contract, 429–6

CONVENTION CENTER
see TOURISM

CONVEYANCES BUREAU
Agreements of sale
leasehold time share interests, 501–241
Deeds
land court registration, 501–31
Definitions, 502–121
Fees
deposit into special fund, 501–23.5, 502–8, 25
Funds
special fund
deposit of fees, 501–23.5, 502–8, 25
established, 502–8
uses, 502–8
Judgments
leasehold time share interests, 501–241
Leases
leasehold time share interests, 501–241
Liens
association assessments, 421J–10.5
fire hazard removal, 132–7
leasehold time share interests, 501–241
monetary lien against registered land, 501–82
Mortgages
leasehold time share interests, 501–241
Real property transfer on death
see REAL PROPERTY, Transfer on death deed
Recording of instruments
association assessment foreclosure, 667–93, 103
child support liens, 501–102
computerized recording system, 502–8
condominiums
bylaws, 514B–108
condemnation under eminent domain, 514B–47
declarations, 514B–31
deeds and leases, 514B–44
maps, 514B–33
merger of projects or increments, 514B–46
removal from condominium property regime, 514B–47
restated declaration or bylaws, 514B–109
conservation plan agreements, 195D–21
county access to records, 502–26
delinquent association assessments, 667–102
electronic recording and electronic records

acknowledgment or notarization, 502–122
applicability, 502–124
construction, 502–124
conversion of paper documents to electronic form, 502–92, 123
definitions, 502–121
federal law, 502–125
interstate agreements, 502–123
land court records, 501–108
powers of registrar, 502–31, 123
processing documents, 502–123
requirements for acceptance, 502–122
rules, 502–123
standards, 502–123
validity of electronic documents and signatures, 502–122
environmental covenants, 508C–8
fees, 501–23.5
fee time share interest title, 502–33
hazardous materials and contaminants
removal or remediation actions, 128D–39
judgments, 501–82
leasehold time share interests, 501–241
letters of conservatorship, 560:5–421
liens on real property, 480E–10
money judgments, orders, or decrees, 501–102
mortgage foreclosure, 667–23, 33
mortgages, 480E–10
planned communities, 421J–7.5
real estate arbitration awards, 466K–6
reassignment or release of security interest, 506–8
safe harbor agreements, 195D–22
Records
computerized recording system, 502–8
electronic records, see Recording of instruments, above
evidentiary value, 502–122
Registrar
administrative expenses, 502–8
funding positions, 502–8
Rules
electronic recording and electronic records, 502–123
fees, 502–27
Time share interests
see TIME SHARING PLANS
Transfer fees
definitions, 502–112
prohibited, 502–112

CONVEYANCE TAXES
Providing information to counties, 247–6
Real property transfer on death deed
exemption, 247–3

COOPERATIVES
Securities
registration exemption, 485A–201

COPPER
Sale of copper items to scrap dealers
definitions, 445–231
payment by check, 445–233.5
requirements, 445–233
violations, 445–235
Theft of copper, 708–835.7

COPYRIGHTS
Commercial use of person's name or likeness
see PUBLICITY RIGHTS
Internet sales and services
bad faith registration or use of domain names, 481B–22, 23, 24
Public officers and employees
policies and procedures, 78–29
Royalties
income taxes, 235–7.3
University of Hawaii
research corporation, 304A–3009

CORAL
Vessel run aground on sandbar or coral reef
removal, 200–47.5
West Hawaii fishery management area
protections, 188F–3, 4

CORONERS
Anatomical gifts
coordination and agreements with procurement organizations, 327–22
post-mortem examinations, 327–22, 23
Armed services member's body
disposition, 338–55
Corpses
burial or cremation, 841–10
unclaimed bodies
notice to human services department, 327–32
Indigent persons
burial or cremation, 841–10

CORPORATIONS
see also SUSTAINABLE BUSINESS CORPORATIONS
Actions
access to shareholder lists, 414–141
amendment to articles of incorporation, 414–289
board of directors indemnification, see Directors, below
converted entities, 414–274
corporate officer's indemnification, see Officers, below

derivative proceedings
commencement, 414–172
definitions, 414–171
demand, 414–173
dismissal, 414–175
expenses, 414–177
foreign corporations, 414–178
inquiry into best interests of corporation, 414–175
settlement, 414–176
stay, 414–174
dissenting shareholders, 414–371, 372
dissolved corporation
actions by and against, 414–385, 402
administrative dissolution, 414–404
claims against, 414–386, 387
insolvency, 414–411
filing documents with department
appeals, 414–17
evidentiary value, 414–18, 19
foreign corporations
certificate of authority required, 414–432
derivative proceedings, 414–178
revocation of certificate of authority, 414–463
stay of proceedings, 414–432
indemnification of shareholders, 414–83
infringement of corporate name, 414–53
mergers and share exchanges, 414–316
powers of corporation, 414–42
removal of director, 414–199
shareholder agreements, 414–163
ultra vires, 414–44
unlawful distributions, 414–223
Administration of chapter
powers and duties of department director, 414–6
Agents
change, 414–62, 438
designation, 414–62
requirements, 414–61, 437
resignation or termination, 414–63, 439
service of process, 414–64
Amendments to chapter
applicability, 414–483
powers of legislature, 414–2
Applicability
amendments to chapter, 414–2, 483
existing corporations, 414–481, 482
foreign corporations, 414–441, 482
other laws regulating business, 414–41
severability, 414–484
Articles of incorporation, see Incorporation, below
Assets

dissent to sale or exchange, 414–342
dissolved corporation, 414–385, 402, 411, 422
sale of assets in regular course of business, 414–331
sale of assets other than in regular course of business, 414–332
waste or misapplication, 414–411
Business registration, see Filing documents with department, below
Bylaws
adoption, 414–36
amendments
right to amend, 414–301
shareholder voting rights, 414–302
emergency bylaws, 414–37
indemnification of directors and officers, 414–222, 249
initial bylaws, 414–36
number of directors, 414–193
officers, 414–231
powers of corporation, 414–42
qualifications of directors, 414–192
quorum on board of directors, 414–215, 303
record date, 414–127
restriction on share transfers, 414–88
shareholder agreements, 414–163
shareholder meetings, 414–121, 122
Citation of chapter, 414–1
Commerce and consumer affairs department
filing documents, 414–11, 16, 420D–13
powers and duties, 414–6
service of process on, 414–451
Contracts
powers of corporation, 414–42
Conversions
articles of conversion
contents, 414–272
filing with director, 414–272
authorization to convert, 414–271
dissenting shareholders, 414–342
effective date, 414–14
effect of conversion, 414–274
nonprofit health care entity
see INSURANCE, Nonprofit health care entities
plan of conversion
abandonment, 414–271
approval, 414–271
contents, 414–271
procedure, 414–271
professional or business licenses, 436B–15.5
rights and liabilities of new entity, 414–274
shareholder approval, 414–271
Creditors
conversions, 414–274
dissolved corporation

claims against, 414–386, 387
discharging liabilities, 414–385, 402, 421
incompetent or missing creditor, 414–421
insolvency, 414–411
payment, 414–421
petition for trustee or receiver, 414–422
mergers and share exchanges, 414–316
when distribution prohibited, 414–111
Definitions
claims against dissolved corporation, 414–386
conflicts of interest, 414–261
control share acquisitions, 414E–1
derivative proceedings, 414–171
dissenting shareholders, 414–341
generally, 414–3
immunities, 414–241
mergers and share exchanges, 414–310, 313
shares, 414–88, 101
Derivative proceedings, see Shareholders, below
Directors
amending articles of incorporation, 414–282, 283
amending bylaws, 414–301
appointment of officers, 414–231
articles of incorporation, 414–32
assent to board actions
liability, 414–223
presumptions, 414–215
unlawful distributions, 414–223
best interests of corporation
determination, 414–221
indemnification for actions, 414–242
committees
appointment, 414–216
powers and duties, 414–216
compensation, 414–201
deadlock, 414–411
derivative proceedings, 414–175
dissolution of corporation, 414–382
election
number of votes, 414–149
powers of corporation, 414–42
procedure, 414–149, 194
emergencies, 414–37, 43
fiduciary duties, 414–221, 242
fraudulent or dishonest conduct, 414–199, 411
indemnification to liability
applicability of subpart, 414–250
articles of incorporation, 414–32
authorization, 414–246
contract provisions, 414–249
court order, 414–245

definitions, 414–241
exclusions from indemnification, 414–242
expenses
advances, 414–244
corporation to pay, 414–243
court order, 414–245
financial benefit or gain, 414–242
good faith performance of duties, 414–221, 242
insurance, 414–248
liability for unlawful distributions, 414–223
mandatory indemnification, 414–243
other provisions of bylaws and agreements, 414–249
permissible indemnification, 414–242
predecessor to corporation, 414–249
shareholder approval, 414–163, 222
standard of conduct
determination, 414–246
generally, 414–242
management of affairs, 414–191
meetings
action without meeting, 414–212
attendance waives objection to notice, 414–214
generally, 414–211
location, 414–211
notice
generally, 414–213
waiver, 414–214
organizational meeting, 414–35
quorum, 414–215, 303
special meetings, 414–213
videoconferences, 414–211
voting, 414–215, 303
number of directors, 414–193
organization of corporation, 414–35
powers and duties generally, 414–191
qualifications, 414–192
removal, 414–198, 199
required, 414–191
resignations, 414–197
restricting powers, terms, or selection, 414–163
salaries, 414–201
sale of assets or property, 414–331, 332
service of process, 414–64
shareholder agreements, 414–163
staggered terms, 414–196
standards of conduct
conflicts of interest
allowable transactions, 414–262
definitions, 414–261
directors' actions, 414–263
disclosures, 414–263, 264

injunctions, 414–262
shareholders' actions, 414–264
good faith performance of duties, 414–221, 242
indemnification against liability
determination, 414–246
generally, 414–222, 242
unlawful distributions, 414–223
successors, 414–195, 200
terms of office, 414–195, 196
vacancies, 414–195, 200
Dissolution
administrative dissolution
correcting grounds for dissolution, 414–402, 403
declaration by director, 414–402
effect of, 414–402
grounds, 414–401
reinstatement
appeals, 414–404
generally, 414–403
refusal, 414–404
articles of dissolution
contents, 414–383
generally, 414–383
incorporators or initial directors, 414–381
revocation, 414–384
claims against dissolved corporation, 414–386, 387
court-ordered dissolution
decree, 414–414
grounds, 414–411
procedure, 414–412
purchase of shares in lieu of dissolution, 414–415
receiver or custodian, 414–412, 413
venue, 414–412
effective date, 414–14, 383
effect of, 414–385, 402
filing fees, 414–13
foreign corporations, 414–461
infringement of business name, 414–53, 415A–8.5, 425–196, 425E–108.5, 428–105.5
permitted activities, 414–385, 402
prohibited activities, 414–385, 402
revocation, 414–384
shareholder agreements, 414–163
trustee or receiver
appointment, 414–422
powers and duties, 414–422
unknown claimants, 414–387
voluntary dissolution
articles of dissolution, 414–383
board of directors, 414–382
consent of shareholders, 414–382
court supervision, 414–411

incorporators or initial directors, 414–381
revocation, 414–384
winding up corporate business
court-order dissolution, 414–413
deposit with finance director, 414–421
permitted activities, 414–385, 402
prohibited activities, 414–385, 402
receiver or custodian, 414–413
trustee or receiver, 414–422
Distributions
authorized, 414–111
claims against corporation, 414–387
defined, 414–3
dividends, 414–84
liability of directors, 414–223
prohibitions, 414–111
requirements, 414–111
shareholder agreements, 414–163
unlawful distributions, 414–223
Documents
copies
evidence of original, 414–18
fees, 414–13
correction, 414–15
effective date, 414–14
errors, 414–15
evidentiary value, 414–18, 19
false documents, 414–20
fees, 414–13
filing documents, 414–11, 16, 420D–13
forms, 414–12
information required, 414–11
requirements, 414–11
Duration of corporation
perpetual duration, 414–42
when corporate existence begins, 414–33
Emergencies
actions of corporation, 414–37, 43
emergency bylaws, 414–37
powers of corporation, 414–43
Evidence
documents filed with department, 414–18, 19
shareholder lists, 414–470
Fees
deposit into compliance resolution fund, 92–24
generally, 414–13
increase or decrease, 414–13
special handling fund transferred to compliance resolution fund, 26–9
Filing documents with department
administrative dissolution, 414–402
amendment pursuant to reorganization, 414–288

annual reports, 414–472, 473
articles of amendment, 414–286
articles of conversion, 414–272
articles of dissolution, 414–383
articles of incorporation, 414–33
articles of merger or share exchange, 414–314, 315
articles of revocation, 414–384
cancellation of share issuance, 414–102
certificate of authority, 414–433
certificate of withdrawal, 414–451
corrections, 414–15
court-ordered dissolution, 414–414
department duties, 414–16
effect, 414–16
effective date, 414–14
errors, 414–15
false documents, 414–20, 461
fees, 414–13
refusal to file
appeals, 414–17
grounds for dissolution, 414–401
notice to corporation, 414–16
requirements generally, 414–11
reservation of name, 414–52
restated articles of incorporation, 414–287
sustainable business corporation, 420D–13
Foreign corporations
actions
certificate of authority required, 414–432
derivative proceedings, 414–178
stay of proceedings, 414–432
activities permitted without certificate of authority, 414–431
agents
appointment, 414–437
change, 414–438
resignation, 414–439
service of process, 414–440, 451
applicability of chapter, 414–441
certificate of authority
applications, 414–433
effect, 414–435
exempt activities, 414–431
forms, 414–12
required, 414–431, 432
revocation
appeals, 414–463
certificate of revocation, 414–462
effect, 414–462
grounds, 414–461
procedure, 414–462
defined, 414–3

derivative proceedings, 414–178
election campaign contributions, 11–356
existing corporations, 414–441
mergers and share exchanges, 414–311.6
names
change of name, 414–434
generally, 414–436
infringement, 414–53
powers, 414–435
reports
failure to file, 414–461
service of process, 414–440, 451, 462
withdrawal from the state
applications, 414–451
certificate of withdrawal, 414–12, 451
Fraud
articles of incorporation, 414–411
Health care entities
see INSURANCE, Nonprofit health care entities
Hearings
court-ordered dissolution, 414–413
infringement of corporate name, 414–53
Incorporation
acting for corporation without filing incorporation, 414–34
articles of incorporation
amendments
amended and restated articles, 414–287
approval by shareholders, 414–283
articles of amendment, 414–286
before shares issued, 414–285
classes of shares, 414–72
class voting on amendments, 414–284
directors powers, 414–282, 283
dissenting shareholders, 414–342
effect of amendment, 414–289
procedures, 414–283, 284
reorganization proceedings, 414–288
right to amend, 414–281
scope of amendments, 414–281
waiver of shareholder actions, 414–282
classes of shares, 414–71, 72
contents, 414–32
expiration, 414–402
indemnification of directors and officers, 414–222, 249
number of directors, 414–193
preemptive rights, 414–101
procuring articles through fraud, 414–411
qualifications of directors, 414–192
quorum, 414–148, 215
restated articles, 414–287
restriction on share transfers, 414–88

shareholder agreements, 414–163
bylaws, 414–36, 37
effective date, 414–33
fees, 414–13
incorporators
dissolution of corporation, 414–381
number, 414–31
who may file, 414–31
initial directors, 414–195, 381
organizational meeting, 414–35
purposes of corporation, 414–41
subscription for share before incorporation, 414–81
when corporate existence begins, 414–33
Insurance
liability insurance, 414–248
Investments
powers of corporation, 414–42
Liabilities
board of directors indemnification, see Directors, above
corporate officer's indemnification, see Officers, below
Liquidation
dissolution, see Dissolution, above
Management and operation
best interests of corporation
determination, 414–221, 233
director's indemnification, 414–242
board of directors
deadlock, 414–411
fraudulent or dishonest conduct, 414–199, 411
good faith performance, 414–221, 242
powers, 414–191
officers
good faith performance, 414–233
receiver or custodian, 414–413
shareholder agreements, 414–163
Meetings
board of directors, see Directors, above
emergencies, 414–37, 43
organizational meeting, 414–35
shareholders, see Shareholders, below
Mergers
abandonment, 414–313
approval, 414–313
articles of merger, 414–315, 318
definitions, 414–310
dissenting shareholders, 414–342
effective date, 414–14, 313, 315
effect of merger, 414–316
filing fees, 414–13
foreign corporations, 414–311.6
partnerships, 425–203, 425E–1106

plan of merger
generally, 414–311
subsidiaries, 414–314
property transfers
conveyance tax exemption, 247–3
right to merge, 414–311
subsidiaries, 414–314, 318
sustainable corporation as surviving entity, 420D–3
termination, 414–315
Names
articles of incorporation, 414–32
exclusive use, 414–51, 436, 415A–8, 425–6, 428–105, 1005
foreign corporations, 414–434, 436
infringement, 414–53, 414D–64, 415A–8.5, 425–196, 425E–108.5, 428–105.5, 482–8.5
reinstatement of administratively dissolved corporation, 414–403
reserved name, 414–52
restrictions on corporate name, 414–51
translations, 414–11
Notice
action without meeting, 414–124
amending articles of incorporation, 414–283
board of directors, 414–213
conflicts of interest disclosures, 414–261
control share acquisitions, 414E–2
dissenting shareholders
demand for payment, 414–352, 354
notice of rights, 414–351, 353
rejecting corporation's offer, 414–359
dissolution
administrative dissolution, 414–402, 404
claims against corporation, 414–386, 387
court-ordered dissolution, 414–412
notice to shareholders, 414–382
purchase of shares in lieu of dissolution, 414–415
effective date, 414–4
failure to give notice, 414–123
foreign corporations, 414–451
generally, 414–4
how notice given, 414–4
immunity of directors, 414–222
infringement of corporate name, 414–53
manner of service, 414–64
mergers and share exchanges, 414–313, 314
record date, 414–127
requirements, 414–4
resignation of corporate officers, 414–234
resignation of director, 414–197
restating articles of incorporation, 414–287
revocation of certificate of authority, 414–462
sale of assets or property other than in regular course of business, 414–332
service of process, 414–64

shareholder agreements, 414–163
shareholders meetings, 414–125
waiver, 414–126, 214
written notice required, 414–4
Officers
appointment or election, 414–42, 231
assistants and staff, 414–231
contract rights, 414–235
fiduciary duties, 414–233
good faith performance, 414–233
holding two or more offices, 414–231
indemnification to liability
advancing expenses, 414–247
applicability of subpart, 414–250
contract provisions, 414–249
definitions, 414–241
exclusions from indemnification, 414–247
financial benefit or gain, 414–247
generally, 414–247
good faith performance, 414–233
insurance, 414–248
other provisions of bylaws and agreements, 414–249
predecessor to corporation, 414–249
powers and duties, 414–232
resignation or removal, 414–234, 235
service of process, 414–64
standard of conduct, 414–233
vacancies, 414–234
Offices
articles of incorporation, 414–32
defined, 414–3
relocation during emergency, 414–43
Pensions and profit sharing plans
powers of corporation, 414–42
Place of business, see Offices, above
Powers of corporation
board of directors, 414–191
challenges to actions, 414–44
emergency powers, 414–43
generally, 414–42
indemnification of directors and officers, 414–249
issuance of shares, 414–82
purposes for existence, 414–41
restriction, 414–163
shareholder agreements, 414–163
ultra vires, 414–44
Purposes of corporation, 414–41
Real property
conversions, 414–274
dissent to sale or exchange, 414–342
dissolved corporation, 414–385

distributions, 414–223
mergers and share exchanges, 414–316
powers of corporation, 414–42
sale of assets or property, 414–331, 332
shareholder agreements, 414–163
transfers
conveyance tax exemption, 247–3
Records
board of directors, 414–215
duties of officers, 414–231
proxies, 414–143
recordkeeping, 414–470
required records, 414–470
shareholder lists, 414–141, 470
voting trusts, 414–161
waiver of shareholder notice, 414–126
Related entities
general excise taxes, 237–23.5, 24.7
Reorganization
amendment of articles of incorporation, 414–288
Repeal of chapter
powers of legislature, 414–2
Reports
contents, 414–472
failure to file, 414–401, 461, 473
fees, 414–13
foreign corporations, 414–461
forms, 414–12
requirements, 414–472
Rules
adoption, 414–6
fees, 414–13
powers of department director, 414–6
Service of process
conversions, 414–274
fees, 414–13
foreign corporations, 414–440, 451, 462
generally, 414–64
mergers and share exchanges, 414–315, 316
Severability, 414–484
Shareholders
action by single voting group, 414–147
action without meetings, 414–124
agreements among shareholders
generally, 414–163
powers, 414–163
validity, 414–163
voting agreements, 414–162
voting trusts, 414–161
beneficial owners, 414–144
challenges to unauthorized corporate actions, 414–44

consent to corporate actions
action without meetings, 414–124
amendment to articles, 414–283
conversions, 414–271
director's conflict of interest transactions, 414–264
dissent, see dissenting shareholders, below
dissolution, 414–382
indemnification of directors, 414–222
mergers and share exchanges, 414–313
control share acquisitions, 414E–2
co-owners, 414–5
defined, 414–3
derivative proceedings
commencement, 414–172
contesting dismissal, 414–175
definitions, 414–171
demand, 414–173
discontinuance, 414–176
dismissal, 414–175
expenses, 414–177
foreign corporations, 414–178
inquiry into best interests of corporation, 414–175
settlement, 414–176
standing, 414–172
stay, 414–174
directors
conflict of interest transactions, 414–264
election, 414–194
number, 414–193
removal, 414–198
vacancies, 414–200
dissenting shareholders
after-acquired shares, 414–358
definitions, 414–341
dissatisfaction with payment or offer, 414–359
failure to take actions, 414–357
fair value of shares
appraisal, 414–371
court action, 414–371, 372
determination, 414–371
rejection of corporation's offer, 414–359
nominees and beneficial owners, 414–343
notice of rights, 414–351, 353
other rights not affected, 414–354
partial dissenters, 414–343
payment for share
after-acquired shares, 414–358
demand for payment, 414–354
failure to demand, 414–354
intent to demand, 414–352
notice of right, 414–353

payment, 414–356
rejection, 414–359
return of share certificates, 414–357
right to dissent, 414–342
scope of actions, 414–342
transfer of shares restricted, 414–355
dissolution of corporation
claims against dissolved corporation, 414–387
court-ordered dissolution
notice, 414–412
purchase of shares in lieu of dissolution, 414–415
incompetent or missing shareholder, 414–421
notice, 414–382
dividends and distributions
generally, 414–111
share dividends, 414–84
election of directors, 414–149
liability for corporate acts
limitations, 414–83
shareholder agreements, 414–163
meetings
action without meetings, 414–124
annual meetings
failure to call, 414–123
generally, 414–121
attendance waives objection to notice, 414–125
control share acquisitions, 414E–2
court-ordered meetings, 414–123
deadlock, 414–411
notice, 414–125
number of votes required for action, 414–146, 302
quorum, 414–146, 148, 302
removal of director, 414–198
shareholder lists, 414–141
special meetings, 414–122
name signed on vote, consent, etc., 414–145
nominees, 414–144
notice
action without meetings, 414–124
failure to give, 414–123
meetings, 414–125
requirements, 414–125
waiver, 414–126
number of shareholders, 414–5
preemptive rights, 414–101
proxies, 414–143
registration in more than one name, 414–5
sale of assets or property other than in regular course of business, 414–332
shareholder lists, 414–141, 470
signatures, 414–145
validity of signature, 414–145

voting of shares, 414–142
Shares
authorized shares
articles of incorporation, 414–32
defined, 414–3
division of shares into classes, 414–71
future services or benefits, 414–82
issuance, 414–82
payment for, 414–82
power to create and issue, 414–71
certificates
contents, 414–86
generally, 414–86
restricted shares, 414–88
shareholder agreements, 414–163
uncertificated shares, 414–87
classes of shares
adding or deleting classes, 414–284
amending articles, 414–284
changing designations and rights, 414–284
division of shares into classes, 414–71
issuance in series, 414–72
outstanding shares, 414–73
preferences, limitations, and rights, 414–72
control share acquisitions
consummation by acquiring person, 414E–2
definitions, 414E–1
denial of voting rights, 414E–2
information statement, 414E–2
special meeting of shareholders, 414E–2
conversions
effect of conversion, 414–274
definitions, 414–3
exchange of shares
abandonment, 414–313
approval, 414–312, 313
articles of exchange, 414–315
dissenting shareholders, 414–342
effective date, 414–315
effect of exchange, 414–316
plan of exchange, 414–312
sustainable corporation as surviving entity, 420D–3
expenses of issuance, 414–89
fractional shares, 414–74
issuance generally, 414–82
outstanding shares, 414–73
preemptive rights, 414–101
preferences, limitations, and rights, 414–72
purchase by corporation of own share
court-ordered dissolution, 414–415
dissenting shareholders, 414–354, 356

generally, 414–102
purchase in lieu of dissolution, 414–415
restricted shares, 414–88
record date
defined, 414–3
distributions, 414–111
fixing, 414–111, 127
shareholders meetings, 414–122, 125, 127
scrips for fractional shares, 414–74
series, 414–72
share dividends, 414–84
shares held by nominees, 414–144
stock rights and options, 414–85
subscription for share, 414–81
transfers
dissolved corporation, 414–385
restrictions, 414–88, 355
unissued shares
preemptive rights of shareholders, 414–101
purchase by corporation of own shares, 414–102
voting rights, 414–142
Short title, 414–1
Subsidiaries
mergers, 414–314, 318
Sustainable business corporations
see SUSTAINABLE BUSINESS CORPORATIONS
Temporary disability insurance, 392–5
Transacting business in this state
activities of foreign corporations, 414–431, 432, 435
existing foreign corporations, 414–441
withdrawal of foreign corporation, 414–451
Trustees
dissolution, 414–422
voting trusts, 414–161
Violations
acting for corporation without filing incorporation, 414–34
challenges to unauthorized corporate actions, 414–44
failure to file annual reports, 414–473
false documents, 414–20
transacting business without certificate of authority, 414–432
Voting rights
amending articles of incorporation, 414–284
control share acquisitions, 414E–2
cumulative voting, 414–149
dissenting shareholders, 414–342
election of directors, 414–149
generally, 414–142
proxies, 414–143
record date, 414–127
shareholder action without meetings, 414–124
shareholder agreements, 414–163

shareholder lists, 414–141, 470
validity of signature, 414–145
voting agreements, 414–162
voting groups
action by single voting group, 414–147
classes of shares, 414–71
defined, 414–3
majority rule, 414–146
multiple voting groups acting on same matter, 414–147
quorum, 414–146, 148, 302
voting trusts, 414–161

COSMETICIANS
Apprentices
barbers, 438–1, 5
rules, 439–12
Barber shops
training of apprentices, 438–5
Beauty shops
licenses
violations, 439–22.5
violations, 439–22.5
Board of barbering and cosmetology
appeals from board actions, 438–6
appointment, 438–3
conflicts of interest, 438–3
establishment, 438–3
placement within department of commerce and consumer affairs, 26–9
powers and duties, 438–5
qualifications, 438–3
Hairdressers
training by barbers, 439–12
Hearings, 438–5, 439–22.5
Instructors
application for examination, 439–11
violations, 439–22.5
Licenses
appeals, 438–6
display, 439–22.5
lapse, 439–15
powers of board, 438–5
restoration, 439–15
violations, 439–22.5
Nail technicians
defined, 439–1
licenses, 439–2, 12
Permits
appeals, 438–6
barber apprentices, 438–10
powers of board, 438–5
Rules

adoption, 438–5
licensing, 439–12, 15
Schools
violations, 439–22.5
Violations
contested case hearings, 439–22.5
generally, 439–22.5
penalties, 439–22.5

COST OF LIVING
Self-sufficiency standards
statistics and data, 201–3

COUNTERFEITING
Taxation
cigarette tax stamps, 245–36
Trademarks and trade names
counterfeiting, 708–875
infringement, 482–31, 33

COUNTIES
Actions
development without permit or approvals, 607–25
false claims on contracts and programs
awards, 46–177
burden of proof, 46–173
certain actions barred, 46–181
complaint, 46–177
costs and fees, 46–179
definitions, 46–171
exemptions, 46–171, 177
intervention, 46–175
investigations, 46–172
private actions, 46–175, 176
prosecution, 46–175, 176
relief from retaliatory actions, 46–180
scope, 46–171
settlement or dismissal, 46–176
statute of limitations, 46–174
tolling of limitation period, 46–177
Alcoholic beverages
special liquor districts, 281–41
Animals
vicious dog ordinances, 142–74, 75
Attorneys
collaborative law proceedings
disqualification from, 658G–11
Bond issues
special improvement districts, 46–80.5
state bond ceiling allocations, see State bond ceiling allocations, below
Broadband-related permits, 46–89

Building permits
agricultural structure exemptions, 46–88
county immunity from liability, 46–88
energy efficient design standards
expedited processing of permit applications, 46–19.6
federal flood insurance requirements, 46–88
fire sprinkler requirement prohibited, 46–19.8
hazardous materials and contaminants
restrictions on land use, 128D–39
penalties, 46–88
permit approval or denial time limits, 91–13.5
renewable energy projects
expedited permit processing, 46–19.4, 226–18
school construction, renovation, or repair, 46–142.5
solar water heaters in new housing developments, 196–6.5
state building codes
see BUILDING CODES
structures utilizing Hawaiian architectural practices and materials, 46–1.55
transfer of development rights between lots or districts, see Development, below
Certificates of conveyances
providing information to counties, 247–6
Collaborative law proceedings
disqualification from, 658G–11
Commuter benefits program, 46–16.2
Composting toilets
functions reassigned to counties, 27–21.6
Councils
limited meetings at board or community group meetings, 92–3.1
Development
development without permit or approvals, 607–25
impact on school construction needs, 46–142.5
state building codes
see BUILDING CODES
transfer of development rights
authorization, 46–163
conditions, 46–163
definitions, 46–162
legislative findings, 46–161
ordinances, 46–164
other rights not affected, 46–165
purpose, 46–161, 163
Emergency management
agency
administrator or director, 127A–5
duties, 127A–5
coordination with state, 127A–3
delegation of powers, 127A–11
investigations and surveys, 127A–24
mayor, 127A–12
powers generally, 127A–12
reserve corps, 127A–6

responsibilities, 127A–5
warning point, 127A–7
Energy
renewable energy projects
priority permit processing, 46–19.4, 226–18
False claims on contracts and programs, see Actions, above
Fines
lien on property, 46–1.5
unpaid fines added to county taxes or fees, 46–1.5
Funds
lapsed warrants trust fund, 46–44.5
General obligation bonds
pledge of receipts, 47–4
General plans
environmental impact statements
exemptions for secondary actions, 343–5.5
transfer of development rights between lots or districts, see Development, above
Hearings
citizen participation in government
see ACTIONS, Strategic lawsuits against public participation (SLAPP)
Heeia community development district
special management area permit, 206E–203
Highways and streets
commercial bicycle tour operations, 46–16.3
condemnation powers, 264–1
maintenance
funding, 248–9
powers and duties, 46–15.9
ownership, 46–15.9, 264–2.1
Homeland security
see DEFENSE DEPARTMENT
Housing
affordable housing
transfer to qualified nonprofit housing trust, 46–15.1
legal nonconforming dwelling units
housing choice voucher program, 46–15.21
low and moderate income housing
acceptance of infrastructure improvements, 46–15.25
land use density flexibility, 46–14.5
permit approval or denial time limits, 91–13.5
rental housing
land use density flexibility, 46–14.5
state building codes
see BUILDING CODES
structures utilizing Hawaiian architectural practices and materials, 46–1.55
Impact fees
approval of state department, 264–124
authority of counties to impose, 264–123
contesting assessments, 264–127
definitions, 264–121
needs assessment study, 264–123

refunds, 264–125
school construction, renovation, or repair, 46–142.5
Inspections
sewer laterals, 46–1.5
Insurance
captive insurer formation, 46–1.5
Liability
broadband-related permits, 46–89
captive insurer formation, 46–1.5
emergency use of private property, 135–4
indemnification by the state, 46–71.5
skateboarding parks, 46–72.5
Licenses
suspension, revocation, or denial
child support debt, 445–10
Limited meetings at board or community group meetings, 92–3.1
Neighborhood boards
emergency actions, 92–83
meetings or presentations, 92–82
notice and meetings, 92–81
quorum, 92–81
Noise
conflict between state and county regulations, 46–17, 342F–20
ordinances and rules, 342F–30.8
Notice
publication, 1–28.5
Parks and recreation
criminal history record checks of employees, 846–2.7
skateboarding parks, 46–72.5
summer fun programs
child care exemption, 346–152
Permits
approval or denial time limits, 91–13.5
broadband-related permits, 46–89
business action center
cooperation by agencies, 474–4, 5
definitions, 474–1
established, 474–2
immunities, 474–6
powers and duties, 474–3
purpose, 474–2
reports, 474–7
statistics, 474–7
business or development permits, 91–13.5
development without permit or approvals, 607–25
energy efficient design standards
expedited processing of permit applications, 46–19.6
renewable energy projects
expedited permit processing, 46–19.4, 226–18
Pest control or eradication
authority to enter private property

generally, 46–1.52, 141–3.6, 194–5
notice to owner, 141–3.6, 194–5
Planning commissions
business or development permits, 91–13.5
Publications
reports to legislature, 93–16
Public buildings
smoking prohibited, 328J–2
Public contracts
generally
see PROCUREMENT CODE
health and human services
see GRANTS AND PURCHASES OF SERVICE
Public lands
warning of danger, 663–52
Public officers and employees
liens on land and property
see LIENS, Nonconsensual common law liens
privatization of government functions, 46–36
transportation pretax program
see PUBLIC OFFICERS AND EMPLOYEES, Transportation costs
travel expenses, 78–32
volunteers
see VOLUNTEERS
Public transit agency
chief procurement officer, 103D–203
Public utilities
tax revenue sharing
allocations, 239–5, 7
reports, 239–4
Rapid transportation authority
see MASS TRANSIT
Real property
property conveyance records, 501–107, 502–26
transfer of development rights between lots or districts, see Development, above
Records
electronic format, 46–43
emergency 911 calls
retention of recordings and radio dispatches, 46–1.7
property conveyance records, 501–107, 502–26
Reports
limited meeting procedures, 92–3.1
reports to legislature, 23G–5, 93–16
skateboarding parks, 46–72.5
Rules
notice, 1–28.5
Schools
use of county property, 46–71.5
Sewers
Hawaiian home lands transmission lines and facilities, 46–20.1
monitoring programs, 46–1.5

Smoking
prohibited in county facilities and vehicles, 328J–2
Special improvement districts, 46–80.5
State bond ceiling allocations
application of allocation, 39C–3
assignments, 39C–2
definitions, 39C–1
unused allocations, 39C–4
Stormwater management system
general powers, 46–1.5
Taxation
general excise and use tax surcharge
administrative expenses, 248–2.6
assessment, 237–8.6, 238–2.6
collection and distribution, 248–2.6
deposit into mass transit special fund, 248–2.6
establishment, 46–16.8
excise tax, 237–8.6
extension, 46–16.8, 237–8.6, 238–2.6
prohibited uses, 46–16.8
use tax, 238–2.6
reciprocal provisions, 46–1.8, 231–18, 235–117, 237D–13
sharing information with state agencies, 46–1.8
special improvement districts, 46–80.5
University of Hawaii
use of county property, 46–71.5
Volunteer services
see VOLUNTEERS

COURTS
Accounts and accounting
delinquent accounts, see Delinquent accounts, below
Anonymous court filings, 604–10.5, 634–71
Budgets
routine repair and maintenance reports, 601–2
Child custody evaluators
see CHILD CUSTODY
Collaborative law
see ALTERNATIVE DISPUTE RESOLUTION
Computer system
electronic recordkeeping, 602–5.5
Contracts
judiciary history center, 6F–7
Costs
bench warrants, 607–8.5
child support enforcement, 576B–313
delinquent accounts, see Delinquent accounts, below
elections
contested elections, 11–173.5, 174.5
family courts generally, 571–8.5
indigent legal services surcharge, 607–5.7

internet crimes against children fee, 846F–3
parent education for separating parents, 607–5.6
protective orders, 607–2.5
stays on appeal, 607–25
tax appeals, 232–5
waivers, 607–2.5
Court reporters
administering oaths and taking depositions, 606–12.5
lien for shorthand reporter services, 507–82
Debts for delinquent fines and restitution, see Delinquent accounts, below
Delinquent accounts
collection, 601–17.5
tax refund withholding, 231–51
uncollectible accounts, 40–82
Disaster or emergency period
suspension or tolling of deadlines and filing requirements in civil and criminal actions, 601–1.5
Disposition of remains, disputes, 531B–7
Dogs
use in judicial proceedings, 621–30
Electronic legal materials
see LAWS
Electronic records and electronic signatures
see ELECTRONIC TRANSACTIONS
Employees
collective bargaining
administrative director of courts to represent employer, 89–2, 6
bargaining units, 89–6
liens on land and property
see LIENS, Nonconsensual common law liens
Environmental courts
see CIRCUIT COURTS
see DISTRICT COURTS
Facility dogs
use in judicial proceedings, 621–30
Financing agreements
see FINANCING AGREEMENTS
Funds
administratively established funds and accounts, 37–52.5
court interpreting services revolving fund, 607–1.5
indigent legal assistance fund, 607–5.7
judiciary history center trust fund, 6F–7
non-general fund account reports, 601–3.2
parent education special fund, 607–5.6
probation services special fund, 706–649
Grants and purchases of service
see GRANTS AND PURCHASES OF SERVICE
Interpreters
interpreter and translation services to limited-English proficient persons, 321C–3, 4
parking violation exemption, 621–8
revolving fund

established, 607–1.5
transfers from special funds, 36–27, 30
uses, 607–1.5
screening, testing, and certification, 607–1.5
Interstate compact for supervision of adult offenders
see PROBATION
Judiciary history center
records, 6F–7
Juvenile client services
annual reports
denial of services, 571–45
earned discharge credits, 571–48.6
sanctions and incentives, 571–48.5
Publications
reports to legislature, 93–16
Records
electronic records, 602–5.5, 606–3
probate proceedings, 560:1–311
uncollectible accounts, 40–82
Reports
denial of services, 571–45
earned discharge credits, 571–48.6
reports to legislature, 23G–5, 93–16
reports to the legislature, 37–52.5, 352D–4, 571–46.4, 601–3.2
sanctions and incentives, 571–48.5

COVENANTS
Bonds issued by agencies
housing finance and development corporation, 201H–76
public housing authority, 356D–24
revenue bonds, 39–60
university projects, 304A–2677
water pollution control, 342D–93
Land use restrictions, 205–4.6
Restrictive covenants
clotheslines to dry clothing, 196–8.5
electric vehicle charging stations, 196–7.5
environmental contamination on real property
see REAL PROPERTY, Environmental covenants
family child care homes, 502C–2
intellectually disabled care facility, 518–3
leasehold time share interests, 501–241
transfer fees, 501–232, 502–112
Special purpose revenue bonds
agricultural enterprises, 39A–319
low and moderate income housing, 39A–289
private schools and colleges, 39A–259

CREDIT
Credit history
consideration by employers in hiring, termination, etc., 378–2, 2.7

Credit reporting agencies
child support delinquencies, 576E–10
insurance consumer financial information, 431:3A–403, 501
mortgage loan originators, 454F–4
notice of security breach involving personal information, 487N–2
security freeze on consumer credit reports
change of information, 489P–4
definitions, 489P–3.5
exemptions, 489P–5
protected consumers
definitions, 489P–3.5
effective period, 489P–3.5
fees, 489P–3.5
removal of freeze, 489P–3.5
requirements, 489P–3.5
requirements, 489P–3, 3.5
violations, 489P–6
telephone solicitation to improve consumer's credit record, 481P–3

CREDIT CARDS
Counties
procurement cards, 103–10, 103D–104
Crimes
repeat offenders, 708–803
Interest
rate stipulated by contract, 478–4, 11.5
Motor vehicles
towing charges, 290–11
Payments to state
generally, 40–51.6
quarantine fees, 142–98
taxes generally, 231–9.4
Public contracts
payment for goods and services through procurement cards, 103–10
Retail sales
refund and exchange policies, 481B–5.5
State agencies
payment for goods and services through procurement cards, 103–10, 103D–104
Taxation
payments to state generally, 40–51.6
tax payment by credit or debit card, 231–9.4

CREDIT SALES
Lease-purchase agreements
exemption from requirements, 481M–3
Truth in lending act
motor vehicle leases, 481L–2

CREDIT UNIONS
Accounts
college savings accounts

see UNIVERSITIES AND COLLEGES
individual development accounts
see UNIVERSITIES AND COLLEGES
Directors
criminal history record checks, 412:10–103, 846–2.7
Investments
special purpose revenue bonds
agricultural enterprises, 39A–329
dams and reservoir owners, 39A–359
low and moderate income housing, 39A–299
private schools and colleges, 39A–269
Officers
criminal history record checks, 412:10–103, 846–2.7

CRIMINAL HISTORY RECORD CHECKS
Adoptive parents, 346–19.7
Adult day care centers, 846–2.7
Adult foster home providers, 846–2.7
Appraisal management companies, 846–2.7
Charter school employees, 302D–33, 846–2.7
Child abuse or neglect
record check of alleged or potential perpetrator, 587A–3.5, 26
Child care facilities and foster homes, 346–17, 152.5, 154, 846–2.7
Child support enforcement agency employees and contractors, 346–2.5, 846–2.7
Community volunteers, 846–2.7
Condominium and housing cooperative employees, 421I–12, 514B–133
Contract employees for state or county, 846–2.7
Correctional facilities staff, 352–5.5, 353C–5, 846–2.7
County community-based employees, 846–2.7
Day care centers (adult)
service providers, 846–2.7
Defined, 571–2
Developmental disabilities domiciliary home providers, 846–2.7
Elderly programs service providers, 346–97
Emergency management employees, 846–2.7
Emergency medical services employees, 846–2.7
Employment practices generally, 378–2.5
Escrow depository licensees, 846–2.7
Financial institutions, 378–3, 412:3–201, 301, 412:10–103, 846–2.7
Firearms permit and registration applicants, 846–2.7
Firearms permit applicants, 134–2, 9
Fire department employees, 846–2.7
Generally, 846–2.7
Healthcare facilities staff, 323F–5.5, 846–2.7
Home and community-based case management agencies, 846–2.7
Household members, 587A–3.5
Human services department employees and contractors, 346–2.5, 846–2.7
Information technology systems employees, 846–2.7
Insurance brokers
surplus lines insurance, 431:8–310
Insurance producers, 431:9–204, 431:9A–106, 846–2.7

International matchmaking contacts, 489N–2
Interstate and federal compact
administration, 846–17
definitions, 846C–1
form of compact, 846C–1
removal from compact, 846C–1
responsibilities of party states and federal government, 846C–1
Juvenile detention facility employees, 571–34, 846–2.7
Labor and industrial relations department employees and contractors, 383–110, 846–2.7
Library system employees, 302A–601.5, 846–2.7
Licensing and employment purposes, 846–17, 846C–1
Liquor commission employees, 846–2.7
Liquor license applicants, 281–53.5, 846–2.7
Medical cannabis dispensaries, 329D–4, 12, 846–2.7
Mental health services providers, 846–2.7
Money transmitters, 489D–9, 15, 846–2.7
Mortgage loan originators, 454F–4, 846–2.7
Nurses, 846–2.7
Parks and recreation employees, 846–2.7
Private investigators and guards, 463–6, 8, 9, 10.5
Procedures, 846–2.7
Prospective public employees, 846–2.7
Public employees generally, 78–2.7, 846–2.7
Public (non-law enforcement) employees who handle or use firearms, 846–2.7
Qualified entity applicants, employees, and volunteers, 846–2.7
Rap back program, 846–2.7
Real estate appraisers, 846–2.7
School employees, 302A–601.5, 302C–1, 378–3, 846–2.7
Taxation department employees and contractors, 231–1.6, 846–2.7
Traffic management center employees, 846–2.7
Youth correctional facilities staff, 352–5.5, 846–2.7
Youth services office service providers, 352D–4.3, 846–2.7

CRIMINAL INJURIES COMPENSATION
Awards
funding, 351–62.5
ineligibility, 351–31
medical expenses, 351–62
restitution to victim offsets award amount, 706–646
Commission
executive director, 351–69
expenses, 351–62.5
funding, 351–62.5
Fees
compensation fees
assessment, 351–62.6, 706–605, 853–1
collection, 351–62.5
deposit of fees, 351–62.6
Foreign countries
terrorism, 351–2, 31, 32
Mass casualty incidents

defined, 351–2
mental health services, 351–31, 33
Medical expenses limitation, 351–62
Mental health services, 351–31, 33
Prisoners
ineligibility, 351–31
Reciprocal beneficiaries
right to compensation, 351–2
Victims
prisoners, 351–31
terrorism, 351–31

CRIMINAL JUSTICE DATA CENTER
Arrest
expungement of records, 571–88
Background checks
see also CRIMINAL HISTORY RECORD CHECKS
Counties
crime statistics report, 846–18
Court records
involuntary civil commitment orders, 334–60.5
orders of appointment for incapacitated persons, 560:5–311
Crime statistics
reports, 846–18
Dissemination
firearms permitting or registration, 334–60.5
firearms prohibition relief orders, 134–6.5
Expungement of arrest records
juveniles, 571–88
Federal bureau of investigation
forwarding identification data, 560:5–311
Juvenile records
expungement of arrest records, 571–72, 88
Records
court orders, 560:5–311
firearms permitting or registration disclosure, 334–60.5

CRIMINAL PROCEDURE
Criminal process
admissibility of records, 806D–3
authenticity of records, 806D–3
business records, 806D–3
other states, issued by, 806D–4
production of records, 806D–2
recipients
immunity from liability for response, 806D–5
Disaster or emergency period
suspension or tolling of deadlines in criminal actions, 601–1.5
Judges
authority to issue criminal process, 806D–6

CRUELTY TO ANIMALS
Acquittal or dismissal of criminal proceedings, 711–1109.2
Criminal offenses
animal hoarding, 711–1109.6
civil proceedings not precluded by acquittal or dismissal, 711–1109.2
desertion, 711–1109.7
first degree offense
class C felony, 711–1108.5
elements of crime, 711–1108.5
possessing or owning animals prohibited with animal cruelty conviction, 711–1108.5
probation unavailable, 706–620
second degree offense
class C felony if involving ten or more animals, 711–1109
elements of crime, 711–1109
misdemeanor, 711–1109
trapping animals, 711–1109.37
Definitions, 711–1109.3, 1109.35, 1109.37, 1109.7
Desertion of animals, 711–1109.7
Felony, 711–1109
Fighting animals
fighting dogs, 711–1109.3, 1109.35
Forfeitures, 711–1109.2
Impoundment of animals, 711–1109.1
Law enforcement animal
causing injury or death to, 711–1109.4
interference with, 711–1109.5
Orders
surrender or forfeiture of animals, 711–1109.2
Pets
causing injury or death to, 711–1108.5
defined, 711–1100
desertion, 711–1109.7
possessing or owning prohibited with animal cruelty conviction, 711–1108.5
providing food, water, and shelter, 711–1109
seizure and impoundment of abused animals, 711–1109.1
Possessing or owning prohibited upon conviction, 711–1108.5
Service animals
injury or death, 711–1109.4
interference with, 711–1109.5
Society for prevention of cruelty to animals
custody of forfeited animals, 711–1109.2
restitution, 706–646
Surrender of animals upon violation, 711–1109.2
Trapping animals, 711–1109.37

CULTURE AND ARTS
Art works
art in public places, 9–21
state art museum, 9–22
Craft items
Hawaii-made products

labeling, 486–119
Ethnic culture public market at Kakaako, 206E–34
Filipino-American History Month, 8–18
Foundation on culture and the arts
art in public places
duties of foundation, 9–3
purpose, 9–21
arts education program, 9–3
commission
appointment, 9–2
establishment, 9–2
executive director
appointment, 9–2
staff, 9–2
state art museum
concessions and contracts, 9–23
established, 9–22
friends of the state art museum, 9–23
funding, 9–22
purpose, 9–21
Hawaiian center and museum of Hawaii music and dance
transient accommodations tax funding, 237D–6.5
Kalo Appreciation Month, 8–22
Makahiki Commemoration Day, 8–19
Sakada Day, 8–18.5
Schools
arts education
arts education partners, 9–3
reports, 9–3
State dance, 5–21
State musical instruments, 5–10.5
University of Hawaii
Hilo theatre program, 304A–2178
Uluulu: The Henry Kuualoha Giugni Moving Image Archive of Hawaii, 304A–1864

CUSTODIAL INTERFERENCE
Computer used to identify, coerce, etc. victim, 708–893

DAIRIES AND DAIRY PRODUCTS
Margarine
adulteration, 159–3

DAMAGES
Aged persons
fraud against elderly, 480–13, 13.5, 487–14
Agriculture
crop damage liability, 141–8
Breach of contract
tort liability, 663–1.2
Cigarettes and tobacco products

see SMOKING RESTRICTIONS, Tobacco settlement
Design claim conciliation panel decisions, 672B–9
Drug dealer liability
see TORTS
Medical care decisions
violations, 327E–10
Motor vehicles
loss or damage to towed vehicles, 291C–135, 165.5
Periodic payments to satisfy tort claim or judgment
see JUDGMENTS, Structured settlements
Prostitution
sex trafficking and coercion into prostitution, 663J–5
Punitive damages
antitrust, 480–14
breach of contract, 663–1.2
fraud against elderly, 480–13, 13.5
Tobacco settlement
see SMOKING RESTRICTIONS
Trademarks and trade names
infringement, 482–4, 31, 33

DAMS
Construction and operation
certificate of approval
existing dams and reservoirs, 179D–27, 28
required, 179D–21
existing dams and reservoirs, 179D–27, 28
owner's duties and responsibilities, 179D–30
Dam and reservoir safety special fund
established, 179D–25
uses, 179D–25
Dam safety program
certificate of approval
existing dams and reservoirs, 179D–27, 28
required, 179D–6, 21
emergencies
owner's duties, 179D–30
remedial actions, 179D–22, 24
entry onto public or private property
right of entry, 179D–22
existing dams and reservoirs, 179D–27, 28
fees, 179D–6
inspections
existing dams and reservoirs, 179D–27, 28
owner's duties, 179D–30
right of entry, 179D–22
jurisdiction of department, 179D–2, 6
reports, 179D–29
special fund, 179D–25
violations
injunctions, 179D–23

Emergency conditions
costs and expenses for remedial actions
liability of owner, 179D–24
lien on property, 179D–6, 26
determination of emergency conditions, 179D–24
hazard potential classifications, 179D–6
owner's duties and responsibilities, 179D–30
remedial actions, 179D–22, 24
state may take control of dam, 179D–24
Improvements by special fund authorized, 141–10
Inspections
existing dams and reservoirs, 179D–27, 28
owner's duties, 179D–30
right of entry, 179D–22
statewide inspection program, 179D–2
Notice
inspections
entry without notice, 179D–22
existing dams and reservoirs, 179D–27
repair and remediation costs and expenses, 179D–24
Owners
repair and remediation costs and expenses, 179D–24, 26
responsibilities, 179D–30
Rules
inspections, 179D–2
Special purpose revenue bonds
see SPECIAL PURPOSE REVENUE BONDS
Violations
injunctions, 179D–23
remedies, 179D–6

DEAF PERSONS
Assistive devices
see DISABLED PERSONS
Communication access services
warranties on devices
see DISABLED PERSONS, Assistive devices
Infants and toddlers intervention program
early language services, 321–352.2
Interpreter services
credentialing interpreters, 348F–7, 8
guidelines for use, 348F–3
qualifications, 348F–3
Newborn hearing screening program
exemptions, 321–362.5
reports, 321–362.5
required screening, 321–362.5
Service animals
causing injury or death to, 711–1109.4
interference with, 711–1109.5
misrepresentation of a service animal, 347–2.6

DEATH
Artificial life support
declaration of death of person, 327C–1
Cremation
permit requirements, 342B–35
Determination, 327C–1, 560:1–107
Developmentally or intellectually disabled persons death review
access to information, 321–503, 504
civil or criminal investigations, 321–504
definitions, 321–502
immunity from liability, 321–506
purpose, 321–501
release of information, 321–505
Display of dead human bodies
commercial purposes, 327–38
Disposition of remains
definitions, 531B–2
directions for, 531B–3, 5
immunity; funeral establishments, cemeteries, and mortuaries, 531B–11
recovery of expenses, 531B–9
right to control
disputes concerning, 531B–7
forfeiture of right, 531B–6
priority designation, 531B–4
written directions, 531B–3, 5
short title, 531B–1
unclaimed remains, 531B–10
Domestic violence death reviews
access to information, 321–473, 474
definitions, 321–471
release of information, 321–475
review teams, 321–472, 476
Emergency management
immunity from liability of private shelters, 127A–20
liability of personnel, 127A–9
rights of employees, 127A–8
Firearms
transfers, 134–2
Hospices
background checks of employees and volunteers, 321–15.2
criminal history record checks of employees and volunteers, 846–2.7
definitions, 46–15.36, 321–15.1, 15.63
insurance coverage, 431:10A–119, 432:1–608, 432D–23
licensing, 321–15.63, 15.7
permitted in residential areas, 46–15.36
rules, 321–15.63
unlicensed activities, 321–15.7
Human bodies
sale or commercial display, 327–38
Indigent persons

burial or cremation, 841–10
claims against estate, 560:3–805
Law enforcement officer-involved death reviews
see ATTORNEY GENERAL
Life-sustaining procedures
see MEDICAL CARE DECISIONS
Maternal death reviews
annual report, 324–6
authorization to conduct, 324–5
confidential information, 324–1
purpose, 324–5
use restrictions, 324–1
Medical records of deceased person
release, 622–57
Military personnel
death in service
Hawaii medal of honor awards, 5–22
Minors
child death reviews
annual report, 321–345.5
confidential information, 321–343
definitions, 321–342
immunity from liability, 321–346
ongoing investigations, 321–344
purpose, 321–341
release of information, 321–343, 344
Partnerships
dissociation of partner, 425–130, 425E–601, 603
dissolution of partnership, 425–138, 425E–801
Pet owners
trust for care of domestic or pet animals, 560:7–501
Public assistance recipients
claims against estate, 560:3–805, 1201
Real property transfer on death
see REAL PROPERTY, Transfer on death deed
Reports
advisory committee on determination of death, 327C–1
lists of recorded deaths to state agencies, 338–4.5
reports to state agencies, 338–4.5
Unclaimed bodies
cremation, 531B–10, 841–10
final disposition, 531B–10, 841–10
Veterans
Filipino World War II veterans
burial grants, 363–12, 13

DEBTORS AND CREDITORS
Credit reporting agencies
child support delinquencies, 576D–6, 576E–10
mortgage loan originators, 454F–4
notice of security breach involving personal information, 487N–2

security freeze on consumer credit reports
change of information, 489P–4
exemptions, 489P–5
protected consumers
definitions, 489P–3.5
effective period, 489P–3.5
removal of freeze, 489P–3.5
requirements, 489P–3.5
requirements, 489P–3, 3.5
violations, 489P–6
telephone solicitation to improve consumer's credit record, 481P–3
Definitions, 489P–3.5
Financial Literacy Month, 8–14
Foreclosure of mortgages
see FORECLOSURE
Judgment debtors
lien on real property, 501–82
Real property
interest in not affected by transfer on death deed, 527–12
Student loans
see UNIVERSITY OF HAWAII

DECEDENTS' ESTATES
Disclaimer of property interests
applicability
existing disclaimers, 526–16
generally, 526–3
other laws apply, 526–4
appointee, 526–10
barred, 526–13
citation, 526–1
construction
fiduciaries, 526–11
power of appointment, 526–9
property interests, 526–6
trustees, 526–8
definitions
delivery, 526–12
generally, 526–2
property interests, 526–6
record, 526–5
delivery, 526–12
fiduciaries, 526–11
filing, 526–15
future interests, 526–6
irrevocable, 526–5
jointly held property, 526–7
limitation, 526–13
other laws apply, 526–4
partial disclaimer, 526–5, 7
personal property, 526–12

power of appointment, 526–9
powers that may be disclaimed, 526–5
property interests, 526–6
real property, 526–12
real property transfer on death, 527–14
recordation, 526–15
scope, 526–3, 16
short title, 526–1
taker in default, 526–10
taxation, 526–14
trustees, 526–8
waiver of right to disclaim, 526–13
writing required, 526–5
Disposition of remains
see DEATH, Disposition of remains
Firearms
transfers, 134–2
Principal and income
see TRUSTS AND TRUSTEES
Publicity rights
see PUBLICITY RIGHTS
Real property
leasehold time share interests, 501–246, 531–15
transfer on death deed
see REAL PROPERTY
Securities transfers on death
see SECURITIES

DEEDS AND CONVEYANCES
Agricultural land restrictions, 205–4.6
Conveyances to two or more
relationship status change, 509–3
Environmental contamination on real property
activity or use limitations
see REAL PROPERTY, Environmental covenants
Real property transfer on death
see REAL PROPERTY, Transfer on death deed
Time share commissioners of deeds
appointment, 503B–1
bond, 503B–8
charges for services, 503B–3
construction of statutes, 503B–6
fees, 503B–10
forms, 503B–5
immunity from liability, 503B–12
instructions, 503B–5
liability limitations, 503B–9
lieutenant governor
see LIEUTENANT GOVERNOR
notice of legal effect
requirements, 503B–7

translation, 503B–7
oath, 503B–2
penalties, 503B–7, 10
powers, 503B–3
records
bond record, 503B–8
book of records, 503B–4
rules, 503B–11
seal of office, 503B–2
term of appointment, 503B–1
violations, 503B–10
Transfer fees
definitions, 501–232, 502–112
prohibited, 501–232, 502–112
Transfer on death deed
see REAL PROPERTY

DEFENSE DEPARTMENT
Adjutant general
director of emergency management, 127A–3
director of homeland security
defined as, 128A–3
designation, 26–21
Cybersecurity, economic, education, and infrastructure security coordinator
powers and duties, 128B–1
Funds
special, revolving, and trust funds reviews, 23–12
Homeland security
counties, 128A–5
definitions, 128A–2
director, 128A–3
office of homeland security established, 128A–3
powers and duties, 128A–4
purpose, 128A–1

DEFINITIONS
Abandon, 342J–9
Abandoned, 583A–102
Abandoned infant, 587A–4
Abandonment, 482–1
Abatement, 342P–1
Able to resume work, 386–1
Abuse, 28–94
Abused or neglected, 346–1
Academic program, 235–110.25
Access, 321C–2, 708–890
Access aisle, 291–51
Accession, 490:9–102
Accident, 291C–221.5
Accidental death, 88–21
Accident and health insurance, 431:5–307

Accident and health or sickness insurance, 431:1–205
Account, 256–1, 256B–1, 490:9–102, 556A–2, 576D–15
Account debtor, 490:9–102
Accounting, 490:9–102
Accounting period, 557A–102
Account owner, 256–1, 256B–1
Accredited, 305J–2
Accredited and approved DNA laboratory, 844G–1
Accredited educational institution, 451J–1, 453D–1
Accredited private special education school or program, 302A–443.5
Accreted lands, 171–1
Accumulation or payment of money, 488–1
Acknowledged, 551E–15
Acquiring person, 414E–1
Acquisition, 196–11, 323D–71
Acting within the scope of the employee's office or employment, 662–1
Action, 490:1–201, 672E–1
Active candidate status, 451K–1
Active course of treatment, 431:26–101
Active duty, 311D–1
Active member, 88–21
Activities of daily living, 346C–1, 349–16, 431:10H–201
Activity desk, 468M–1
Activity or use limitations, 508C–2
Activity provider, 468M–1
Actual address, 801G–1
Actual cost, 235–12.5
Actual gender identity, 431:10A–118.3, 432:1–607.3, 432D–26.3
Actuarial cost, 88–311
Actuarial standards board, 431:10D–402
Actuary, 431:9C–101
Acute condition, 431:10H–201
Address, 329–1
Address confidentiality program, 801G–1
Adequate supply, 329–121
Adequate supply for a qualifying out-of-state patient, 329–121
Adjudication, 587A–4
Adjusted capitalized cost, 481L–1
Adjusted for inflation, 675–2
Adjustment, 89C–1.5
Administer, 356D–41
Administering entity, 436C–1
Administrative appeals officer, 346–59.7
Administrative costs, 155D–1
Administrative data, 323D–18.5
Administrative investigation, 321–29
Administrative monitoring, 571–2
Administrative revocation, 291E–1
Administrator, 127A–2, 481X–2, 523A–2
Adult, 321–15.2, 502, 327L–1, 353B–1, 551G–2
Adult abuse perpetrator check, 346–152.5, 154

Adult day care, 349–16, 431:10H–201
Adult death review information, 321–502
Adult entertainment, 390–1
Adult entertainment product, 489X–1
Advanced grid modernization technology, 269–141
Advanced practice registered nurse, 329–121, 334–122, 461–1
Advanced practice registered nurse student, 235–110.25
Advanced practice registered nurse with prescriptive authority, 329–1
Advance health-care directive, 286–109.4, 303, 327–21, 327E–2
Advance mental health care directive, 327G–2
Advance payment credit, 88–126.5
Adverse action, 432E–1
Adverse claim, 490:8–102
Adverse determination, 432E–1
Adverse reproductive outcome, 321–421, 324–41
Adverse result, 806D–1
Advertise, 451J–1, 453J–1, 460J–27.5
Advertisement, 11–302, 431:30–102, 431C–2, 454F–1, 481M–1
Advertising, 486B–1
Advisor, 560:7–302
Aerial device, 132D–2
Aerial luminary, 132–19
Aerobic treatment unit system, 235–16.5, 342D–72
Affected small business, 201M–1
Affiliate, 414D–14, 431:3A–102, 675–2
Affiliated, 487J–1
Affiliated companies or persons, 231–3.1
Affiliated entity, 431:19–101, 454M–1, 514E–10.2
Affiliate of a developer, 514B–3
Affiliate of the friends of the library of Hawaii, 312–3.8
Affordable Care Act, 431:26–101
Affordable housing, 46–15.25, 201H–57
Affordable housing obligation, 46–15.1
After-care, 323G–1
Aftermarket motorcycle frame, 286–2
Age appropriate, 321–11.1
Agency, 46–19.4, 78–27, 90–1, 103F–102, 127A–2, 196–1.5, 11, 201B–1, 201M–1, 269E–2, 508C–2, 801G–1
Agency contract, 481E–1
Agency having jurisdiction, 846E–1
Agent, 327–2, 327E–2, 327G–2, 328–1, 485A–102, 551E–1, 556A–2, 572B–1
Age verification records of sexually exploited individuals, 712–1210
Age verification records of sexual performers, 712–1210
Aggravated circumstances, 587A–4
Aggravating character, 396–3
Aggregate bulk freight, 150A–2
Aggrieved party, 490:1–201
Aging and disability resource centers, 349–16, 31
Agreement, 200A–2, 489E–2, 490:1–201
Agreement of sale, 478–8
Agribusiness, 205–46.5, 321–10.5

Agricultural activities, 166E–2, 269–1
Agricultural building, 46–88
Agricultural business, 235–110.93
Agricultural commodity, 145–21
Agricultural education programs, 205–4.5
Agricultural-energy enterprise, 205–4.5
Agricultural-energy facility, 205–4.5
Agricultural food, 141–12
Agricultural land, 663–10.99
Agricultural leases, 205–4.6
Agricultural lien, 490:9–102
Agricultural operation, 46–88
Agricultural producer, 155–5.6
Agricultural product or commodity, 708–835.55
Agricultural project, 155–5.6
Agricultural use, 174C–3
Ahupuaa, 226–2
Aircraft, 237–24.9, 261E–2
Aircraft service and maintenance, 237–24.9
Aircraft service and maintenance facility, 237–24.9
Airport purpose, 261–7
Airport-related, 171–59
Air transportation, 261E–2
Alcohol, 291E–1
Alcohol concentration, 291E–1
Alcohol enforcement contact, 291E–1
Alien insurer, 431:4F–101
Allocable share, 675–2
All-terrain vehicle, 286–12
Alter, 456–1.6
Alternate fuel, 196–42
Alternate payee, 88–93.5
Alternative base period, 383–1
Alternative care provider, 431:10C–103
Alternative enrollment, 305J–2
Alternative fuel, 103D–412, 243–1
Amateur mixed martial arts contest, 440E–1
Amateur mixed martial arts contestant, 440E–1
Ambulatory review, 432E–1
AMC national registry, 466L–2
American Recovery and Reinvestment Act of 2009, 340E–31, 342D–80
Amusement, 237–4
Anatomical gift, 327–2
Ancillary agreement, 269–161
Ancillary charges, 481B–5.5
Ancillary services, 269–141
Anesthetist, 431:10C–103
Annualized money transmissions, 489D–12
Annual required contribution, 37–62, 87A–42
Annual required contribution owed by the State for a fiscal year, 37B–3
Annuity, 431:10D–622

Annuity issuer, 676–1
Antenna, 206N–2
Anti-anxiety medication, 346–59.9
Antidepressant medication, 346–59.9
Antipsychotic medication, 346–59.9
Antique, 482D–9
Any amounts pledged, charged, or encumbered for the payment of bonds or interest thereon, 36–29.5
Apartment, 502C–1
Apartment lease, 501–20
Apparent owner, 523A–2
Appeal, 432E–1
Applicable codes, 206N–2
Applicable generation-skipping transfer tax rate, 236E–2
Applicable percentage, 560:2–209
Applicant, 78–2.7, 141–31, 201–111, 206N–2, 321–15.2, 431:10H–104, 454F–1, 454M–1, 474–1, 482–1, 489D–4, 801G–1, 806D–1
Applicant governing board, 302D–1
Applicant with a disability, 286–110
Application, 206N–2, 576B–701
Application approval, 179D–3
Application assistant, 801G–1
Application for a business or development-related permit, license, or approval, 91–13.5
Applied behavior analysis, 431:10A–133, 432:1–614, 465D–2
Appointed actuary, 431:5–307
Appointed representative, 432E–1
Appointing authority, 76–11
Appointment of agent, 425R–1
Appraisal management company, 466L–2
Appraisal management services, 466L–2
Appraisal review, 466L–2
Appraisal Subcommittee, 466L–2
Appraiser panel, 466L–2
Apprenticeship committee, 372–2
Appropriate authority, 89C–1.5
Appropriate education agency, 311D–1
Appropriate evidence of appointment or incumbency, 490:8–402
Appropriate person, 490:8–107
Appropriation, 304A–2671
Approved budget and credit counselor, 667–1
Approved by the members, 414D–14
Approved continuing education course, 431:8–102, 431:9A–102
Approved continuing education course provider, 431:10D–622
Approved course of study, 304A–3301
Approved course provider, 431:8–102, 431:9A–102
Approved educational institution, 304A–3301
Approved housing counselor, 667–1
Approved travel costs, 78–32
Approximate location of subsurface installation, 269E–2
Appurtenance, 46–88
Appurtenances, 205–4.5

Appurtenant works, 39A–341
Aquacultural activities, 166E–2
Aquacultural equipment, supplies, or products, 708–800
Aquacultural operation, 46–88
Aquaculture, 171–59
Aquaculture sustainable project, 219–2
Arbitration agreement, 658J–2
Arbitration organization, 658A–1, 658J–2
Arbitrator, 466K–5, 658A–1, 658J–2
Area, 712–1207
Area agency on aging, 349–16, 31
Armed services of the United States, 245–1
Arrest record, 571–88
Articles of incorporation, 414–3, 414D–14
Articles pyrotechnic, 132D–2
Artificial light, 205A–1
Ascendant, 668A–2
As-extracted collateral, 490:9–102
Assessment, 353G–2, 421J–2
Assessment program, 353G–2
Asset-backed security, 557A–415
Assisted community treatment, 334–122
Assisted living facility, 323D–2
Assisted transportation, 349–16
Assistive device, 481K–1
Assistive device dealer, 481K–1
Assistive device lessor, 481K–1
Association, 421–1, 421J–2, 502C–1, 672E–1
Association documents, 421J–2
Association health plan policy, 431:10A–105.3, 209
Athlete, 436H–2
Athlete agent, 481E–1
Athletic director, 481E–1
Athletic injury, 436H–2
Athletic trainer, 436H–2
At-risk children, 302L–1
Attached to a regular employer, 383–1
Attack, 128A–2
Attend, 302A–101
Attendance, 302A–101
Attendant care, 349–16
Attending physician, 386–1
Attending provider, 327L–1
Attest, 466–3
Attorney general, 846C–1, 846E–1
Audiovisual recording function, 708–835.4
Auditor, 342G–101
Authenticate, 490:9–102
Authentic on its face, 586–24
Authority, 196–61, 269–161
Authorization, 305J–2

Authorized agency, 587A–4
Authorized assessment, 431:16–205
Authorized delegate, 489D–4
Authorized representative, 431:26–101
Authorized shares, 414–3
Authorizer, 302A–101, 302D–1
Authorizing statute, 39–161
Autism, 431:10A–133, 432:1–614
Autism service provider, 431:10A–133, 432:1–614
Automated claims adjudication system, 431:31–108
Automated Clearing House debit or credit payment system, 431:7–202
Automated external defibrillator program, 663–1.5
Automated teller machine, 412:3–501
Automated transaction, 489E–2
Automatic location identification, 138–1
Automatic number identification, 138–1
Automatic renewal, 481–9.5
Autoradiograph, 844D–1
Auxiliary services, 304A–2157
Available moneys, 37D–1
Available policy limits, 663–10.98
Available recycled water service, 342D–1
Average base pay, 88–21
Average final compensation, 88–81.5
Average final compensation non-base pay ratio, 88–21
Average non-base pay, 88–21
Aviation fuel, 486J–1
Background check, 321–15.2
Bail agent, 431:9N–101
Bailee, 490:7–102
Bait dog, 711–1109.35
Bait vehicle, 803–41
Ballot issue committee, 11–302
Ballot type, 15–4
Bank, 485A–102, 490:1–201, 490:9–102
Bankruptcy code, 454M–1
Bar, 328J–1
Barber apprentice, 438–1
Barge, 200A–2
Barrel, 243–3.5, 281–31
Base pay, 88–21
Basic exchange service, 269–1
Basic illustration, 431:10D–402
Basis for continuation of coverage, 431:10H–205
Bathing, 431:10H–201
Beach lands, 171–151
Beach restoration, 171–151
Beach transit corridor, 115–5
Bearer, 490:1–201
Bearer form, 490:8–102
Beauty apprentice, 439–1

Beauty apprentice permit, 439–1
Beer keg, 445–231, 708–835.8
Behavioral health treatment, 431:10A–133, 432:1–614
Behavioral medicine, 455–1
Behavior Analyst Certification Board, 465D–2
Behavior intervention plan, 302A–1141.4
Being regarded as having such an impairment, 378–1
Beneficial ownership, 414E–1
Beneficial shareholder, 414–341
Beneficiary, 527–2, 557A–102
Beneficiary designation, 526–12
Beneficiary form, 539–1
Beneficiary of a prescription drug benefit plan, 431R–1
Benefit director, 420D–2
Benefit officer, 420D–2
Benefits from governmental programs or civil or military service, 551E–44
Benefit society, 431:3–401
Benefits payable with respect to a member or retirant, 88–93.5
Best evidence, 432E–1
Best interests, 327E–2, 327G–2
Bicycle tour, 46–16.3
Bill of lading, 490:1–201
Biodiesel, 103D–1012
Biofuel, 103D–1012, 269–91, 486J–1
Biofuel processing facility, 205–4.5
Biological parent, 587A–4
Biosecurity, 155–1
Biotechnology, 211F–51, 235–1
Birth defect, 321–421, 324–41
Birthing facility, 321–296
Birth parent, 587A–4
Board, 302L–1, 663–51
Board certified, 451K–1
Board of directors, 414D–14, 421J–2, 431K–1, 514B–3
Board of regents, 304A–2671
Board packet, 92–7.5
Body part, 327–2
Bona fide agricultural activity, 205–2, 4.5
Bona fide prospective purchaser, 128D–1
Bona fide trade association, 431:10A–604, 432:1–104.5, 432D–1.5
Bond, 39C–1, 196–61, 269–161
Bondholder, 269–161
Bonds, 39–161, 201H–1, 356D–1
Borrower, 454F–1, 454M–1, 667–1
Boxing contest, 440–1
Braille, 302A–442.5
Branch, 431:2–401, 490:1–201
Branch captive insurance company, 431:19–101
Branch manager, 454F–1
Branch office, 449–1, 454F–1
Brand, 328–1, 339D–1

Brand family, 486P–1
Brand name, 328–1
Breach, 323B–2
Breach of a material term, 127A–30
Break in service, 87A–35, 36
Breastfeeds, 378–2
Broadband access or broadband service, 440J–1
Broadband infrastructure, 440J–1
Broadband-related permits, 27–45, 46–89
Broadband speed threshold, 440J–1
Broker, 431C–2, 490:8–102
Broker-dealer, 417E–1, 485A–102
Buccal swab, 844D–1
Builder's certificate, 200A–2
Building, 328J–1
Building lease, 26–6, 107D–1
Bump fire stock, 134–8.5
Burden of establishing, 490:1–201
Business, 328J–1, 425–101, 487J–1, 487N–1, 487R–1
Business associate, 323B–2
Business association, 523A–2
Business day, 454M–1, 571–52.2, 576E–16, 709–906
Business days, 290–2
Business entity, 431:6–601, 602, 431:8–102, 431:9A–102
Business location, 28–162, 245–1
Business of life settlements, 431C–2
Business presence, 443B–3.5
Butterfly knife, 134–53
Buyer, 200A–2
Buyer in ordinary course of business, 200A–2, 490:1–201
Buyer's guide, 431:10D–601
Bylaws, 353B–1, 414D–14, 431:30–102, 582D–1
By operation of law, 200A–20
Call, 138–1
Call center, 209E–2, 237–29.8, 239–12
Called assessment, 431:16–205
Campaign funds, 11–302
Cancel, 200A–2
Candidate, 11–302
Candidate committee, 11–302
Candidate for accreditation, 305J–2
Candidate species, 195D–2
Cane haul road, 264–1.5
Cannabis, 329–121
Capable, 327L–1
Capacity, 327E–2, 327G–2
Capital access loan, 211D–1
Capital advancement contract, 200–19, 266–19.5
Capital cost, 46–16.8, 264–121
Capital expenditure, 514B–148
Capital infrastructure costs, 235–17.5

Capitalized cost reduction, 481L–1
Capitated basis, 432G–1
Captive insurer, 431:19–101
Carbon credit, 225P–6
Carbon offset, 225P–6
Carbon registry, 225P–6
Cardholder, 487D–1
Cardholder information, 487D–1
Care, 846–2.7
Care coordination, 349–16
Caregiver, 8–17, 28–94, 302A–481, 323G–1, 346–222, 461–1, 465D–7, 577–28, 587A–4
Caregiver neglect, 346–222
Caregiver of a qualifying out-of-state patient, 329–121
Care recipient, 349–16
Carrier, 87A–1, 237–18, 431:26–101, 432G–1, 490:7–102
Carries, 556A–2
Car-sharing organization, 251–1
Case control study, 432E–1
Case management, 349–16, 432E–1
Case management services, 321–431
Case plan, 346–392, 571–2, 587A–4
Case review forum, 624–25.5
Case series, 432E–1
Cash, 431:6–101, 431:10C–602
Cash-based business, 231–93, 237–9
Cash equivalents, 431:6–101
Cash flow plan, 514B–148
Cash price, 481M–1
Cash proceeds, 490:9–102
Casual basis, 387–1
Casual hire position, 37–62
Catalogue of electronic communications, 556A–2
Catastrophic event or traumatic emergency, 321–23
Causes to be shipped, 245–1
Cave, 6D–1
Cave life, 6D–1
Cave resource, 6D–1
CBRNE event, 321–441
Cement bulk freight, 150A–2
Cemetery, 531B–2
Center-based, 302L–1
Centers for medicaid and medicare services, 304A–1701
Central authority, 576B–701
Central fill pharmacy, 329–1
Central repository, 329–1
Certificate, 261E–2, 431:10H–104, 431C–2
Certificated security, 490:8–102
Certificate of approval, 321–481
Certificate of approval to impound, 179D–3
Certificate of limited partnership, 425E–102
Certificate of medical necessity, 328–1

Certificate of origin, 200A–2
Certificate of participation, 37D–1
Certificate of title, 200A–2, 490:9–102
Certification, 432E–1
Certified automated system, 255D–2
Certified caregiver, 321–11.2
Certified copy, 571–21
Certified fee time share interest certificate of title, 501–20
Certified nurse aide, 457A–1.5
Certified or licensed private residential facility, 302A–443.5
Certified safety professional, 396–3
Certified service provider, 255D–2
Certified substance abuse counselor, 291E–1
Certifying agency, 147–122
Cesspool, 235–16.5, 342D–72
C.F.R., 454F–1, 454M–1
Chairperson, 141–31
Change in fund basis, 431:5–307
Change of status, 431:9–203, 431:9A–107
Characteristic, 482P–1
Charge, 520A–2
Charged person, 325–16.5
Charges for mobile telecommunications services, 239–22
Charitable asset, 28–5.2
Charitable purpose, 517E–2
Charitable, religious, or nonprofit organization, 328C–1
Charter, 302D–1
Charter application, 302D–1
Charter contract, 302D–1
Charter school, 302D–1
Charter tour, 468L–1
Charter tour operator, 468L–1
Chattel paper, 490:9–102
Check, 480F–1
Check casher, 480F–1
Chemical restraint, 302A–1141.4
Cherry coffee, 708–871.5
Chief election official, 14D–1
Chief executive, 14D–1, 76–11
Chief of police, 135–1, 846E–1
Child, 291C–121.5, 321–342, 350–1, 378–71, 576B–102, 583A–102, 587A–4
Child abuse record check, 346–151
Child care subsidy, 346–151
Child-custody determination, 583A–102
Child-custody proceeding, 583A–102
Child death review information, 321–342
Child or children, 88–21
Child pornography, 707–750, 751, 752
Child-related dispute, 658J–2
Children of military families, 311D–1
Children's health program, 328L–1

Child sex abuse, 588–2
Child support order, 576B–102
Chore, 349–16
Chronically homeless individual, 346–378
Chronically ill, 431C–2
Chronically ill individual, 431:10H–234.5
Chronological system, 514B–95
Cigar, 184–4.5
Cigarette, 132C–2, 184–4.5, 486P–1, 675–2
Cigarette package, 245–1
Cigarette vending machine, 328J–16
Circuit, 612–3
Civil action, 607–25
Civil legal services, 607–5.7
Civil service, 76–11
Civil service employees, 76–11
Civil union, 572B–1
Claim, 46–171, 414–386, 414D–246, 431:10H–222, 431:13–108, 554G–2, 661–21, 672E–1
Claimant, 346–37, 481B–21, 672E–1
Class, 76–11, 414D–14, 431:9A–102
Class A credited service, 88–311
Class B credited service, 88–311
Class C credited service, 88–311
Class H credited service, 88–311
Class 1 company, 431:19–101
Class 2 company, 431:19–101
Class 3 company, 431:19–101
Class 4 company, 431:19–101
Class 5 company, 431:19–101
Classes of retail trade, 486J–1
Classification system, 76–11
Class one money market mutual funds, 431:6–601
Classroom instruction, 463–10.5
Clean and sober home, 321–191
Clean claim, 431:13–108
Clean energy technology, 196–61, 269–121, 161
Clean record, 846E–1
Clear and conspicuous, 431:3A–102, 481L–1
Clear and convincing evidence, 587A–4
Clearing corporation, 490:8–102
Clearly and conspicuously, 481–9.5
Clearly identified, 11–302
Clerical or support duties, 454F–1
Client, 321–481
Client company, 373L–1
Clinical review criteria, 432E–1
Clinical supervision, 451J–1, 453D–1
Clothesline, 196–8.5
Club card, 487D–1
Club card issuer, 487D–1
Coach, 349–16

Coal bulk freight, 150A–2
Coastal lands, 171–151
Codes and standards, 107–21
Coerce, 663J–2
Cognitive impairment, 431:10H–201
Cohort study, 432E–1
Collaborative law communication, 658G–2
Collaborative law participation agreement, 658G–2
Collaborative law process, 658G–2
Collaborative lawyer, 658G–2
Collaborative matter, 658G–2
Collateral, 490:9–102, 668A–2
Collateral charges, 481K–1
Collect, 431:3A–102
Collector, 286–26.5
College account, 256–1
Collision insurance, 437D–5.5
Collocate, 206N–2
Combined DNA Index System, 844G–1
Commencement, 583A–102
Commercial, 235–17
Commercial activity, 188–40.6, 200–4
Commercial driver's license downgrade, 286–231
Commercial driver's license information system driver record, 286–231
Commercial entry, 6D–1
Commercial mobile radio service, 138–1
Commercial mobile radio service connection, 138–1
Commercial passenger vessel, 342D–101, 342G–101
Commercial registered agent, 425R–1
Commercial sexual act, 468L–7.5
Commercial tort claim, 490:9–102
Commingled goods, 490:9–336
Commission, 225P–2, 302A–101, 302D–1
Commissioner, 11–302, 353B–1, 431:30–102, 431S–1, 432F–1, 432G–1
Commissioning, 196–11
Commodity, 127A–30
Commodity account, 490:9–102
Commodity contract, 490:9–102
Commodity customer, 490:9–102
Commodity intermediary, 490:9–102
Common area, 281–78, 356D–6.5, 421J–2, 502C–1, 508D–1, 672E–1
Common diagnostic procedures, 455–1
Common elements, 502C–1, 514B–3
Common expenses, 514B–3
Common interest, 514B–3
Common interest community, 508C–2
Common ownership, 437–2
Common profits, 514B–3
Common trust funds, 431:6–322
Communicable disease, 325–8
Communicate, 490:8–102, 490:9–102

Communication common carrier, 803–41
Communications service, 138–1, 206N–2
Communications service connection, 138–1
Communications service provider, 138–1, 206N–2
Community-based long-term support programs, 353H–2
Community-based programs, 353H–2
Community-based renewable energy tariff, 269–27.4
Community care foster family home, 321–481
Community facilities, 201H–1, 356D–1
Community foundation, 517E–2
Community standards, 707–750, 751, 752
Compact administrator, 353B–1, 582D–1
Compacting state, 353B–1, 431:30–102, 582D–1
Compact officer, 846C–1
Companionship services for the aged or infirm, 387–1
Company, 431:3A–102, 431:5–307
Company retail station, 486H–1
Comparison period, 88–21
Comparison period average base pay, 88–21
Comparison period average non-base pay, 88–21
Comparison period non-base pay ratio, 88–21
Compelling family reason, 383–7.6
Compensation, 88–21.5, 188–40.6, 200–4, 440–27
Competence, 461J–1
Competency, 457–2
Competent adult, 327G–2
Competent and reliable evidence, 480E–10
Complaint, 431:2D–102, 432E–1
Completion, 421J–10.5, 444–2.5, 514B–146
Completion of construction, 514B–3
Completion of the contract, 11–355
Complex, 302A–101, 356D–1, 91
Complex area, 302A–101
Complex area superintendent, 302A–101
Compliance with an order of support, 576D–1, 576E–1
Composting toilet, 27–21.6
Comprehensive agreement, 279D–2
Comprehensive home and community-based services, 346D–1
Comprehensive market conduct examination, 431:2D–102
Comprehensive state trauma system, 321–22.5
Compulsion, 321–511
Computer, 328–1, 708–890
Computer data, 211F–51, 235–1
Computer equipment, 708–890
Computer network, 708–890
Computer program, 211F–51, 235–1, 489E–2, 708–890
Computer services, 708–890
Computer software, 211F–51, 235–1
Computer system, 708–890
Concurrent review, 432E–1
Concurrent trial, 291D–2

Condominium, 502C–1, 514B–3
Condominium hotel, 281–1, 486K–1
Condominium hotel operator, 281–1
Condominium maps, 514B–3
Condominium project, 508D–1
Confidential information, 431:5–307
Confidential personal information, 708–800
Confidential witness statement, 368–4
Conflicting interest, 414–261
Conflict of interest, 349–21, 514B–125
Conflict of interest transaction, 414D–150
Conibear trap, 711–1109.37
Conservation purpose, 501–232, 502–112
Conservator, 551G–2, 554B–1, 556A–2, 560:5–102
Consideration, 480E–2
Consignee, 490:7–102, 490:9–102
Consignment, 490:9–102
Consignor, 490:7–102, 490:9–102
Conspicuous, 414–3, 490:1–201
Conspicuous sign, 481B–5.5
Constituent limited partnership, 425E–1101
Constituent organization, 425E–1101
Construction, 304A–2671, 342F–4.5
Construction area, 291C–104
Construction context, 6D–1
Construction cost, 302A–1602
Construction cost component impact fee, 302A–1602
Construction defect, 672E–1
Construction of an aircraft service and maintenance facility, 237–24.9
Construction professional, 431:1–217
Consulting provider, 327L–1
Consumer, 245–1, 321–542, 342G–101, 431:3A–102, 481K–1, 481P–1, 481R–1, 481X–2, 490:1–201
Consumer and proprietary data, 437–52
Consumer credit, 466L–2
Consumer credit reporting agency, 489P–2
Consumer debtor, 490:9–102
Consumer Financial Protection Bureau, 454F–1, 454M–1
Consumer fireworks, 132D–2
Consumer goods, 200A–2, 490:9–102
Consumer-goods transaction, 490:9–102
Consumer obligor, 490:9–102
Consumer price index, 342B–29
Consumer product, 237–9
Consumer reporting agency, 431:3A–102, 487J–6
Consumer testing, 132C–8
Consumer transaction, 490:9–102
Consummation, 481M–1
Contact, 481E–1
Contact hour, 457–2
Contact information, 323G–1

Contemptuous conduct, 396–11.5
Content of an electronic communication, 556A–2
Contest, 431:13–108
Contiguous, 346F–3
Continence, 431:10H–201
Continuation statement, 490:9–102
Continuing care retirement community, 346F–3
Continuing competence, 461J–1
Continuing competency, 457–2
Continuing education, 465–1
Continuing education courses, 451J–1, 455–1, 461–1, 467E–1, 471–1
Continuing education credit, 431:10D–622
Continuous alcohol monitoring device, 291E–1
Continuous carriage, 261E–2
Continuous service, 481–9.5
Contraceptive services, 431:10A–116.7
Contraceptive supplies, 431:10A–116.6, 116.7, 432:1–604.5, 461–1
Contract, 103B–1, 103F–102, 104–2, 201H–1, 356D–1, 431:10D–653, 489E–2, 490:1–201
Contract amendment, 103F–102
Contract amount, 663–10.98
Contract carrier, 237–18
Contract holder, 481X–2
Contractor, 103B–1, 104–1, 323F–5.5, 329D–1, 672E–1
Contract owner, 431:10D–601
Contract premium, 431:10D–402
Contractual liability insurance policy, 481X–2
Contribution, 11–302, 87A–1, 425E–102
Control, 261E–2, 431:3A–102, 449–1, 454F–1, 454M–1, 480–7, 489D–4, 514E–10.2
Controlled business, 431:9A–112.5
Controlled group, 200–10
Controlled premises, 329–52
Controlled unaffiliated business, 431:19–101
Controlling person, 449–1, 466L–2, 489D–4
Control person, 454F–1
Control share acquisition, 414E–1
Controversy, 46–171, 661–21
Convention, 576B–102
Conventional gasoline, 486H–1
Convention center, 201B–1
Convention support order, 576B–701
Conversion, 432C–1, 514B–3
Conversion charter school, 302D–1
Converted, 514B–3
Converted policy, 431:10H–205
Convicted one or more times for offenses of habitually operating a vehicle under the influence, 291E–61.5
Convicted person, 325–16.5
Convicted three or more times for offenses of operating a vehicle under the influence, 291E–61.5
Convicted two or more times, 708–823.5
Conviction, 378–2.5, 844D–1, 846E–1, 3

Conviction for a relevant crime, 321–15.2, 346–97
Cooperative housing corporation, 508D–1
Coordinated activity, 11–363
Coordinated services, 571–2
Coordinator, 128B–1
Copayment, 432G–1
Copper, 445–231
Corporation, 414–3, 241, 341, 414D–14, 159
Corpus allocation, 342D–80
Cost-effective, 196–61
Cost effective, 269–91, 432E–1.4
Cost of construction, 304A–2671
Cost of maintenance, 304A–2671
Cost per student, 302A–1602
Cost-share, 431:10A–126, 432:1–616
Cost-sharing, 431:10A–126, 432:1–616
Costs of medical assistance, 346–37
Council, 127A–2
Counseling, 327L–1
Counterfeit mark, 708–875
Counterfeit stamp, 245–9
Counterparty, 431:19–203
County, 87A–1, 127A–2, 128A–2, 302A–1602
County emergency management agency, 127A–2
Course of conduct, 378–71
Course of dealing, 490:1–303
Course of performance, 490:1–303
Court, 346–392, 556A–2, 560:5–102, 582D–1, 583A–102, 658A–1
Court-appointed special advocate, 587A–4
Court having jurisdiction, 806–85
Covered animal species part or product, 183D–66
Covered benefit, 431:26–101
Covered benefits, 432E–1
Covered electronic device, 339D–1
Covered employee, 373L–1
Covered entity, 321C–2, 323B–2, 339D–1, 431S–1, 487J–6
Covered fleet vehicle, 103D–412
Covered information, 302A–499
Covered offender, 846E–1
Covered offense, 846E–1
Covered person, 431:26–101, 431S–1
Covered television, 339D–1
Covered transaction, 466L–2
Covered voter, 15D–2
Craft item, 486–1
Credited service, 87A–1
Credit hour, 431:8–102, 431:9A–102, 451J–1, 461–1, 465–1, 467E–1, 471–1
Creditor, 466L–2, 490:1–201, 554G–2
Credit period, 235–110.3, 110.31
Credit report, 489P–2
Crematory, 531B–2

Crime, 351–2
Crime against minors, 846E–1
Criminal history record, 846C–1
Criminal history record check, 323F–5.5, 587A–4, 846–1
Criminal history record name inquiry, 321–15.2, 346–97, 846–1
Criminal history record repository, 846C–1
Criminal justice, 846C–1
Criminal justice agency, 846C–1
Criminal justice services, 846C–1
Criminal process, 806D–1
Criterion offense, 846C–1
Critical access hospital, 346–1, 346D–1
Critical infrastructure, 127A–2, 708–890
Cultural, 132D–2
Currently payable scale, 431:10D–402
Current value of the written lease, 481K–3
Curricular materials, 302A–101
CUSIP identification numbers, 39A–257, 287, 317, 347, 304A–2671
Custodian, 556A–2
Customer, 239–22, 431:3A–102, 431:31–101
Customer relationship, 431:3A–102
Customer service and support, 237–29.8, 239–12
Cyber resiliency, 128B–1
Dam, 39A–341
Damage, 269E–2, 708–890, 892, 892.5
Damages, 378–93
Damage waiver, 437D–3
Danger of physical harm to others, 353–13.6
Danger of physical harm to self, 353–13.6
Dangerous disease, 325–20
Dangerous weapon, 302A–1134.6
Dangerous wheels, 291C–1
Data, 27–41.1, 103F–102, 708–890
Data management system, 437–52
Data set, 27–41.1
Date and time of deregistration, 501–20
Date of entry into foster care, 587A–4
Dating relationship, 321–471, 586–1
Day, 76–11, 89–2
Day care center for elder disabled and aged persons, 321–492
dBA, 342F–1
dBC, 342F–1
Dead human body, 327–38
Dealer, 200A–2, 342G–101
Dealer retail station, 486H–1
Death master file, 431:10D–653
Death master file match, 431:10D–653
Debilitating medical condition, 329–121
Debit card, 231–9.4
Debt, 554G–2
Debt collector, 487J–6

Debtor, 200A–2, 490:9–102, 507D–2
Debtor in bankruptcy, 425–101, 425E–102
Deceased beneficiary, 560:2–706
Deceased devisee, 560:2–603
Deceased individual, 482P–1
Deceased personality, 482P–1
Deceased person's next of kin, 622–57
Decedent, 327–2
Deception, 708–8303
Deceptive identification document, 710–1017.5
Decibel, 342F–1
Declaration, 327–21, 421J–2, 502C–1, 508D–1, 514B–3
Declaration of reciprocal beneficiary relationship, 572C–3
Declares, 187A–5.5
Decorative pole, 206N–2
Default, 436C–1, 587A–4
Defendant, 490:1–201
Defense attorney, 806D–1
Deferred deposit, 480F–1
Deferred maintenance costs, 37–68
Deferred prosecution agreement, 342H–38
Degree, 305J–2
De-identified protected health information, 323B–2
Delegates, 414D–14
Delinquent receivables, 40–82
Deliver, 414–3, 414D–14
Delivery, 490:1–201
Delivery documents, 245–62
Delivery order, 490:7–102
Delivery sale, 245–17
Delivery service, 245–62
Demand draft, 490:3–104
Demand water heater, 196–6.5
Dementia, 349–31
De minimis structure position discrepancy, 669–11
Demolition, 269E–2
Demonstrator, 481K–1
Denied, 431:10H–222
Dense breast tissue, 321–46
Dental care services, 432G–1
Dental insurance plan, 432G–1
Dental insurer, 432G–1
Dental service corporation, 432G–1
Deny, 431:13–108
Department, 76–11, 104–1, 196–61, 269–161, 302D–35, 305J–2, 321–531, 329D–1, 346–392, 373L–1, 465D–2
Department school, 302A–101, 302D–1
Dependent, 15D–2, 676–1
Dependent-beneficiary, 87A–1
Dependent elder, 28–94
Deploying parent, 571–91

Deployment, 311D–1, 571–91
Deposit account, 490:9–102
Deposit beverage, 342G–1, 101
Deposit beverage container, 342G–101
Deposit beverage distributor, 342G–101
Deposit glass beverage container, 342G–81
Depository institution, 485A–102
Deposit-type contract, 431:5–307
Depreciation, 557A–503
Deputy compact administrator, 582D–1
Deregistered land, 501–20
Derivative, 557A–414
Derivative proceeding, 414–171
Derivative transaction, 412:5–302, 412:6–303, 412:9–404
Descendant, 668A–2
Desert, 711–1109.7
Designated beneficiary, 256–1, 256B–1, 527–2
Designated delivery service, 231–8
Designated judge, 803–41, 46
Designated member of the health care team, 329–1
Designated mental health program, 334–122
Designated organization, 302C–1
Designated recipient, 556A–2
Design-build, 103D–104
Designee, 321–481
Design enrollment, 302A–1602
Design professional, 663–10.98, 672B–1
Determinable elements, 431:10D–601
Determination of value, 668A–2
Detoxification treatment, 329–1
Develop, 201H–32, 201
Developer, 302A–1602, 454M–1, 514B–3
Development, 46–88, 171–155, 174C–51.5, 201H–32, 201, 264–121
Development agreement, 107D–1
Developmental disabilities apartment complex, 321–15.9
Developmental disabilities domiciliary home, 321–15.9
Developmental disability, 321–502, 349–31
Development plans, 225M–2
Development rights, 46–162, 514B–3
Device, 711–1109.35
Devisee, 539–1
Diagnosis of autism, 431:10A–133, 432:1–614
Dial tone, 269–1
Dietetic practice, 448B–1
Digital asset, 556A–2
Digital media, 235–17
Dilution, 482–1
Direct access, 846C–1
Direct cost, 304A–506
Direct investment, 206M–1
Direct labor, 103D–1001

Directly affect, 514B–140
Directly illuminate, 205A–1
Director, 76–11, 104–1, 127A–2, 196–61, 256B–1, 291E–1, 305J–2, 414–241, 414D–14, 159, 431K–1, 465D–2
Director of homeland security, 128A–2
Director's conflicting interest transaction, 414–261
Direct patient access employee, 321–15.2
Direct payments, 195D–2
Direct request, 576B–701
Direct-response solicitation, 431:10D–501, 502
Direct seller, 237–9
Direct solicitation, 431:10D–602
Direct support worker, 465D–7
Disability, 612–3
Disability and communication access board, 291–51
Disabled, 514B–142
Disabled and aged persons, 321–492
Disaster, 127A–2, 663–10.7
Disaster condition, 321–23.3, 455–1
Disaster relief, 127A–2
Discharge, 323G–1, 342D–101
Discharge planning, 432E–1
Disciplinary action, 386–1
Disciplined current scale, 431:10D–402
Disclaimant, 526–2
Disclaimed interest, 526–2
Disclaimer, 526–2
Disclose, 432E–1
Disclosed item, 231–36.5
Disclosure date, 11–341
Disclosure document, 431:10D–601
Discontinuance, 432G–1
Discounted present value, 676–1
Discretionary consent, 343–5.5
Discretionary funds, 328L–3
Disease management services, 209E–2
Disinterested director, 414–241
Disinterested witness, 327–2
Dispensary, 329D–1
Dispense, 329D–1
Dispensing, 329D–1
Display, 132D–2
Display fireworks, 132D–2
Disposal, 487R–1
Dispose, 134–7.3
Disposition, 94–1.1
Disputed road, 264–2.1
Dispute resolution, 667–1
Disqualified person, 415A–10
Disqualifying information, 321–15.2
Dissenter, 414–341

Distant site, 346–59.1, 431:10A–116.3, 432D–23.5, 453–1.3, 2, 457–2, 466J–6, 671–7
Distressed property, 480E–2
Distressed property consultant, 480E–2
Distressed property consultant contract, 480E–2
Distressed property conveyance, 480E–2
Distressed property conveyance contract, 480E–2
Distressed property lease, 480E–2
Distressed property owner, 480E–2
Distressed property purchaser, 480E–2
Distribute, 245–1, 328J–17
Distribute or sell, 149A–2
Distribution, 134–22, 329–121, 414–3, 414D–14, 425–101, 425E–102
Distributor, 196–2, 486J–1
District, 302A–101
Divestiture, 394B–2
Division, 323F–1, 489D–4
Division of financial institutions, 454M–1
DNA, 844D–1, 844G–1
DNA analysis, 844G–1
DNA or forensic identification markers, 844D–1
Document, 490:9–102, 502–121
Documented vessel, 200A–2
Document of gift, 327–2
Document of title, 490:1–201
Dogfight, 711–1109.3, 1109.35
Domain name, 481B–21
Domestic abuse, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
Domestic corporation, 414–3, 414D–14
Domestic entity, 425R–1
Domestic insurance holding company system, 431:11–102
Domestic insurer, 431:3–401
Domestic or sexual violence, 378–71
Domestic relations order, 88–93.5
Domestic service, 387–1
Domestic violence, 321–471
Domestic violence fatality review information, 321–471
Domestic violence fatality review team, 321–471
Domicile, 523A–2
Donor, 327–2, 346–361
Donor registry, 327–2
Downtime, 328–1
Dressing, 431:10H–201
Driver's license, 327–2
Driving a commercial motor vehicle while under the influence of an intoxicant, 286–231
Drug, 291E–1
Drug enforcement contact, 291E–1
Drug formulary, 431:10A–140
Drug or alcohol dependent, 353G–2
Drug or alcohol overdose, 329–43.6
Drug sample, 328–1
Drug test, 353G–2

Dual line water supply system, 174C–51.5
Due diligence, 490:1–202
Durable, 551E–1
Durable medical equipment, 321–542
Durable medical equipment supplier, 321–542
Duty of support, 576B–102
Dwelling, 46–88, 201H–1, 342F–4.5, 454F–1, 454M–1, 466L–2, 672E–1
Dwelling unit, 6E–42.2, 201H–1, 302A–1602, 356D–1
Early childhood education, 302A–101
Early learning, 302L–1
Early learning system, 302L–1
Early termination cost, 481K–1
Early termination savings, 481K–1
Earmarked funds, 11–302
Eating, 431:10H–201
Economic unit, 190D–3
Educationally disadvantaged students, 302D–34
Educational program or activity that receives state financial assistance, 368D–1
Educational purposes, 6D–1
Education and training services, 209E–2
Education records, 311D–1
Effective, 432E–1.4
Elder, 321–492, 356D–1, 412:3–114.5, 454F–1, 480–13.5
Elderly, 514B–142
Elderly housing project, 201H–1
Elder or elderly household, 356D–1
Elder or elderly housing, 356D–1
Election, 11–302
Electioneering communication, 11–341
Election period, 11–302
Elector slate, 14D–1
Electric cooperative, 269–31
Electric element, 269–141
Electrician, 448E–9
Electricity, 196–2
Electric personal assistive mobility device, 291C–1
Electric utilities, 269–161
Electric utility company, 269–16.22, 91
Electric utility cooperative association, 421C–1
Electric vehicle, 291–71
Electric vehicle charging system, 196–7.5, 291–71
Electronic, 98–2, 200A–2, 329D–19, 489E–2, 502–121, 551E–1, 556A–2, 708–872, 710–1000
Electronic agent, 489E–2
Electronic certificate of title, 200A–2
Electronic chattel paper, 490:9–102
Electronic communication, 378–71, 571–2, 711–1111
Electronic communication service, 556A–2, 711–1111, 803–41
Electronic communication service provider, 711–1111
Electronic communication system, 711–1111
Electronic device manufacturer, 339D–1

Electronic document, 502–121
Electronic instrument, 489D–4
Electronic mail, 507–61
Electronic prescription, 328–1, 329–1
Electronic prescription application, 329–1
Electronic record, 489E–2
Electronic signature, 329–1, 489E–2, 502–121
Electronic smoking device, 28–162, 184–4.5, 245–17, 304A–122, 321–211, 323F–34, 328J–1, 712–1258
Electronic smoking device retailing, 28–162
Electronic transfer, 388–1
Electronic transmission, 15–1, 414–3, 414D–14
Eligible, 844G–1
Eligible bidder, 201H–32
Eligible borrower, 201H–91, 141
Eligible business activity, 209E–2
Eligible customer-generator, 269–101
Eligible developer, 201H–32
Eligible educational institution, 256–1, 257–1
Eligible Hawaii project, 201–111
Eligible improvement, 201H–91
Eligible improvement loan, 201H–91
Eligible individual, 256B–1
Eligible loan, 201H–91, 141
Eligible party, 342D–80
Eligible professional degree or training certificate, 235–110.25
Eligible project, 201H–122
Eligible project loan, 201H–91
Eligible student, 235–110.25, 302A–401, 304A–803
Eligible tenant, 201H–122
Emancipated minor, 327E–2, 327G–2
Emergency, 127A–2, 135–1, 179D–3, 269E–2, 551G–11, 663–10.7
Emergency aeromedical services, 321–222
Emergency area, 135–1
Emergency contraception, 321–511, 461–1
Emergency hire, 302A–501
Emergency management, 127A–2
Emergency management functions, 127A–2
Emergency medical services, 386–1
Emergency medical services agency, 612–6
Emergency medical services provider, 707–711, 716
Emergency medical technician, 88–21
Emergency or transitional shelter volunteer, 346–370
Emergency period, 127A–2
Emergency position indicating radio beacon, 200–37.5
Emergency responders, 291–17, 291C–137
Emergency response stockpile, 321–441
Emergency services, 432E–1
Emergency services personnel, 78–52, 587D–1
Emergency services provider, 78–52
Emergency shelter, 346–361

Emergency situation, 302A–1141.4, 514B–148
Emergency vehicle, 291C–27
Emergency worker, 707–700
Employee, 46–16.2, 76–11, 78–2.7, 87A–1, 88D–1, 88F–1, 328J–1, 378–71, 91, 398A–1, 414–3, 414D–14, 431:2–201.5, 431:31–108, 446E–1, 454F–1
Employee assistance program, 78–52
Employee-beneficiary, 87A–1
Employee benefit plan, 487J–1
Employee benefits, 398A–1
Employees, 279D–2, 302D–12
Employer, 46–16.2, 76–11, 328J–1, 371–20, 378–91, 383–62.5, 398A–1
Employment, 383–62.5
Enclosed container, 134–23, 24, 25, 27
Enclosed indoor facility, 329D–1
Enclosed or partially enclosed, 328J–1
Encrypted, 487J–2, 487R–1
Encryption, 487N–1
Encumbrance, 490:9–102
Endorsement contract, 481E–1
Endowment fund, 517E–2
Enduring value, 94–1.1
Energy, 196–2, 486J–1
Energy and environmental design building standards, 46–19.6
Energy-efficiency measure, 196–61
Energy performance contract, 196–11
ENERGY STAR, 196–11
Enhanced 911 fund, 138–1
Enhanced 911 service costs, 138–1
Enlargement, 179D–3
Enroll, 302A–101
Enrolled customer, 431:31–101
Enrollee, 431:14G–102, 432E–1, 432G–1
Enrollment, 302A–101
Enrollment agreement, 305J–2
Ensuing twenty-five fiscal year period, 37C–11
Enterprise risk, 431:11–102
Entitlement holder, 490:8–102
Entitlement order, 490:8–102
Entity, 28–162, 36–2.5, 245–1, 9, 281–41, 414–3, 414D–14, 421–1, 425–101, 425E–102, 425R–1, 431:13–108, 482–1, 486P–2, 557A–401
Entry, 323G–1
Environmental covenant, 508C–2
Environmental response project, 508C–2
Ephedrine, 329–1
Epidemic, 325–20
Equine animal, 711–1100, 1109.2
Equipment, 490:9–102
Equipment and services, 11–302
Equity securities, 431:19–101.2
Equivalent generic drug product, 328–91
Erotic or nude massager, 712–1210

Especially heinous, atrocious, or cruel, manifesting exceptional depravity, 706–657
Essential community provider, 431:26–101
Established name, 328–1
Establishment, 281–1
Estate, trust, or other beneficial interest, 551E–41
Esthetician, 439–1
Estimated value of the contract, 103D–709
Estranged, 531B–2
Ethic courses, 467E–1
Ethics courses, 451J–1
Ethics training, 84–42
Evacuation, 127A–2
Event, 431:9–201
Evidence-based practices, 571–2
Evidence based standard, 432E–1
Evidence of coverage, 432G–1
Excavation, 269E–2
Excavator, 269E–2
Exceptional increase, 431:10H–104
Excessive amount, 231–36.8
Excess maximum retirement allowance resulting from significant non-base pay increases, 88–100
Excess rental income, 514B–146
Exchange, 481B–5.5
Exchange traded fund, 431:6–322
Excluded employee, 89C–1.5
Exclusive representative, 76–11
Executive director, 302D–1, 321C–2
Executive officer, 431:11–102, 440–1, 454F–1, 454M–1, 489D–4
Executive order, 846C–1
Exemplary, 302A–703
Exempt commercial purchaser, 431:8–102
Exempt facility, 196–11
Exempt mobile equipment, 196–11
Exempt registered mortgage loan originator, 454F–1
Exempt sponsoring mortgage loan originator company, 454F–1
Existing agricultural use, 174C–3
Existing insurer, 431:10D–502
Existing policy or contract, 431:10D–502
Exotic or nude dancer, 712–1210
Expanded adult residential care home, 321–15.1, 481
Expedited partner therapy, 453–51
Expenditure, 11–302
Expense, 414–241, 414D–159
Expert opinion, 432E–1
Explanation, 490:9–616
Express verifiable authorization, 481P–1
Expunge, 571–88
Expunged, 302A–1134.6
Extended care adult residential care home, 323D–2
External procurement unit, 103D–801

External review, 432E–1
Extra-contractual claims, 431:16–205
Extracurricular activities, 311D–1
Extraordinary circumstances, 353–122
Extreme psychological abuse, 321–471
Eye bank, 327–2
Facilities, 127A–2, 128A–2
Facility, 26–6, 107D–1, 196–11, 342I–21, 431:26–101, 432E–1
Facility agreement, 26–6
Facility dog, 621–30
Factual information, 321–11.1
Fair market price, 103D–1001
Fair market rental value, 237D–1
Fair value, 414–341
Fallow, 663–10.99
Falsely alter, 245–1, 710–1000
Falsely complete, 710–1000
Falsely make, 245–1, 710–1000
Falsely reuse, 245–1
Family, 171–99, 321–342, 587A–4
Family caregiver, 349–16, 31
Family child care home, 502C–1
Family child care program, 302L–1
Family-child interaction learning program, 302L–1
Family engagement, 302L–1
Family home, 587A–4
Family law dispute, 658J–2
Family member, 334–141, 353–28.5, 378–1, 431:10A–118, 404.5, 432:1–607, 432:2–404.5, 432D–26, 461–1
Family or household member, 321–471
Family supervision, 587A–4
Family systems theories, 451J–1
Farm dwelling, 205–4.5
Farm equipment, 286–12
Farming operation, 490:9–102
Farm products, 490:9–102
Farm sustainable project, 155–1
Fatality, 286–231
Fault, 490:1–201
FBI, 844D–1
Feasible design and collocation standards, 206N–2
Federal banking agencies, 454F–1
Federal covered investment adviser, 485A–102
Federal covered security, 485A–102
Federal estate tax, 236E–2
Federal fisheries regulations, 187A–5.5
Federal funds, 37–62
Federal generation-skipping transfer tax, 236E–2
Federal government, 201H–1, 356D–1
Federally regulated appraisal management company, 466L–2
Federally related transaction, 466L–2

Federally tax-qualified long-term care insurance contract, 431:10H–104
Federal marine waters, 187A–5.5
Federal postcard application, 15D–2
Federal return, 236E–2
Federal taxable estate, 236E–2
Federal transfer tax, 236E–2
Federal write-in absentee ballot, 15D–2
Fee, 304A–1901, 480F–1
Feeding, 188–40.6
Feedstock, 269–45
Fee in lieu, 302A–1602
Fee time share interest, 501–20
Felony, 612–3
Feral deer, 183D–1
Fiduciary, 526–2, 556A–2, 557A–102
Fiduciary organization, 257–1
Field issued, 431:10H–115
File, 414D–14
Filed, 11–331, 501–232, 502–112
File number, 490:9–102
Filing, 485A–102
Filing entity, 425R–1
Filing office, 490:9–102
Filing-office rule, 490:9–102
Final adverse determination, 432E–1
Financed purchase, 431:10D–502
Financial abuse, 412:3–114.5
Financial and economic exploitation, 28–94
Financial asset, 490:8–102
Financial exploitation, 346–222
Financial institution, 37D–1, 209–26, 210–6, 211D–1, 219–9, 257–1, 431:3A–102, 487J–6, 576D–15
Financial organization, 211F–51, 256–1, 256B–1, 523A–2
Financial product or service, 431:3A–102
Financial records, 576D–15
Financing costs, 269–161
Financing entity, 431C–2
Financing order, 196–61, 269–161
Financing party, 196–61, 269–161
Financing statement, 490:9–102
Financing transaction, 431C–2
Firefighter, 587D–1
Fire station, 587D–1
Firm, 463–1
Fiscal year, 237D–6.5, 346G–3
Fiscal years covered by the applicable multi-year program and financial plan, 37C–11
Fishery, 187A–5.5
Fishing gear, 187A–6
Fixed-term lease, 127A–30
Fixture filing, 490:9–102
Fixtures, 490:9–102

Fleet vehicle, 291C–137
Food manufacturer, 155–1
Foot- or leg-hold trap, 711–1109.37
Force majeure event, 209E–2
Foreign central authority, 576B–701
Foreign conviction, 846E–1
Foreign corporation, 414–3, 414D–14
Foreign country, 576B–102, 658F–2
Foreign-country judgment, 658F–2
Foreign documented vessel, 200A–2
Foreign entity, 425R–1
Foreign limited liability limited partnership, 425E–102
Foreign limited liability partnership, 425–101
Foreign limited partnership, 425E–102
Foreign protective order, 586–21
Foreign qualification document, 425R–1
Foreign subpoena, 624D–2
Foreign support agreement, 576B–701
Foreign support order, 576B–102
Foreign time share plan, 514E–5.5
Foreign-trained person, 457G–1
Foreign tribunal, 576B–102
Forensic facility, 334–2.7
Forensic medical examination, 844D–24
Form, 327K–1
Formal delinquency proceeding, 431:15–103
Former foster youth, 346–16
Former spouse, 554G–2
Formulary, 432:1–140
For-profit entity, 432C–1
Fossil fuel, 243–3.5
Foster care, 587A–4
Foster custodian, 587A–4
Foster custody, 346–392, 587A–4
Foster family, 587A–4
Foster parent, 587A–4
Franchise area, 440G–3
Fraud, 712–1202
Fraudulent life settlement act, 431C–42
Fraudulently encode magnetic ink character recognition numbers, 708–850
Freight, 150A–2
Fuel, 196–2, 486J–1
Fuel mix, 269–16.4
Full amount of the payment, 481B–5.5
Full-time employee, 209E–2
Full-time equivalent position, 37–62
Full-time hours, 383–1
Fully performed, 480E–2
Funded ratio, 37–62
Funding agreement, 431:10D–601
Funding period, 37–62

Fundraiser, 11–342
Fund-raising, 482P–1
Fundraising costs, 467B–1
Funeral establishment, 531B–2
Fungible goods, 490:1–201
Future interest, 526–6
Game management area, 183D–4
Gasoline, 486B–1
Gate, 6D–1
Gender identity or expression, 378–1, 489–2, 515–2, 706–662, 846–51
Gender transition, 431:10A–118.3, 432:1–607.3, 432D–26.3
General circulation, 667–27
General excise tax benefit, 237–9.3
General intangible, 490:9–102
General obligation bond debt service due in a fiscal year, 37B–2
General partner, 425E–102, 1101
General public benefit, 420D–2
Generation-skipping transfer, 236E–2
Generic name, 328–1, 431:10D–402, 601
Generic specification, 36–35
Genetic counseling practice, 451K–1
Genetic counselor, 451K–1
Genetic information, 378–1, 431:10A–118, 404.5, 432:1–607, 432:2–404.5, 432D–26
Genetic services, 431:10A–118, 404.5, 432:1–607, 432:2–404.5, 432D–26
Genetic test, 378–1
Genuine, 490:1–201
Geographic area, 667–27
Geographic origin, 486–120.6, 708–871.5
Geothermal resources development, 182–1
Geothermal resources exploration, 182–1
Gift card, 523A–3.5
Gift certificate, 523A–3.5
Gift instrument, 517E–2
Good cause, 386–1, 707–726
Good faith, 200A–2, 437–28, 490:1–201, 490:7–102, 490:8–102, 490:9–102, 523A–11, 551E–1
Good faith attempt, 671–12.5, 672B–6
Good manufacturing practices for drugs, 328–1
Goods, 490:7–102, 490:9–102
Goods or services, 481P–1
Governance interest, 425R–1
Governing board, 302D–1, 305J–2
Governing body, 431:19–101
Governing documents, 514B–191
Governing statute, 425E–1101
Government, 201H–1, 356D–1
Government agency, 1–28.5, 27G–1, 356D–1, 487J–1, 487N–1, 487R–1, 489E–2
Governmental body, 634F–1
Governmental entity, 662D–1
Governmental subdivision, 414–3
Governmental unit, 39–161, 490:9–102

Government assistance program, 201H–38, 356D–11
Government entity, 134–7.2, 137–1
Government issued identification, 486M–1
Government money market mutual fund, 431:6–601
Government subdivision, 414D–14
Governor, 425R–1, 576B–801
Graduate medical education, 304A–1701
Graduate medical education program, 304A–1701
Graffiti, 708–823.6
Grant, 10–2, 42F–101
Gray water, 342D–1
Green coffee, 708–871.5
Green infrastructure bond, 269–161
Green infrastructure bond fund, 196–61, 269–161
Green infrastructure charge, 196–61, 269–161
Green infrastructure costs, 196–61
Green infrastructure equipment, 196–61
Green infrastructure fee, 196–61, 269–161
Green infrastructure loan program order, 196–61, 269–161
Green infrastructure loans, 196–61
Green infrastructure property, 196–61, 269–161
Green infrastructure special fund, 196–61, 269–161
Green waste, 342H–39
Grievance, 432G–1
Gross advance amount, 676–1
Gross capitalized cost, 481L–1
Gross combination weight rating, 286–2
Gross estate, 236E–2
Gross premiums, 431:8–205, 315
Gross revenue, 467B–1, 6.5
Gross valuation overstatement, 231–36.7
Ground lease, 107D–1
Group contract, 432G–1
Group contract holder, 432G–1
Group health issuer, 431:2–201.5
Group long-term care insurance, 431:10H–104
Growler, 281–31
Guaranteed, 485A–102
Guaranteed elements, 431:10D–402, 601
Guaranteed renewable, 431:10H–202
Guaranteed-savings plan, 36–41
Guarantee of the signature, 490:8–402
Guardian, 327–2, 327E–2, 327G–2, 551G–2, 560:5–102
Guardian ad litem, 587A–4
Guardianship order, 551G–2
Guardianship proceeding, 551G–2
Guidelines, 386–1
Habitat banking, 195D–2
Habitual operator of a vehicle while under the influence of an intoxicant, 291E–61.5
Habitual property crime perpetrator, 708–803
Hanai relative, 587A–4

Hands-on assistance, 431:10H–201
Harm, 587A–4
Harm reduction organization, 329E–1
Harvest, 187A–1
Hate crime, 846–51
Hate crime data, 846–51
Hawaii air carrier, 261E–2
Hawaiian plants, 103D–408
Hawaii attest work, 466–3
Hawaii-based small business, 206M–15.2
Hawaii brand, 201B–6
Hawaii domestic relations order, 88–93.5
Hawaii electric system, 269–141
Hawaii estate tax, 236E–2
Hawaii generation-skipping transfer tax, 236E–2
Hawaii input, 103D–1001
Hawaii list of equivalent generic drug products and interchangeable biological products, 328–91
Hawaii medical center-east, 323F–33
Hawaii net taxable estate, 236E–2
Hawaii personnel, 321–5
Hawaii recipient, 806D–4
Hawaii resident, 489N–1
Hawaii state building codes, 107–21
Hawaii taxable estate, 236E–7
Hawaii transfer tax, 236E–2
Hazard, 127A–2
Hazard potential, 179D–3
Health and human services, 103F–102
Health benefit plan, 431:26–101, 432E–1
Health benefits plan, 87A–1, 487J–1
Health care, 327E–2
Health-care decision, 327–21, 327E–2
Health care expenditures, 432:1–406
Health care facility, 132D–21, 291E–21, 321–15.2, 561, 328J–1
Health care institution, 327E–2, 327G–2
Health-care-insurance receivable, 490:9–102
Health care operations, 334–1
Health care professional, 329E–1, 431:26–101, 432E–1
Health care provider, 291E–21, 325–16, 121, 327E–2, 327G–2, 327K–1, 327L–1, 334–1, 346–59.1, 431:10A–116.3, 431:13–108, 431:26–101, 432:1–601.5, 432D–23.5, 432E–1, 587D–1
Health care review organization, 624–25.5
Health care services, 431:26–101, 432E–1
Health care training program, 304A–1701
Health carrier, 431:26–101, 432E–1
Health department, 321–5
Health equity, 321–1
Health information, 323B–2, 431:3A–102, 487J–1
Health intervention, 432E–1.4
Health maintenance organization, 431:3–401

Health organization, 325–121
Health outcomes, 432E–1.4
Health professional, 453–51
Health promotion and disease prevention programs, 328L–1
Heirs, 539–1
Heirs property, 668A–2
High hazard, 179D–3
High risk components, 514B–138
High risk vessel, 187A–31
Highway, 264–101
Hilo community economic district, 171–191
Historic district, 206N–2
Historic property, 6K–8.5
HIV counseling, 325–16.5
HIV counselor, 325–16.5
Hoisting machine, 396–3
Hoisting machine operator, 396–3
Holder, 490:1–201, 508C–2, 523A–2
Holding company of a qualified high technology business, 235–9.5
Home Affordable Modification Program, 454M–1
Home and community-based case management agency, 321–481
Home-based instruction program, 302L–1
Homebuyer assistance, 201H–91
Home care agency, 321–14.8, 346D–1
Home care services, 321–14.8
Home-delivered meals, 349–16
Home health care services, 431:10H–201
Homeland security, 128A–2
Homeless, 346–361
Homeless facility, 346–361
Homeless individual, 334–1
Homeless shelter stipend, 346–361
Homemade explosive devices, 134–28
Homemaker services, 349–16
Homeowners insurance, 431:14–110.8
Homeowners insurer, 431:14–110.8
Home service provider, 239–22
Home state, 305J–2, 431:8–102, 431:9A–102, 551G–11, 576B–102, 583A–102
Home state of affiliated group, 431:8–102
Home state of group insurance, 431:8–102
Homestead farmer user, 167–23
Home visit, 571–2
Honorary degree, 305J–2
Hospice home, 46–15.36, 321–15.1
Hospice service, 321–15.63
Hospice service agency, 321–15.63
Hospital, 321–33, 511, 323D–71, 323G–1, 327–2, 346G–3, 587D–1
Hospital providing care to trauma patients, 321–22.5
Hotel, 486K–1
Hotel-condominium, 486K–1
Hotelkeeper, 486K–1

House bulletin, 11–302
Household, 257–1, 339D–1
Household goods, 490:7–209
Household member, 201H–1, 291E–1, 356D–1
Household use, 235–12.5
Housing authority, 708–814
Housing finance agency, 454F–1
Housing loan programs, 201H–91
Housing owner, 356D–152
Housing project, 201H–1, 356D–1, 6.7, 708–814
Hull damaged, 200A–2
Hull identification number, 200A–2
Hurricane resistant criteria, 107–21
Hygiene and immunization, 455–1
Hypothetical account balance, 88–311
Identifiable vehicle component, 286–44
Identification card, 286–2, 327–2
Ignition interlock device, 291E–1
Illegal drug, 302A–1134.6, 663E–1
Illegal drug market, 663E–1
Illustrated scale, 431:10D–402
Illustration, 431:10D–402, 502
Illustration actuary, 431:10D–402
Immediate family, 11–302
Immediate family member, 323F–4.5, 454F–1
Imminent harm, 587A–4
Imminent hazard, 286–231
Imminently dangerous to self or others, 334–1, 161
Immunization assessment report, 325–121
Impact fee, 264–121
Impair, 291E–1
Import, 132D–2, 342G–81, 101, 342I–21
Important agricultural lands, 205–42, 235–110.93
Importer, 342G–101, 342I–21
Improved public lands, 663–51
Improved state land, 708–814.7
Improvements, HHCA 228, 171–41.6
Improvements and betterments, 514B–143
Inactive, 431:8–102, 431:9A–102
Inborn error of metabolism, 346–67, 431:10A–120, 432:1–609
Incapacitated, 551E–1
Incapacitated person, 551G–2, 560:5–102, 587A–4
Incapacitated principal, 560:2–606
Incident, 291C–221.5
Incidental, 431:10H–104
Incidental charges, 481K–1
Incident report, 846–51
Includes, 414–3, 414D–14
Income, 557A–102, 576B–102
Income and revenues, 201H–71
Income beneficiary, 557A–102

Income earned and proceeds derived from stock options or stock, 235–9.5
Income interest, 557A–102
Income withholding order, 576B–102
Indemnitee, 271–39
Independent bill reviewer, 431:9–105
Independent contractor, 454F–1
Independent director, 431K–2
Independent expenditure, 11–302
Independently procured insurance, 431:8–102
Independent professional advice, 676–1
Independent retail station, 486H–1
Independent review organization, 432E–1
Independent verification and validation of an information technology project, 27–43.6
Indian tribe, 383–62.5
Indigent person, 607–5.7
Individual, 11–302, 414–3, 414D–14, 421–1, 425–101, 425E–102, 425R–1, 428–101, 431:8–102, 431:10D–212, 454F–1, 482–1, 482P–1
Individual contract, 432G–1
Individual development account, 257–1
Individual drug user, 663E–1
Individual instruction, 327E–2
Individually identifiable health information, 323B–2
Indorsement, 490:8–102
Industrial hemp, 141–31
Industrial oil, 103D–1302
Infiltration, 46–1.5
Inflow, 46–1.5
In force illustration, 431:10D–402
Informal caregiver, 349–31
Information, 329D–19, 489E–2, 556A–2, 708–872, 710–1000
Information processing system, 489E–2
Information technology design and production services, 209E–2
Information technology development, 480–4
Informed decision, 327L–1
Infrastructure, 46–15.25, 103–50, 343–5.5
Inhaler, 302A–1164
Inherent risk, 663–1.54
Initial date of sale, 514B–95
Initial determination, 583A–102
Initiating tribunal, 576B–102
Injection well, 340E–2
Innocent passage, 342D–108
Inpatient care, 346G–3
Inquire, 378–2.4
Inquiry, 431:10E–123
Inquiry identification number, 269E–2
Insolvency, 431:19–203
Insolvency proceeding, 490:1–201
Insolvent, 432G–1, 490:1–201
Institution, 517E–2
Institutional facility, 328C–1, 461–1

Institutional fund, 517E–2
Institutional investor, 485A–102
Institutional lender, 166–8.5, 166E–13
Institutional review board, 321–421, 324–41
Institution-based programs, 353H–2
Instruction, 490:8–102
Instrument, 490:9–102
Instrumental activities of daily living, 349–16
Insurance company, 485A–102, 523A–2
Insurance compliance audit, 431:2D–102, 107
Insurance compliance self-evaluative audit document, 431:2D–102, 107
Insurance group, 431:3D–102
Insurance policy, 431:2–401
Insurance producer, 431:9A–102, 431:10D–622
Insurance product or service, 431:3A–102
Insurance securitization, 431:19–203
Insured, 431:10C–103, 431:16–105, 485A–102
Insured depository institution, 454F–1
Insurer, 431:9C–101, 431:10D–622, 431:30–102
Integrated delivery system, 431:26–101
Integrated pest management, 149A–2
Intellectual disability, 321–502, 333F–1, 349–31
Intentionally, 245–1
Intent to profit, 712–1210
Intent to propagate, 150A–14
Interactive conference technology, 92–2
Interchangeable biological product, 328–91
Intercollegiate sport, 481E–1
Interconnected Voice over Internet Protocol, 138–1
Interconnected Voice over Internet Protocol service provider, 138–1
Interconnection, 269–141
Interconnection requirement, 269–141
Interdepartmental cluster, 571–2
Interest, 414–341, 425R–1, 478–11.5
Interested party, 334–122, 676–1
Interested persons, 327E–2
Interest holder, 425R–1
Intermediary, 431:26–101
Intermediate care, 431:10H–201
Internal Revenue Code, 236D–2
Internal review, 432E–1
International banking institution, 485A–102
International commercial mediation, 658H–2
International matchmaking organization, 489N–1
International trade agreement, 489M–1
Internet, 27G–1
Internet activities, 11–302
Internet crimes against children, 846F–2
Internet portal, 27G–1
Interstate identification index system, 846C–1
In the presence of a minor, 706–606.4

Intimate areas, 711–1111
Intimate areas underneath clothing, 711–1111
Intoxicant, 291E–1
Intrastate commerce, 286–2
Intrastate driver, 286–2
Intravenously administered chemotherapy, 431:10A–126, 432:1–616
Intubate, 472–1
Invasive medical procedure, 327H–2
Invasive species, 520A–2
Inventory, 486J–1, 490:9–102
Investment, 235–1, 110.3
Investment adviser, 485A–102
Investment adviser representative, 485A–102
Investment company security, 490:8–103
Investment decision, 560:7–302
Investment opportunity, 481P–1
Investment pool, 36–21
Investment property, 490:9–102
Investment tax credit allocation ratio, 235–110.9
Issuer, 39C–1, 388–1, 485A–102, 490:7–102, 490:8–201
Issuer's jurisdiction, 490:8–110
Issue year basis, 431:5–307
Issuing agency, 291–51
Issuing court, 583A–102
Issuing foreign country, 576B–102
Issuing public corporation, 414E–1
Issuing state, 576B–102, 583A–102
Issuing tribunal, 576B–102
Jeopardize the continued existence of an endangered or threatened, proposed, or candidate species, 195D–2
Joint agreement, 431:3A–401
Joint employment, 209E–2
Jointly held property, 526–2
Joint owner, 527–2
Judicial claim, 634F–1
Jurisdiction, 76–11, 88D–1, 89–2
Jurisdiction of organization, 425R–1, 490:9–102
Juvenile, 582D–1
Kanaka maoli, 226–2
Know, 327–2
Knowing, 46–171, 661–21
Knowingly, 245–1, 383–66
Knowledge, 200A–2, 425–102, 425E–103, 658A–1
Knowledge of death, 431:10D–653
Kokua kanawai, 560:5–102
K-12 school, 302A–499
K-12 school purposes, 302A–499
Kupuna care core services, 349–16
Kupuna homestead farmer user, 167–23
Labor, 353–121, 707–700, 780
Lacks substantial justification, 634F–1

Land, 201H–1, 302A–1506.2, 356D–1, 520A–2
Land area per student, 302A–1602
Land component, 302A–1602
Land component impact fee, 302A–1602
Landowner, 115–9, 10, 195D–2
Land surveying, 464–1
Land trust, 171–99
Land user, 206E–196
Language, 321C–2
Lapse-supported illustration, 431:10D–402
Large cigar, 245–1
Large commercial passenger vessel, 342D–101
Lascivious, 707–750, 751, 752
Laser pointing device, 136–1
Last known electronic mail address, 507–61
Last known postal address, 507–61
Lava zone, 431:10E–141
Law, 576B–102
Law enforcement agency, 28–151, 78–52, 334D–5, 844G–1
Law enforcement animal, 711–1100
Law enforcement officer, 28–151, 78–52, 139–1, 291E–1, 334–1, 334D–5, 701–118, 852–1
Law firm, 658G–2
Laws, 127A–2
Lead free, 340E–7
Leaf blower, 342F–30.8
Lease, 200A–2, 237–16.5
Lease agreement, 481L–1
Leased employee, 209E–2
Leasehold time share interest, 501–20
Lease management services, 163D–7
Lease-purchase agreement, 481M–2
Lease transaction, 481L–1
Leasing, 238–1
Legal agreement, 103D–309
Legal, equitable, or any other form of relief, 607–25
Legally authorized representative, 327K–1
Legal material, 98–2
Legal prosecuting officer, 806–81
Legal record, 571–84.6
Legal representative, 560:5–102
Legal surrogate, 671–3
Legend drug, 455–1
Legible, 328–1
Legislative body, 76–11
Legislative officer, 88–21
Lending party, 480E–2
Lessee, 237–16.5, 481M–1
Lessor, 200A–2, 237–16.5, 481M–1, 514C–21
Letter-of-credit right, 490:9–102
Level four offense, 663E–1
Level of service, 302A–1602

Level one offense, 663E–1
Level premium, 431:10H–202
Level three offense, 663E–1
Level two offense, 663E–1
Liability, 414–241, 414D–159
Liability insurance policy, 431:1–217
License, 245–1, 291E–1, 302A–101, 321–481, 431:8–102, 431:9A–102, 436C–1, 454M–1, 576D–1, 576E–1
Licensed behavior analyst, 465D–2
Licensed clinical social worker, 431M–1
Licensed dietitian, 431M–1, 448B–1
Licensed genetic counselor, 451K–1
Licensed health care practitioner, 431:10H–234.5, 577D–1
Licensed healthcare provider, 342D–21
Licensed marriage and family therapist, 451J–1
Licensed mechanic, 437B–1
Licensed mental health counselor, 431M–1, 453D–1
Licensed mental health professional, 577–29
Licensed physician, 461–1
Licensed respiratory therapist, 466D–1
Licensed service area, 239–22
Licensee, 245–1, 431:2–401, 431:3A–102, 431:8–102, 431:9A–102, 436C–1, 454F–1, 454M–1
Licensee in ordinary course of business, 490:9–321
Licensing authority, 436C–1, 576D–1, 576E–1
Licensing laws, 436C–1
Licensure and discipline data, 457–2
Lien, 514B–43
Lien creditor, 200A–2, 490:9–102
Life-cycle cost-effective, 196–11
Life-cycle costs, 196–11
Life expectancy, 431C–2
Life insurance, 431:5–307
Life insurance producer, 431C–2
Life or accident and health or sickness insurer, 431:3–401
Life settlement contract, 431C–2
Light-duty motor vehicle, 103D–412
Likeness, 482P–1
Limited common element, 514B–3
Limited English proficient person, 321C–2
Limited liability company, 11–302
Limited liability limited partnership, 425E–102
Limited liability partnership, 425–101
Limited line credit insurance, 431:9A–102
Limited line credit insurance producer, 431:9A–102
Limited lines insurance, 431:9A–102
Limited lines motor vehicle rental company producer, 431:9A–141
Limited lines producer, 431:9A–102
Limited partner, 425E–102
Limited partnership, 425E–102
Limited scope dental plan, 431:26–101

Limited scope vision plan, 431:26–101
Limited service pregnancy center, 321–561
Line of authority, 431:9A–102
Line of credit, 37D–1
Line of insurance, 431:9A–102
Liquidating asset, 557A–410
Liquid bulk freight, 150A–2
Liquid fuel, 486J–1
Liquor control adjudication board, 281–1
Little cigar, 245–1
Live-in aide, 356D–1
Loan, 11–302, 211D–1
Loan modification, 454M–1
Loan processor or underwriter, 454F–1
Loan program, 10–21, 155–31, 196–61, 68
Loan repayment, 309H–1
Local contact, 237D–1
Local education agency, 311D–1
Local state of emergency, 127A–2
Locating information, 321–29
Location, 431:31–101
Locum tenens practitioner, 329–1
Long-term care benefits plan, 87A–1
Long-term care facility, 349–21
Long-term care insurance, 431:10H–104
Long-term care services, 346C–1
Long-term residential, 321–16.5
Long-term supports and services, 349–31
Loss mitigation, 431:22–101
Loss mitigation option, 454M–1
Lottery system, 514B–95
Low and moderate income housing project, 39A–281
Low hazard, 179D–3
Low-income resident of the State, 23–71, 91
Low-protein modified food product, 346–67, 431:10A–120, 432:1–609
Lozenge, 329D–10
Lubricating oil, 103D–1302
Lump-sum offer in compromise, 231–9.2
Lunch wagon, 328J–16
Magnum, 281–31
Mailed, 667–1
Maintain, 304A–2671
Maintenance, 237–24.9, 304A–2274, 2671, 464–4
Maintenance agreement, 481X–2
Maintenance of personal care services, 431:10H–234.5
Maintenance treatment, 329–1
Major contractor, 23–13
Majority of the unit owners, 514B–3
Major maintenance, 514B–148
Making a loan, 166–8.5, 166E–13
Malicious property damage, 321–471

Managed care plan, 431:10H–205, 431:14G–102, 432E–1, 432F–1, 487J–1
Managed competition, 46–36, 89A–1
Managed hospital payment basis, 432:1–406
Management, 431:19–203
Management company, 237–24.7
Management contract, 256–1, 256B–1
Management practices, 342D–1
Manager, 440–1, 440E–1
Managerial employee, 378–2.7
Managing agent, 514B–3
Managing general agent, 431:9C–101
Mandatory income interest, 557A–102
Manual manipulation, 455–1
Manufacture, 329D–1, 712–1240
Manufactured cannabis product, 329D–1
Manufactured home, 490:9–102
Manufactured-home transaction, 490:9–102
Manufactured pre-engineered commercial building or structure, 46–88
Manufacturer, 132C–2, 481K–1
Mapping information, 440J–1
Marine event, 200–40
Marine waters of the State, 342D–101
Marital history information, 489N–1
Maritime-related, 171–59
Mark, 302A–1901, 481B–21, 482–1
Market analysis, 431:2D–102
Market conduct action, 431:2D–102
Market conduct examination, 431:2D–102
Market conduct surveillance personnel, 431:2D–102
Marketing, 487J–1
Marketing purposes, 487D–1
Market share, 339D–1
Marriage and family therapy intern, 451J–1
Marriage and family therapy practice, 451J–1
Mass casualty event, 321–23.3
Mass casualty incident, 351–2
Master deed, 514B–3
Master development, 514E–1
Master lease, 514B–3
Master list, 281–57
Master Settlement Agreement, 486P–1, 675–2
Material, 46–171, 480E–2, 481P–1, 661–21, 707–752
Material change, 432G–5, 514B–3
Material fact, 514B–3
Material litigation, 489D–4
Material owner, 420D–2
Material relationship, 420D–2
Materials, 127A–2
Material service provider, 431K–2
Mauna Kea lands, 304A–1901
Maximum allowable cost, 328–91

Maximum allowable cost list, 328–91
Meaningful contact, 571–2
Means, 414–3, 414D–14
Measurable amount of alcohol, 291E–1
Measure, 39–161
Mechanical restraint, 302A–1141.4
Mechanotherapy, 455–1
Mediation, 658H–2, 672E–1
Mediation communication, 658H–2
Mediation party, 658H–2
Mediator, 658H–2
Medicaid service costs, 328L–3
Medical and health care services, 209E–2
Medical assistance benefit, 346–43.5
Medical cannabis dispensary, 329D–1
Medical cannabis dispensary records, 329D–19
Medical cannabis production center, 329D–1
Medical care, 321–33
Medical condition, 432E–1.4
Medical director, 432E–1
Medical fee schedule, 431:10C–103
Medical food, 346–67, 431:10A–120, 432:1–609
Medical forensic examination, 844G–1
Medical home, 461–11.4
Medical institution, 346–1
Medically accurate, 321–11.1
Medically confirmed, 327L–1
Medically fragile children, 321–431
Medical necessity, 432E–1
Medical or scientific evidence, 432E–1
Medical oxygen, 328–1, 461–1
Medical oxygen distributor, 328–1, 461–1
Medical student, 235–110.25
Medical use, 329–121
Medicare, 431:10H–201
Medicare or medicaid certified nursing facility, 457A–1.5
Medicare or medicaid nurse aide, 457A–1.5
Medicare part B premium rate, 87A–33, 37
Medication synchronization, 431:10A–606, 432:1–621, 432D–30
Medium-sized business, 211D–1
Member, 353B–1, 414D–14, 421J–2, 429–1, 431:30–102, 432:1–406
Member jurisdiction or authority, 279D–2
Member of the family, 256–1, 256B–1
Membership, 414D–14
Mental health care, 327G–2
Mental health care decision, 327G–2
Mental health treatment, 327G–2
Mental health treatment or counseling services, 577–29
Mental or nervous disorder, 431:10H–201
Merchandise credit, 481B–5.5
Merchant, 481B–5.5

Merger, 414–310, 414D–14, 200, 421–1, 425–201, 428–901
Merit appeals board, 76–11
Merit principle, 76–1
Metropolitan planning area, 279D–2
Metropolitan planning organization, 279D–2
Microbial product, 150A–2
Microgrid project, 269–46
Microgrid services tariff, 269–46
Micro wireless facilities, 206N–2
Military installation, 311D–1
Military-overseas ballot, 15D–2
Military service, 571–91
Milk, 155D–1
Mineral, 523A–2
Mineral proceeds, 523A–2
Minimum assumed expenses, 431:10D–402
Minimum status vote, 420D–2
Minor, 346–17.6, 560:5–102, 707–752, 712–1200, 1202, 1209.1, 1215.5, 1215.6
Minor dependents, 346–1
Minor office procedures, 455–1
Minor without support, 577D–1
Misdemeanant, 353–36
Mitigation plan, 6E–2
Mixed martial arts, 440E–1
Mixed martial arts contest, 440E–1
Mixed martial arts contestant, 440E–1
Mixed martial arts event, 440E–1
Mixed use development rights, 356D–11
Mixed-use developments, 201H–12
Mobile electronic device, 291–17, 291C–137
Mobile equipment, 196–11
Mobile medical clinic, 461–10.5
Mobile telecommunications service, 239–22
Model law, 658H–2
Moderate rehabilitation, 201H–36
Modification, 583A–102
Monetary equivalent, 489D–20
Monetary obligation, 490:9–102
Monetary value, 489D–4
Money, 490:1–201
Money market mutual fund, 431:6–601, 576D–15
Money order, 523A–2
Money transmission, 489D–4
Monitor, 472–1
Month, 486J–1
Monthly earnings, 431:10C–103
Monthly schedule, 235–62
Mortgage, 490:9–102, 667–1
Mortgage agreement, 667–1
Mortgage assistance relief service, 480E–2
Mortgage-backed security, 201H–91

Mortgage call report, 454F–1
Mortgage holder, 201H–1, 356D–1
Mortgage lender, 201H–1, 356D–1
Mortgage loan, 454F–1, 454M–1
Mortgage loan originator, 454F–1
Mortgage loan originator company, 454F–1
Mortgage property, 667–1
Mortgage servicer, 454F–1, 454M–1
Mortgagee, 667–1
Mortgagor, 667–1
Mortuary, 531B–2
Motion, 634F–1
Motion picture theater, 663–2, 708–835.4
Motor carrier, 237–18, 271–39
Motorcoach, 286–181
Motorsports facility, 663–10.95
Motor vehicle, 291E–1
Motor vehicle insurance policy, 431:10C–103
Motor vehicle rental agreement, 431:9A–141
Motor vehicle rental company, 431:9A–141
Motor vehicle renter, 431:9A–141
Movie, 132D–2
Movie picture theater, 489–9
Moving party, 634F–1
Multiburst trigger activator, 134–8.5
Multifamily dwelling, 328J–1
Multi-family unit, 302A–1602
Multi-level marketing, 237–9
Multi-state risk, 431:8–102
Museum facility, 327–38
Mutual funds, 431:6–322
Nail technician, 439–1
Name, 482P–1
Name inquiry, 321–15.2, 346–97
Nameplate capacity, 235–110.3
National association of insurance commissioners, 431:2D–102
National fingerprint file, 846C–1
National identification index, 846C–1
National indices, 846C–1
Nationally accredited, 235–110.25
Natural communities, 195D–2
Natural resource, 6K–8.5
Naturopathic formulary, 455–1
Naturopathic medicine, 455–1
NCSBN, 457–2
Necessary, 127A–2, 128A–2
Necessary sustenance, 711–1100
Necessary to effect, administer, or enforce a transaction, 431:3A–402
Needy person, 328C–1, 2
Neglect, 28–94
Negotiate, 431:9A–102

Neighborhood electric vehicle, 286–2, 291C–1
Net advance amount, 676–1
Net change, 346–53.63
Net death benefit, 431C–2
Net energy metering, 269–101
Net income, 557A–102
Net income tax liability, 235–17.5, 110.3, 110.31, 110.51, 110.9, 110.93, 110.94
Net operating loss, 235–111.5
Net patient service revenue, 346F–3, 346G–3
Net proceeds, 312–3.8
Net rental proceeds, 667–92
Net sales, 468M–1
Net weight, 150A–2
Network, 304A–2671, 431:26–101
Network marketing, 237–9
Network plan, 431:26–101
Net worth, 432:1–406, 432G–1
Neurotrauma, 321H–1
Neutral, 667–1
New covered electronic device, 339D–1
New debtor, 490:9–102
New farmer, 155–1
New hire, 576D–16
New residential development, 302A–1602
Newspaper, 11–302
New work on any public work, 104–24
Nightclub, 328J–1
Nighttime, 342F–31.5
Niihau shells, 486–118.5
911, 138–1
911 coordinator, 138–1
911 service, 138–1
911 system, 138–1
NMLS, 449–1, 454F–1, 454M–1, 489D–4
No cost emergency shelter and related services, 346–17.6
Nonaffiliated third party, 431:3A–102
Non-agricultural park lands, 166E–2
Noncancellable, 431:10H–202
Noncandidate committee, 11–302
Noncash proceeds, 490:9–102
Noncitizen transfer, 236D–2
Noncommercial motor vehicle, 286–231
Noncommercial registered agent, 425R–1
Noncompacting state, 353B–1, 431:30–102, 582D–1
Noncompete clause, 480–4
Nonconformity, 481K–1
Nonconsensual contact, 711–1106.5
Noncriminal justice purposes, 846C–1
Nondiscretionary funds, 328L–3
Nondomiciled commercial learner's permit, 286–231
Non-escheat patronage refunds, 421C–1

Nonforfeiture interest rate, 431:10D–104
Nonguaranteed elements, 431:10D–402, 601
Nonissuer transaction, 485A–102
Nonjudicial foreclosure, 667–1
Nonlegend drug, 328–1
Nonmaterial additions and alterations, 514B–140
Nonoriginal manufacturer's parts, 481X–2
Nonparticipating manufacturer, 486P–1
Nonparty participant, 658H–2
Nonparty state, 846C–1
Non-petroleum feedstock, 269–45
Nonprescription drug, 328–1
Nonprofit association, 429–1
Nonprofit corporation, 662D–1
Nonprofit entity, 432C–1
Nonprofit management entity, 323F–51
Nonprofit organization, 201H–1, 211D–1, 237–9.3, 41.5, 281–32, 302D–1, 356D–1, 454F–1, 662D–1
Nonprofit private procurement unit, 103D–801
Nonpublic information, 431:19–101.2
Nonpublic personal financial information, 431:3A–102
Nonpublic special education school or program, 302A–443.5
Nonqualified foreign entity, 425R–1
Nonqualified withdrawal, 256–1, 256B–1
Non-refiner marketer, 486H–1
Nonresident, 236E–2
Nonresidential building or structure, 46–88
Nonresident LLP statement, 425R–1
Nonresident not a citizen, 236D–2
Nonresident not citizen, 236E–2
Nonresident's operating privilege, 291E–1
Nonresident trust, 236E–2
Nonsolicit clause, 480–4
Non-term group life, 431:10D–402
Nontraditional mortgage product, 454F–1
Non-work eligible household, 346–1
Normal retirement age, 88–73, 281, 331
Normal school hours, 149A–25
No rules combat, extreme fighting, or similar contest, 440E–1
Notice, 425–102, 425E–103, 490:1–202
Notice of administrative revocation, 291E–1
Notice of time share plan, 501–20
Notice of traffic infraction, 291D–2
Notification, 342F–4.5
Notification date, 490:9–611
Notify, 327L–19
Novelty lighter, 132–17
Nude, 712–1210
Number plates, 291E–1
Nurse aide, 457A–1.5
Nurse practitioner, 309H–1

Nursing facility, 346F–3
Nursys, 457–2
Nutrition and food science, 455–1
Obligation, 46–171, 431:6–601, 661–21
Obligee, 576B–102
Obligee of the authority, 356D–1
Obligee of the corporation, 201H–1
Obligor, 490:9–102, 576B–102
Obsolete, 328–91
Obtain information, 708–890
Occupant, 237D–1
Occupational therapist, 457G–1
Occupational therapy assistant, 457G–1
Occupational therapy services, 457G–1
Occurrence, 431:1–217
Ocean waters, 205A–1
OctaBDE, 332D–1
Octinoxate, 342D–21
Offender, 353–131, 353B–1
Offender against minors, 846E–1
Offense, 104–24
Offers or negotiates terms of a residential mortgage loan, 454F–1
Offer to purchase, 485A–102
Offer to sell, 485A–102
Office, 11–302, 446E–1
Officer, 414–241
Officer-involved death, 28–151
Officer or employee, 145–27
Official capacity, 414–241, 414D–159
Official publisher, 98–2
Offloading, 342D–101
Ohana conference, 587A–4
On-bill obligation, 269–125
On-bill program, 269–125
One call center, 269E–2
One-to-one use-right to use-night requirement, 514E–1
Online tool, 556A–2
On-premises consumption, 342G–101
On the board, 431:9N–101
Open to the public, 328J–1
Operate, 291C–137, 291E–1, 486H–1
Operate a commercial motor vehicle, 291–17
Operating expenses, 432:1–406
Operating procedures, 431:30–102
Operation of the property, 514B–3
Operative date of the valuation manual, 431:10D–104
Operator, 179D–3, 269E–2, 291E–1, 302A–499, 321–12.2, 15.2
Opioid antagonist, 329E–1
Opioid-related drug overdose, 329E–1
Options counseling, 349–31
Opt out, 431:3A–102, 431:30–112

Oral chemotherapy, 431:10A–126, 432:1–616
Oral language services, 321C–2
Orange Book, 328–91
Order of support, 576D–1, 576E–1
Ordinary death, 88–21
Organic Foods Production Act, 235–110.94
Organic law, 425R–1
Organic rules, 425R–1
Organization, 249–9.3, 490:1–201
Organizational document, 431:19–101
Organizational viability, 302D–1
Organization, trade, or business, 383–66
Organizing articles, 414–310, 414D–200, 421–1, 425–201, 425E–1101, 428–901
Organ procurement organization, 327–2
Original debtor, 490:9–102
Original project cost, 201H–40
Original source, 46–181, 661–31
Originating site, 346–59.1, 431:10A–116.3, 432:1–601.5, 432D–23.5, 453–1.3, 2, 457–2, 466J–6, 671–7
Orofacial anomalies, 431:10A–132, 432:1–613
Orthodontic services, 431:10A–132, 432:1–613
Osteopathic medicine, 453–1
Other areas, 486H–1
Other business entity, 414–310, 414D–200, 421–1, 425–201, 425E–1101, 428–901
Other entity, 415A–2, 428–901
Other parent, 571–91
Other receipts, 11–302
Other state, 576D–1
Other wastewater, 342D–101
Other work eligible household, 346–1
Outbound telephone call, 481P–1
Out-of-state conviction, 846E–1
Out-of-state public institution, 305J–2
Outpatient care, 346G–3
Outpatient treatment, 334–141
Outside captive insurance company, 431:19–101
Outside this State, 576B–102
Outstanding payment obligation, 489D–4
Overcharge, 486H–13
Overfishing, 187A–5.5
Overhead, 237–1, 238–1
Overissue, 490:8–210
Overseas voter, 15D–2
Overseas votes, 11–157
Over-the-counter drug, 328–1
Owner, 6D–1, 39A–341, 135–1, 200A–2, 201H–122, 237D–1, 302A–1602, 305J–2, 431:16–205, 431C–2, 467B–1, 520A–2, 523A–2, 663–1.57, 10.7, 10.95, 10.99, 708–836
Owner-occupant, 514B–95, 667–1
Owner of record, 200A–2
Ownership interest, 560:2–205
Own risk and solvency assessment, 431:3D–102

Own Risk and Solvency Assessment Guidance Manual, 431:3D–102
Own risk and solvency assessment summary report, 431:3D–102
Oxybenzone, 342D–21
Paleontological deposit, 6D–1
Paper document, 502–121
Parcel, 342H–36.5
Parchment coffee, 708–871.5
Parent, 321–33, 327–2, 560:5–102, 587A–4, 846E–1
Parenteral therapy, 455–1
Parking space reserved for persons with disabilities, 291–51
Partial unemployment, 383–1
Participant, 431:19–101, 663–10.95, 801G–1
Participant contract, 431:19–101
Participant in a solicitation, 431:4–237
Participate in actions covered by this chapter, 327L–19
Participate in the illegal drug market, 663E–1
Participating advanced practice registered nurse, 431:10A–125, 432:1–615, 432:2–410
Participating financial institution, 211D–1
Participating manufacturer, 245–51, 486P–1
Participating provider, 431:26–101, 432E–1, 432G–1
Participating shares, 414–313
Partition by sale, 668A–2
Partition in kind, 668A–2
Partner, 281–1, 425E–102, 572B–1
Partnership, 425–101, 482–1
Partnership agreement, 425–101, 425E–102
Partnership at will, 425–101
Partnership interest, 425–101
Parts vehicle, 286–26.5
Part-time, 383–30.5
Part-time farmer, 155–1
Part-time, temporary, and seasonal or casual employee, 87A–1
Party, 11–302, 346–392, 356D–61, 91, 414–241, 414D–159, 490:1–201, 551G–2, 587A–4, 658J–2
Party candidate, 11–118
Party in interest, 507D–2
Party state, 846C–1
Passengers for hire, 342D–101
Patient, 323G–1, 327L–1
Patient/client management, 461J–10.11
Patient identifying information, 431C–2
Patient's physician, 327K–1
Patron, 342G–101
Pay card, 388–1
Pay card account, 388–1
Pay card fee schedule, 388–1
Payee, 676–1
Payment, 481P–1
Payment for a swap agreement or hedge agreement, 46–50
Payment instrument, 489D–4
Payment intangible, 490:9–102

Peer review, 466–3
Peer support counseling sessions, 78–52
PentaBDE, 332D–1
Perceived gender identity, 431:10A–118.3, 432:1–607.3, 432D–26.3
Per cent coffee by weight, 486–120.6
Performance requirements, 76–41
Performing arts products, 235–7.3
Periodic charge, 87A–1
Periodic payment, 676–1
Periodic payment offer in compromise, 231–9.2
Periodic tenancy, 127A–30
Period of illegal drug use, 663E–1
Perishable consumer commodity, 486–1
Permanent, 132D–2
Permanent custody, 346–392, 587A–4
Permanent fireworks storage building or structure, 132D–2
Permanent plan, 587A–4
Permanent position, 37–62
Permanent residence, 846E–1
Permissible investments, 489D–4
Permit, 474–1
Permit by review, 201–62
Permit by rule, 201–62
Permitted property, 554G–2
Permitted transfer, 554G–2
Permitted trustee, 554G–2
Permittee, 245–1
Person, 6E–2, 11–302, 39A–341, 145–21, 236E–2, 255D–2, 269E–2, 327–2, 329D–1, 339D–1, 342G–101, 353B–1, 373L–1, 383–66, 425E–102, 425R–1, 431:2–401, 431:11–102, 432G–1, 454F–1, 454M–1, 474–1, 480–1, 480E–2, 481B–21, 481E–1, 482–1, 482P–1, 485A–102, 486B–1, 489D–4, 489E–2, 490:1–201, 502–121, 508C–2, 514B–3, 514E–1, 517E–2, 523A–2, 527–2, 531B–2, 551E–1, 551G–2, 554G–2, 556A–2, 557A–102, 576B–102, 583A–102, 634F–1, 658A–1, 658H–2, 711–1108.5
Person acting as a parent, 583A–102
Person aggrieved, 174C–12.5, 183C–9, 205–19, 206E–5.6, 269–15.51
Personal care, 349–16, 431:10H–201
Personal information, 487D–1, 487N–1, 487R–1, 708–800, 711–1106.6
Personal information system, 487N–7
Personal injury protection benefits, 431:10C–103.5
Personality, 482P–1
Personal liability, 425E–1101
Personally identifiable financial information, 431:3A–102
Personally knowing, 456–1.6
Personal representative, 236E–2, 539–1, 556A–2
Personal vehicle, 431:10C–701
Person-centered planning, 349–16
Person-centered support plan, 349–16
Person dissociated as a general partner, 425E–102
Person entitled under the document, 490:7–102
Person related to, 490:9–102
Person who is licensed to provide professional counseling, 453J–1

Person with a disability, 103D–1001, 291–51
Person with developmental or intellectual disabilities, 321–502
Pertinent change, 514B–3
Pest control operator, 149A–2
Pet animal, 711–1100, 1109.2
Petitioner, 334–141, 583A–301
Petroleum, 226–2
Petroleum product, 486B–1
Pharmaceutical company, 328C–2
Pharmaceuticals and health care supplies, 328C–1, 2
Pharmacist, 329–1
Pharmacy, 328–1
Pharmacy benefit management, 431S–1
Pharmacy benefit manager, 431R–1, 431S–1, 487J–1
Pharmacy benefit manager's retail pharmacy network, 431R–1
Pharmacy care, 431:10A–133, 432:1–614
Pharmacy delegate, 329–1
Pharmacy student, 235–110.25
Photograph, 482P–1
Physical abuse, 346–222
Physical clear access, 179D–3
Physical custody, 583A–102
Physical disability, 304A–101, 349–31
Physical modalities, 455–1
Physical presence, 305J–2
Physical restraint, 302A–1141.4
Physical therapist assistant, 461J–1
Physician, 309H–1, 327–2, 327E–2, 327G–2, 327L–1, 329–121
Physician assistant, 309H–1, 329–1
Physician designee, 432E–1.4
Physician-patient relationship, 329–1
Place of business, 28–162, 245–1, 485A–102, 490:9–307
Place of employment, 328J–1
Place of illegal drug activity, 663E–1
Place of participation, 663E–1
Place of primary use, 239–22
Place of public accommodation, 291–71
Plan manager, 237D–1
Planned community, 421J–2, 672E–1
Planned community association, 607–14
Plant, 329D–2
Plantation community subdivision, 205–4.5
Playground, 329D–22
Plumber, 448E–9
Police officer, 587A–4, 587D–1
Police station, 587D–1
Policy, 431:10D–653, 431:10H–104, 431C–2
Policy board, 279D–2
Policyholder behavior, 431:5–307
Policy owner, 431:10D–402
Policy summary, 431:10D–502

Political committees established and maintained by a national political party, 11–302
Portable electronics, 431:31–101
Portable electronics insurance, 431:31–101
Portable electronics transaction, 431:31–101
Portal manager, 27G–1
Porterage, 481B–14
Pose, 711–1106.6
Position, 37–62, 76–11
Position ceiling, 37–62
Positive behavioral supports and interventions, 302A–1141.4
Positive identification, 846C–1
Possess, 183D–1
Possession, 245–1, 321–211
Possessory lien, 490:9–333
Postpartum recovery, 353–121
Post-production, 235–17
Post-secondary educational expenses, 257–1
Post-secondary school, 325–121
Poultry product, 155D–1
Powdered alcohol, 281–5
Power-generating facility, 243–1, 343–2
Power of attorney, 327G–2, 551E–1, 556A–2
Power of attorney for health care, 327E–2
Power of sale, 667–1
Practice of athletic training, 436H–2
Practice of behavior analysis, 465D–2
Practice of mental health counseling, 453D–1
Practice of nursing, 457–1.5
Practice of nursing as a licensed practical nurse, 457–2
Practice of nursing as a registered nurse, 457–2
Practice of respiratory care, 466D–1
Practice of veterinary technology, 472–1
Practitioner delegate, 329–1
Prearranged ride, 431:10C–701
Preceptor, 235–110.25
Pre-effective-date financing statement, 490:9–707, 807
Preexisting condition, 431:10H–108
Preexisting condition exclusion, 431:10A–142, 211, 432:1–623, 432D–32
Preferred provider network, 624–25.5, 663–1.7
Preferred provider organization, 624–25.5, 663–1.7
Preliminary alcohol screening device, 291E–1
Premises, 304A–122, 323F–34, 489X–1, 672E–1
Premium, 481X–2
Premium finance loan, 431C–2
Premium outlay, 431:10D–402
Pre-opening charter school, 302D–1
Prepaid connection, 138–1
Prepaid telephone calling service, 237–13.8, 239–22
Preponderance of the evidence, 587A–4
Prescribe, 329–1
Prescriber, 329–1

Prescriber's authorized agent, 328–1
Prescription, 327L–1, 328–1, 329–1, 342D–21
Prescription drug, 328–1, 461–1
Prescription drug benefit plan, 431R–1, 431S–1
Prescription drug benefit plan provider, 431R–1
Prescription information processing system, 328–1
Prescriptive specification, 36–35
Presence, 446E–1
Presently exercisable general power of appointment, 551E–1
Present value, 490:1–201
Preservation, 94–1.1
Presidential elector, 14D–1
Presidential elector certifying official, 14D–1
Presidential slate, 14D–1
Presumptive sanction, 571–2
Pre-tax, 486H–1
Pre-transfer facility, 323F–51
Pretrial risk assessment, 353–10
Preventable death, 321–342, 471
Preventive death, 321–502
Previously convicted, 706–657
Price amendment, 485A–102
Primary action, 343–5.5
Primary applicant, 801G–1
Primary care, 235–110.25, 431:26–101
Primary care clinic, 323D–2
Primary caregiver, 329–121
Primary care professional, 431:26–101
Primary future interest, 560:2–707
Primary medical care and services, 577D–1
Primary pet enclosure, 711–1100
Primary physician, 327E–2, 327G–2
Primary stakeholders, 302A–1124
Principal, 327G–2, 449–1, 454M–4, 468M–2.5, 489D–4, 551E–1, 556A–2, 557A–102
Principal massage therapist, 452–1
Principal office, 414–3, 414D–14, 425E–102, 454F–1, 454M–1
Principal place of business, 431:8–102, 454F–1, 485A–102
Principal residence, 431:8–102
Principle-based valuation, 431:5–307
Print impression, 844D–1
Private college or university, 305J–2, 13
Private entity, 46–19.6, 196–7, 7.5, 8.5, 291–51, 323F–51
Private hospital, 346G–3
Private investor, 26–6, 107D–1
Private lands, 195D–2
Private organic rules, 425R–1
Private parking, 291–51
Privilege, 291E–1
Prize, 481P–1
Prize promotion, 481P–1
Probable, 179D–3

Probation or parole, 582D–1
Proceeding, 414–3, 241, 414D–14, 159, 658H–2
Proceeds, 490:9–102
Proceeds of a letter of credit, 490:5–114
Process, 332D–3
Processed honey, 147–51
Process server, 708–813, 814
Procurement, 489M–1
Procurement card, 103D–104
Procurement organization, 327–2
Procuring agency, 103D–1302
Produce, 329D–1
Producer, 431:3A–102, 431:9A–102, 431:10D–502
Produces, 707–750, 712–1210
Product, 431:30–102
Production, 235–17, 329D–1
Production center, 329D–1
Professional boxing contest, 440–1
Professional employer agreement, 373L–1
Professional employer organization, 373L–1
Professional land surveyor, 464–1
Professional mixed martial arts contestant, 440E–1
Professional practice of physical therapy, 461J–10.11
Professional-sports-services contract, 481E–1
Professional surveyor, 464–1
Profile, 844D–1
Profit corporation, 414D–14
Program, 256B–1
Program director, 801G–1
Program manager, 211F–51, 256–1, 256B–1
Programmatic agreement, 6E–2
Program participant, 801G–1
Program-related asset, 517E–2
Program year, 339D–1
Project, 37D–1, 39A–191, 281, 311, 341, 201H–1, 514B–3
Project agreement, 39A–251, 281, 311, 341
Project party, 39A–251, 281, 311, 341
Promissory note, 490:9–102
Promoter, 440E–1
Promoting prostitution, 663J–2
Proof of purchase, 481B–5.5
Proof of the signer's signature and identity, 456–1.6
Proper identification, 329–41
Properly served, 806D–1
Property, 28–5.2, 201H–1, 236E–2, 248–1, 302A–1506.2, 356D–1, 425–101, 514B–3, 523A–2, 527–2, 539–1, 551E–1, 667–1, 708–890
Property and casualty insurer, 431:3–401
Property owner, 480E–2
Proportionate share, 302A–1602
Proposal, 490:9–102
Proposed beneficiary, 346–29.3

Proposed species, 195D–2
Proprietary information, 138–1
Prosecuting attorney, 245–1, 844D–1
Prospective adoptive parent, 346–16
Prospective donor, 327–2
Prospective employee, 352D–4.3
Prospective purchaser, 128D–32
Prospective review, 432E–1
Protected cell, 431:19–101
Protected consumer, 489P–3.5
Protected health information, 432E–1
Protected person, 551G–2, 556A–2, 560:5–102
Protected purchaser, 490:8–303
Protection order, 607–2.5, 658J–12
Protective custody, 587A–4
Protective order, 551G–2
Protective proceeding, 551G–2
Provider, 103F–102, 321–171.5, 323F–5.5, 346–17.6, 352D–4.3, 431:26–101, 431C–2, 432G–1, 440J–1, 481X–2
Provider agency, 346–361
Provider fee, 481X–2
Provider of health insurance, 323D–18.5
Provider of medical care, 321–342, 471, 502
Provider orders for life-sustaining treatment form, 327K–1
Provisional authorization, 305J–2
Psychiatric care, 431:10A–133, 432:1–614
Psychological abuse, 346–222
Psychological care, 431:10A–133, 432:1–614
Psychologist, 327G–2
Psychotropic medication, 346–59.9
Public agency, 103D–1001, 201B–1
Public benefit corporation, 414D–14
Public buildings, facilities, and sites, 103–50
Public educational purposes, 302A–1506.2
Public employee, 76–11, 78–2.8, 378–61
Public employees who hold positions that are authorized by law, 78–2.7
Public employer, 76–11, 87A–31.1, 378–61
Public entity, 291–51, 663–51
Public-finance transaction, 490:9–102
Public health setting, 447–3
Public highway, 707–700
Public highways, 135–1, 237–18
Public housing project, 281–78, 356D–1, 91
Public housing project or complex, 329D–22, 712–1249.6
Public hunting area, 183D–4
Publicity rights name registration, 482P–1
Public lands, 171–2, 195D–2
Publicly available information, 431:3A–102
Public office, 831–2
Public organic document, 425R–1
Public organic record, 490:9–102

Public parking, 291–51
Public park or recreational ground, 708–814.5
Public participation, 634F–1
Public place, 711–1111
Public property, 712–1207
Public record, 801G–1
Public recreational area, 46–15.9, 115–9
Public safety agency, 138–1, 710–1014.5
Public safety answering point, 138–1
Public school, 235–110.2, 302A–1151.5
Public service programs, 304A–2156
Public way, street, road, or highway, 291E–1
Public work, 104–1
Public works projects, 464–4
Publish, 98–2
Purchase, 200A–2, 490:1–201
Purchased policy, 431C–2
Purchase-money collateral, 490:9–103
Purchase-money obligation, 490:9–103
Purchase-of-service contract, 321C–2
Purchaser, 200A–2, 431C–2, 481B–5.5, 481P–1, 490:1–201
Purchaser's equity, 201H–32
Purchasing agency, 103F–102
Purple Book, 328–91
Pursuant to commitment, 490:9–102
Qualified, 11–425, 431M–1
Qualified acquisition costs, 257–1
Qualified actuary, 431:5–307
Qualified affiliate, 39A–281
Qualified agricultural costs, 235–110.93
Qualified applicant, 286–102.5
Qualified assignment agreement, 676–1
Qualified bank, 431:6–601
Qualified-beneficiary, 87A–1
Qualified business, 257–1
Qualified business capitalization expenses, 257–1
Qualified caregiver, 349–16
Qualified cesspool, 235–16.5
Qualified charter tour client trust assets, 468L–1
Qualified charter tour client trust liabilities, 468L–1
Qualified community rehabilitation program, 103D–1001
Qualified contract examiner, 431:2D–102
Qualified course, 302A–401, 304A–803
Qualified director, 414–263
Qualified disability expense, 256B–1
Qualified entity, 846–2.7
Qualified escrow fund, 486P–1, 675–2
Qualified expenditures, 257–1
Qualified expenses, 235–16.5, 110.94
Qualified feed developer, 155D–1
Qualified foreign entity, 425R–1

Qualified health care professional, 302A–1164
Qualified heir, 236E–2
Qualified higher education expenses, 256–1
Qualified high technology business, 211F–51, 235–7.3, 110.9, 110.91
Qualified household member, 291E–1
Qualified individual, 454F–1
Qualified infrastructure tenant, 235–17.5
Qualified long-term care insurance contract, 431:10H–104
Qualified long-term care services, 431:10H–234.5
Qualified medical direction, 466D–1
Qualified native Hawaiian, 10H–3
Qualified nonprofit housing trust, 46–15.1, 201H–1, 206E–2
Qualified nonprofit organization, 201H–57, 73
Qualified organization, 501–232, 502–112
Qualified patient, 327L–1
Qualified physician, 704–404, 406, 407.5, 411, 414
Qualified plan, 257–1
Qualified prepaid charter tour client trust assets, 468L–1
Qualified principal residence, 257–1
Qualified producer, 155D–1
Qualified production, 235–17
Qualified production costs, 235–17
Qualified real property interest, 501–232, 502–112
Qualified research, 211F–51, 235–7.3, 110.91
Qualified research expenses, 235–110.91
Qualified resident, 201H–32, 48
Qualified security, 206M–1, 227D–1
Qualified shares, 414–264
Qualified sponsor, 201H–91
Qualified taxpayer, 235–110.94
Qualified tenant, 356D–153
Qualified withdrawal, 256–1, 256B–1
Qualifying board of water supply, 78–3.6
Qualifying contribution, 11–302
Qualifying ethanol production, 235–110.3
Qualifying ethanol production facility, 235–110.3
Qualifying individual taxpayer, 235–55.75
Qualifying injured employee, 386–28
Qualifying opioid therapy patient, 329–38.5
Qualifying out-of-state patient, 329–121
Qualifying patient, 329–121
Quality assurance committee, 624–25.5, 663–1.7
Quality control and quality assurance program, 132C–2
Quarantine, 325–8
Radiography, 455–1
Radiologist, 453–2, 466J–6
Randomized clinical trial, 432E–1
Rapid transportation authority, 40–81.5
Rate, 261E–2, 431:14G–102
Rating, 466–31
Raw unprocessed honey, 147–1, 21

Readily achievable, 502C–2
Real estate brokerage activity, 454F–1
Real estate-related financial transaction, 466L–2
Real Estate Settlement Procedures Act, 454M–1
Real property, 201H–1, 248–1, 302A–1506.2, 356D–1
Real property or space, 237–16.5
Real property owned by a defendant who is not a resident of the State, 634–29.5
Reasonable allowance for use, 481K–3
Reasonable basis, 231–36.8
Reasonable cause to believe, 587A–4
Reasonable diligence, 425–102, 425E–103
Reasonable opportunity to repair, 481K–3
Reasonable payment plan, 667–19, 92
Reasonable period of time, 378–72
Reasonable warning or request, 708–814
Reasonably available, 327–2, 327E–2
Received, 454M–1
Receiver, 431:16–105
Receivership court, 431:16–205
Receiving district, 46–162
Recent school site area averages, 302A–1602
Recipient, 10–2, 42F–101, 327–2, 806D–1
Recipient of social service payments, 383–1, 386–1, 392–3, 5, 393–3, 5
Reciprocal beneficiaries, 327–2, 560:2–201, 572C–3
Reciprocal beneficiary, 509–2
Reciprocal beneficiary family coverage, 431:10A–601
Reciprocal state, 443B–3.5
Recklessly, 245–1
Reclaimed water, 269–1, 342D–1
Recommendation, 431:10D–622
Record, 98–2, 200A–2, 327–2, 328–1, 329D–19, 425E–102, 425R–1, 481E–1, 485A–102, 487N–1, 487R–1, 489E–2, 489P–3.5, 490:1–201, 490:7–102, 490:9–102, 508C–2, 514B–3, 517E–2, 523A–2, 526–5, 551E–1, 551G–2, 556A–2, 576B–102, 583A–110, 658A–1, 658H–2, 658J–2, 667–1, 668A–2, 708–872, 710–1000, 711–1100
Recordation, 514B–3
Record date, 414–3, 414D–14
Recorded, 421J–2, 501–232
Record keeping services, 431:10D–653
Records, 94–1.1
Record shareholder, 414–341
Records of quality assurance committees, 624–25.5
Records retention and disposition schedule, 94–1.1
Recover, 339D–1
Recovery, 195D–2
Recovery service, 481P–1
Recreational equipment, 486K–5.6
Recreational user, 520–2
Recruit, 489N–1
Recycled oil, 103D–1302
Recycled water, 269–1, 342D–1
Recycler, 445–233.5

Recycling, 339D–1
Recycling facility, 342G–101
Redacted, 487J–1, 487N–1
Redeemer, 342G–101
Redemption center, 342G–101
Redemption rate, 342G–101
Red flag warning, 132D–2
Reentry programs, 353H–2
Refillable beverage container, 342G–101
Refinancing of outstanding obligations, 39A–251, 281
Refiner, 486J–1
Refinery, 486J–1
Refund, 481B–5.5
Refusal, 327–2
Regional system board, 323F–1
Register, 539–1, 576B–102
Registered agent, 425R–1
Registered agent filing, 425R–1
Registered contract, 431:10D–502
Registered form, 490:8–102
Registered office, 425E–102
Registered organization, 490:9–102
Registered qualifying out-of-state patient, 329–121
Registering entity, 539–1
Registering tribunal, 576B–102
Registrant, 482–1
Registration for work, 383–1
Registry, 324–41
Regular business hours, 454F–1
Regularly navigated, 200–9
Regular monthly common assessments, 514B–146
Regular periodic assessments, 421J–10.5
Regulatory agreement, 201H–122
Reimbursement insurance policy, 481R–1
Reinstate, 436C–1
Reintegration programs, 353H–2
Related, 321–11.2
Related company, 261E–2
Related criminal offense, 291D–2
Related entities, 237–24.7
Related person, 414–261
Related provider trust, 431C–2
Related to a collaborative matter, 658G–2
Relative, 302D–12, 587A–4, 668A–2
Release, 183D–1, 236E–2, 846E–1
Released claim, 675–2
Releasing parties, 675–2
Relevant crime, 321–15.2, 346–97
Relevant market area, 437–1.1
Reliability standard, 269–141
Religious employer, 431:10A–116.7

Remainder beneficiary, 557A–102
Remaining lessees, 514C–22
Remedy, 490:1–201
Remit, 489D–4
Remote computing service, 556A–2, 803–41
Remote dispensing, 461–1
Remote dispensing machine, 461–1
Remote dispensing pharmacy, 461–1
Remote dispensing technician, 461–1
Remote service unit, 412:3–501
Remote storage service, 711–1111
Removal, 179D–3
Renew, 436C–1
Renewable electrical energy, 269–91
Renewable energy, 196–11, 269–91
Renewable energy portfolio, 269–91
Renewable energy producer, 171–95
Renewable energy system, 269–1
Renewable energy technology, 196–11
Renewable energy technology system, 235–12.5
Renewable feedstocks, 235–110.31
Renewable fuels, 235–110.31
Renew or re-enroll, 431:10A–605
Renovation costs, 235–110.51
Rental agreement, 431:9A–141
Rental assistance contract, 201H–122
Rental company, 431:9A–141
Rental company producer, 431:9A–141
Rental vehicle, 431:9A–141
Repacking and transportation charges, 481B–5.5
Repayment plan, 436C–1
Repeatability, 132C–2
Repeat covered offender, 846E–1
Repeat intoxicated driver, 291E–1
Repeat offender, 353G–2
Replacement, 431:10D–502, 622
Replacement coverage, 432G–1
Replacement reserves, 514B–148
Replacing insurer, 431:10D–502
Reported kit, 844G–1
Reported sexual assault evidence collection kit, 844G–1
Representative, 489P–3.5, 490:1–201
Represented, 708A–3
Represented entity, 425R–1
Repurchase transaction, 431:6–601
Request, 490:9–210, 616
Request for an accounting, 490:9–210
Request for proposals, 103F–102
Requesting party, 128D–32
Request regarding a list of collateral, 490:9–210
Request regarding a statement of account, 490:9–210

Required beginning date, 88–74.7
Required contribution for a fiscal year for the State's unfunded accrued pension liability, 37B–4
Required disclosure, 414–261
Required information, 425E–102
Requisite years of credited service, 88–73, 331
Rescue team personnel, 291C–121.5
Rescue tube, 663–1.5
Research, 324–41
Researcher, 324–41
Reseller, 138–1, 239–22
Reserve account, 211D–1
Reserved housing, 206E–2
Reserves, 304A–2671
Reservoir, 39A–341
Residence, 323G–1
Residency, 309H–1
Residency program, 304A–1755
Resident, 103B–1, 236E–2
Resident day, 346F–3
Residential alternative, 346D–1
Residential large capacity cesspool, 235–16.5
Residential loan, 480E–2
Residential loan holder, 480E–2
Residential loan modification, 454F–1, 454M–1
Residential mortgage loan, 454F–1, 454M–1
Residential mortgage transaction, 454F–1
Residential property, 667–1
Residential real estate, 454F–1, 454M–1
Residential real property, 480E–2
Residential unit, 514B–95
Resident manager, 514B–3
Resident trust, 236E–2
Resort time share vacation interest, 237D–1
Resort time share vacation ownership plan, 237D–1
Resort time share vacation plan, 237D–1
Resort time share vacation unit, 237D–1
Resort time share vacation use plan, 237D–1
Resource caregiver training, 346–17
Resource family, 587A–4
Resource family home, 346–16
Respite care, 349–16
Respondent, 291E–1, 334–141, 551G–2, 560:5–102, 583A–301
Responding state, 576B–102
Responding tribunal, 576B–102
Responsible administrative authority, 676–1
Responsible pharmacy, 461–1
Restaurant, 328J–1
Restrained, 291–11.6
Restraint, 302A–1141.4
Restraints, 353–121

Retail, 486–1, 486H–1
Retail community pharmacy, 431R–1
Retail dispensing location, 329D–1
Retailer, 245–1, 339D–1
Retailing, 237–1
Retail lessee, 481L–1
Retail lessor, 481L–1
Retail merchant, 487D–1
Retail sale, 28–162, 245–1
Retail station, 486H–1
Retail tobacco permit, 245–1
Retail tobacco store, 328J–1
Retained asset account, 431:10D–653
Retaliate, 514B–191
Retaliatory act, 349–23
Retirement plan, 551E–45
Retro-commissioning, 196–11
Retrospective review, 432E–1
Return, 481B–5.5
Return of goods, 481B–5.5
Revenue bonds, 304A–2671
Revenue credit, 302A–1602
Revenue of the university, 304A–2671
Revenues, 196–68
Revenues of the office, 10–21
Reverse distributor, 329–1
Reverse mortgage loan, 506–10
Reverse repurchase transaction, 431:6–601
Reverse vending machine, 342G–101
Reviewer, 432E–1
Reviewing the account, 489P–3
Revocatory act on the will, 560:2–507
Revolving line of credit, 196–61
Right, 490:1–201
Right of way, 206N–2
Risk and needs assessment, 571–2
Rollover distribution, 256B–1
Routine repair and maintenance, 37–121
Rule, 201M–1, 311D–1, 353B–1, 431:30–102, 582D–1
Rule of court, 708–890
Runoff election, 11–1
Rural, 1B–1
Rural or underserved geographical area, 329D–2
Sadomasochistic abuse, 707–752
Safe family home factors, 587A–4
Safekeeping, 281–41
Salary history, 378–2.4
Sale, 132C–2, 245–1, 328J–16, 485A–102, 708–875
Sales at retail, 237–1
Sales location, 437D–8.5
Sales material, 431:10D–502

Sales tax, 255D–2
Sample, 844D–1
Savings, 328–91
Savings agreement, 256B–1
Scan, 487J–1
Scholarship contract, 436C–1
School, 149A–25, 325–121, 329D–22, 712–1249.6
School bus, 286–231
School facilities, 302A–1602
School impact district, 302A–1602
School meals, 302A–101
School technology laboratory, 302A–1314
School zone, 291C–104
Scientific evidence, 432E–1.4
Scientific purposes, 6D–1
Scope of service, 103F–102
Sealed record information, 846C–1
Searchable website, 36–2.5
Search and rescue expenses, 137–1
Seclusion, 302A–1141.4
Secondary action, 343–5.5
Secondary mortgage market participant, 466L–2
Secondary obligor, 490:9–102
Second-hand jewelry, 482D–9
Second opinion, 432E–1
Secretary, 256B–1, 414–3, 414D–14
Secretary or his delegate, 236E–5
Section 1115 waiver, 346G–3
Secured deposit claim, 431:15–103
Secured party, 200A–2, 490:9–102
Secured party of record, 200A–2
Secured party's transfer statement, 200A–19
Secure drug treatment facility, 706–600.5
Securities account, 490:8–501
Securities and Exchange Commission, 485A–102
Securities intermediary, 490:8–102
Securities lending transaction, 431:6–601
Security, 485A–102, 490:8–102, 539–1
Security account, 539–1
Security agreement, 200A–2, 490:9–102
Security breach, 487N–1
Security certificate, 490:8–102
Security entitlement, 490:8–102
Security freeze, 489P–2, 3.5
Security interest, 166–8.5, 166E–13, 200A–2, 490:1–201
Security procedure, 489E–2
Seed, 147–122
Seed cultivar, 141–31
Seeking medical assistance, 329–43.6
Seeks medical assistance, 329–43.6
Self-administer, 327L–1

Self-help housing program, 201H–151
Self-insurer, 431:16–105
Self-neglect, 346–222
Self-regulatory organization, 485A–102
Self-supporting illustration, 431:10D–402
Sell, 245–1, 325–21, 328J–16, 339D–1, 431:9A–102, 486B–1
Seller, 200A–2, 255D–2, 481P–1, 481R–1
Seminary, 305J–2
Semi-weekly schedule, 235–62
Send, 200A–2, 490:1–201, 490:9–102
Sending district, 46–162
Septic system, 235–16.5, 342D–72
Serious acute condition, 431:26–101
Serious physical child abuse, 588–2
Serve, 667–1
Served, 604–10.5
Service, 672E–1
Service animal, 347–2.5
Service business or calling, 238–1
Service contract, 481X–2
Service fee, 481B–13
Service line, 328J–1
Service mark, 482–1
Service plan, 346D–1, 587A–4
Service provider, 349–16
Servicer, 480E–2
Services, 707–700, 780
Servicing, 454M–1
Serving carrier, 239–22
Session employee, 88–54.2
Settled claim, 676–1
Settled policy, 431C–2
Settlement, 481I–2
Severe forms of trafficking in persons, 350–1
Severe mental illness, 349–31
Sewage, 342D–101
Sewage wastewater, 340E–2
Sewer system, 235–16.5
Sex offender, 846E–1
Sex trafficking, 350–1
Sexual abuse, 346–222
Sexual activity, 453–51
Sexual assault, 321–511
Sexual assault evidence collection kit, 844D–24, 844G–1
Sexual assault victim, 321–511
Sexual conduct, 707–752, 712–1209.1
Sexuality health education, 321–11.1
Sexually exploited individuals, 712–1210
Sexually transmitted disease, 453–51
Sexual offense, 801G–1, 846E–1
Sexual orientation, 489–2, 515–2, 846–51

Sexual orientation change efforts, 453J–1
Sexual performer, 712–1210
Shaken baby syndrome, 321–33
Share, 414–3, 88, 101
Shareholder, 414–3, 171, 341
Shark, 187A–1
Shark fin, 188–40.7
Shell housing program, 201H–151
Shelter, 127A–19
Sheriffs' chaplain, 386–181
Ship, 245–1
Shipper, 132D–2, 490:7–102
Shipping documents, 245–62
Shopping mall, 328J–1
Shoreline, 342L–1
Shortage trade, 103B–1
Short-term crisis residential, 321–16.5
Short-term, limited-duration health insurance, 431:10A–605
Short term project notes, 201H–32
Sibling, 583A–102
Sick leave, 398–1
Sign, 200A–2, 327–2, 425E–102, 425R–1, 485A–102, 490:7–102, 551E–1, 658H–2, 658J–2
Signature, 482P–1
Sign designating the parking space as reserved for persons with disabilities, 291–51
Signed, 490:1–201
Significant, 432C–1
Significant-connection state, 551G–11
Significant hazard, 179D–3
Sign of a permanent nature, 514E–11
Simulated firearm, 707–716, 708–840
Single-family detached dwelling unit, 6E–42.2
Single-family unit, 302A–1602
Single-family unit count, 302A–1602
Single-line, 269–1
Single-state risk, 431:8–102
Sister-state or province relationship, 229–1
Situs, 236D–4.5, 236E–2
Skilled nursing care, 431:10H–201
SLAPP, 634F–1
Sleep technologist, 466D–7
Small business, 201M–1, 206E–3, 211D–1
Small commercial passenger vessel, 342D–101
Small employer, 431:2–201.5
Small group health plan, 431:2–201.5
Small wireless facilities, 206N–2
Smoke, 304A–122, 328J–1
Smoking, 184–4.5, 304A–122, 328J–1, 356D–6.5
Snare, 711–1109.37
Social determinants of health, 321–1
Socially or emotionally distressed person, 321–16.5
Social record, 571–84.6

Software, 490:9–102, 708–890
Software development, 480–4
Solar energy device, 514B–140
Solar or wind energy system, 235–12.5
Sole proprietorship, 454F–1
Solicit, 431:4–237, 431:9A–102, 514B–85
Solid waste management system, 342H–1
Source energy, 196–11
Space center, 201–71
Special election, 11–302
Special facility, 206E–181, 206M–41
Special facility lease, 206E–181, 206M–41
Special facility revenue bonds, 206M–41
Special interest vehicle, 286–2
Specialist, 431:26–101
Special liquor district, 281–41
Special needs school, 302A–631
Special number plate, 249–9.3, 9.5
Special pay plan, 88D–1
Special purpose entity, 431C–2
Special purpose financial captive insurance company, 431:19–203
Special purpose financial captive insurance company contract, 431:19–203
Special purpose financial captive insurance company security, 431:19–203
Special purpose revenue bonds, 39A–251, 281, 311, 341
Specialty care, 431:26–101
Specifically excluded, 432E–1
Specimen, 844D–1
Speleogen, 6D–1
Speleothem, 6D–1
Sponsor, 372–2, 431:19–101, 454F–1
Sponsored captive insurance company, 431:19–101
Sponsoring organization, 466–31
Sports arena, 328J–1
Spousal support, 576D–1
Spousal support order, 576B–102
Spouse, 554G–2
Stalking, 378–71, 801G–1
Stamp, 245–1
Standard commercial product, 36–35
Standing order, 329E–1
Starter home, 201H–39
Start-up charter school, 302D–1
State, 15D–2, 98–2, 128F–2, 236E–2, 255D–2, 291E–1, 311D–1, 327–2, 327G–2, 353B–1, 414–3, 425E–102, 481E–1, 485A–102, 489E–2, 490:1–201, 490:9–102, 502–121, 508C–2, 523A–2, 551E–1, 551G–2, 576B–102, 582D–1, 583A–102, 624D–2, 846C–1
State agency, 87A–1, 474–1
State award, 36–2.5
State boating facility, 200–2.5
State building construction, 107–21
State ceiling, 39C–1

State council, 353B–1
State educational program or activity, 368D–1
State highway improvements, 264–121
State highway road capacity project, 248–9
State holiday, 342F–30.8
State lands, 708–814.7
State-licensed or state-certified health care settings, 457A–1.5
State low-income housing project, 356D–51, 61
Statement, 425–101, 431:11–102
State of emergency, 127A–2
State of policy issue, 431:10H–203
State of principal use, 200A–2
State or county pole, 206N–2
State or national crisis, 436B–14.5
State-owned building, facility, or other improvement, 37–121
States, 127A–2, 128A–2
Statewide cluster, 571–2
Statewide popular election, 14D–1
Status, 844G–1
Statute, 708–890
Steel-jawed leg-hold trap, 711–1109.37
Stock insurer, 431:3–110
Stocks and bonds, 551E–1
Stop-sale order, 437–59
Storage capacity, 486J–1
Stored value, 489D–4
Stranger-originated life insurance, 431C–2
Strategic lawsuit against public participation, 634F–1
Street, 707–700
Street rod replica vehicle, 286–26.5
Street rod vehicle, 286–26.5
Stress test, 88–105.5
Stroke coalition, 321–531
Stroke database, 321–531
Strong compulsion, 321–511
Structural pest control, 149A–31.2
Structure, 514B–3, 712–1240.5
Structured settlement, 676–1
Structured settlement agreement, 676–1
Structured settlement annuity, 431:10D–601, 431:16–205
Structured settlement obligor, 676–1
Structured settlement payment right, 676–1
Student, 304A–3301, 311D–1, 325–121, 438–1, 446E–1
Student-athlete, 481E–1
Student financial obligation, 311D–1
Student generation rate, 302A–1602
Student hours, 302A–251
Student loan, 436C–1
Student loan repayment contract, 436C–1
Subcontractor, 321–171.5, 329D–1, 352D–4.3
Sub-fund, 196–61

Subject property, 527–2
Sublease, 237–16.5
Sublessee, 237–16.5
Sublessor, 237–16.5
Suboperator, 237–24.7
Subpoena, 624D–2
Subscriber, 414–3, 432G–1
Subsidiary, 420D–2, 480–7
Substance abuse, 291E–1
Substance abuse on-site screening test, 329B–2
Substance abuse or additional treatment, 353G–2
Substance abuse program, 353G–2
Substance abuse treatment program, 353–66, 706–622.5, 622.9, 625
Substantial alteration, 437–52
Substantial authority, 231–36.5
Substantial construction defect, 201H–51
Substantial gainful employment, 346–71
Substantial improvements, 171–191
Substantial rehabilitation, 201H–36
Substantial soil defect, 201H–51
Substantiated finding, 457A–1.5
Substitute address, 801G–1
Subsurface installation, 269E–2
Successor, 269–161
Sudden infant death syndrome, 346–152.7
Sudden unexpected infant death, 346–152.7
Sufficient proof of authority, 489P–3.5
Sufficient proof of identification, 489P–3.5
Suitability information, 431:10D–622
Suitable gainful employment, 386–1
Suitable work, 383–30.5
Sunscreen, 342D–21
Supervisee, 465D–7
Supervising entity, 431:31–101
Supervising health care provider, 327E–2, 327G–2
Supervising physician, 329–1
Supervisory employee, 378–2.7
Supplemental illustration, 431:10D–402
Supplementary rating information, 431:14G–102
Supply, 328–1
Support enforcement agency, 576B–102
Supporting information, 431:14G–102
Supporting obligation, 490:9–102
Support order, 576B–102
Support plan, 349–16
Surety, 490:1–201
Surgery, 459–1.5
Surplus as regards to policyholders, 431:6–101
Surplus note, 431:19–203
Surrendered tax benefit, 235–111.5
Surrogate, 327E–2

Surviving descendant, 560:2–106
Suspect, 321–471
Sustainability, 226–2
Sustainable affordable development, 516–1
Sustainable affordable lease, 516–1
Sustainable business corporation, 420D–2
Sweep account, 449–16
System, 353–131
Tail risk, 431:5–307
Taking a residential mortgage loan application, 454F–1
Tangible chattel paper, 490:9–102
Tangible personal property, 238–2
Tank vehicle, 286–231
Tanning equipment, 321–12.2
Tanning facility, 321–12.2
Targeted advertising, 302A–499
Targeted examination, 431:2D–102
Task force, 84–3
Taxing jurisdiction, 239–22
Tax return preparer, 231–36.5
Technical assistance program, 195D–2
Technically feasible, 206N–2
Technician, 327–2
Technology business, 480–4
Technology-enabled infrastructure, 235–110.51
Technology transfer activities, 84–10
Telecommunications common carrier, 237–29.8
Telecommunications equipment, 514B–140
Telecommunications project, 39A–191
Telecommunications relay services, 269–16.6
Telecommunications service, 209E–2, 237–29.8
Telehealth, 346–59.1, 431:10A–116.3, 431:26–101, 432:1–601.5, 432D–23.5, 453–1.3, 2, 457–2, 466J–6, 671–7
Telemarketing, 481P–1, 708–835.6
Telephone solicitor, 481P–1
Television manufacturer, 339D–1
Television production, 132D–2
Television signal distribution, 514B–140
Temporary family supervision, 587A–4
Temporary fireworks storage building or structure, 132D–2
Temporary foster custody, 587A–4
Temporary help services, 373L–1
Temporary permit, 291E–1
Temporary position, 37–62
Temporary residence, 846E–1
Tenant, 356D–1, 51, 61, 91, 514B–107
Term, 490:1–201
Terminal disease, 327L–1
Terminally ill, 431C–2
Terminate, 431:9A–102
Terminated, 431:4A–101

Termination, 560:2–205, 804
Termination of parental rights, 587A–4
Termination statement, 490:9–102
Terms of a trust, 557A–102
Terms-of-service agreement, 556A–2
Terms of the structured settlement, 676–1
Territory, 461–1
Testamentary trustee, 560:1–201
Test results, 329B–5
Texting, 286–231, 291–17
Therapeutic care, 431:10A–133, 432:1–614
Therapeutic living program, 321–16.6, 334–1
Third-party claim, 431:13–103, 663–10
Third-party filer, 431:30–102
Third party model or product, 431:2D–102
Third-party standard, 420D–2
Third person, 346–37
Thirty-day period, 514B–95
Threatened harm, 587A–4
Ticket broker, 481B–15
Tier, 431:26–101
Tier one capital, 412:5–305
Timely notice of a third-party claim, 663–10
Time of commitment, 414–261
Time of conviction, 831–2
Time of distribution, 526–6
Timeshare association, 237–24.7
Time share interest, 454M–1, 501–20
Time share plan, 454M–1, 501–20
Time share unit, 514B–3
Tissue, 327–2
Tissue bank, 327–2
Title brand, 200A–2
Tobacco or electronic smoking device use, 323F–34
Tobacco prevention and control, 328L–1
Tobacco product, 304A–122, 321–211, 323F–34, 328J–1, 712–1258
Tobacco product manufacturer, 486P–1, 675–2
Tobacco products, 184–4.5
Tobacco retailing, 245–1
Tobacco settlement moneys, 328L–1
Tobacco use, 304A–122
Toileting, 431:10H–201
Toll, 206N–2
Top contributor, 11–393
To sell, 712–1257
Total assets, 412:2–105.1, 105.2
Total feedstock, 269–45
Total value, 200–19, 266–19.5
Touch-tone dialing, 269–1
Townhouse, 502C–1, 514B–140
Trademark, 482–1

Trade name, 482–1
Traffic accident, 135–1
Traffic control, 127A–2
Traffic emergency zone, 264–1.5
Traffics in, 481B–21
Trailer, 445–112.5
Transaction, 489E–2
Transfer, 87A–35, 36, 200–10, 236E–2, 425–101, 425E–102, 554G–2, 676–1
Transferable interest, 425E–102, 425R–1
Transferable record, 489E–16
Transfer agreement, 676–1
Transfer by law statement, 200A–20
Transfer completion date, 323F–51
Transfer date, 323F–1
Transferee, 236E–2, 425E–102, 676–1
Transfer expense, 676–1
Transfer of development rights, 46–162
Transfer of ownership, 200A–2
Transfer on death deed, 527–2
Transferor, 527–2, 554G–2
Transferred facility, 323F–51
Transferred property, 236E–2
Transferring, 431:10H–201
Transfer statement, 490:9–619
Transgender person, 431:10A–118.3, 432:1–607.3, 432D–26.3
Transient accommodations broker, 237D–1
Transition, 311D–1
Transitional programs, 353H–2
Transitional shelter, 346–361
Transit pass, 46–16.2
Transmitting utility, 490:9–102
Transplant hospital, 327–2
Transport, 329–122, 353–121
Transportation, 329–74, 349–16
Transportation management area, 279D–2
Transportation network company, 431:10C–701
Transportation network company driver, 431:10C–701
Transportation of persons, 261E–2
Transportation of property, 261E–2
Transportation services, 271–39
Trauma care, 321–22.5
Trauma center, 321–22.5
Treasurer, 11–302
Treat, 432E–1.4
Treated sewage, 342D–101
Treating licensed health care provider, 432E–1.4
Treating physician, 436H–2
Treating psychiatrist, 334–122
Treatment, 103F–102
Treatment for autism, 431:10A–133, 432:1–614
Treatment of orofacial anomalies, 431:10A–132, 432:1–613

Treatment program, 353G–2
Treatment summary, 334–1
Trespasser, 663–10.99
Tribal conviction, 846E–1
Tribe, 583A–102
Tribunal, 576B–102
Trigger crank, 134–8.5
Trust, 526–2
Trustee, 201H–1, 269–161, 356D–1, 554G–2, 556A–2, 557A–102
Trusteed surplus, 431:4F–101
Trust indenture, 201H–1, 356D–1
Trust instrument, 554G–2
Tuition savings agreement, 256–1
Turnaround service, 261E–20
Type, 425R–1
Ultimate controlling person, 431:11–102
Unaccredited post-secondary educational institution, 305J–2
Unaffiliated third party, 487D–1
Unanticipated federal moneys, 37–74
Unattended, 291C–121.5
Unauthorized signature, 490:1–201
Unbreakable package, 431:10A–606, 432:1–621, 432D–30
Uncertificated security, 490:8–102
Uncertified fee time share interest certificate of title, 501–20
Unclaimed dead human body, 346–15
Unclaimed property, 421C–1
Uncollectible account, 40–82
Uncovered expenditures, 432:1–406, 432G–1
Under common control with, 514E–10.2
Underserved children, 302L–1
Understatement, 231–36.6
Understatement of liability, 231–36.5
Undertaking, 196–68
Under the influence, 291E–1
Underway, 291E–1
Underwrite, 431:9C–101
Undistributed income, 557A–303
Undue hardship, 378–81
Unemployment compensation, 383–163.7
Unfit for occupancy, 127A–30
Unfunded actuarial accrued liability, 37–62
Unharmed condition, 587D–1
Uniform application, 431:9A–102
Uniform business entity application, 431:9A–102
Uniformed service, 15D–2, 311D–1
Uniformed-service voter, 15D–2
Uniform standard, 431:30–102
Uniform Standards of Professional Appraisal Practice, 466K–5, 466L–2
Unimproved or unused lands, 708–814
Unique identifier, 454F–1
Unit, 201H–1, 421J–2, 461J–1, 502C–1, 514B–3

United States, 15D–2
United States branch, 431:4F–101
United States central authority, 576B–701
United States Food and Drug Administration-approved generic drug product with therapeutic equivalency evaluations, 328–91
Unit of use container, 461–1
Unit owner, 514B–3
Units sold, 486P–1, 675–2
Universal emergency number service, 138–1
University, 304A–2671
University of Hawaii system, 305J–2
University project, 304A–2671
University system, 304A–2671
Unlawful force, 707–780
Unlawful manufacture, 329–65
Unlisted microorganism, 150A–2
Unreported sexual assault evidence collection kit, 844G–1
Unsecured protected health information, 323B–2
Untested sexual assault evidence collection kit, 844D–24
Untreated sewage, 342D–101
Urban, 486H–1
Urban Honolulu, 302A–1608
Urban land use district, 342F–31.5
Urn, 445–231, 708–835.9
Usable cannabis, 329–121
Usage of trade, 490:1–303
Use, 245–1, 323B–2, 482–1
Useful life costs, 334–2.7, 353–16.35
Use of a title, 451J–1
Use or using, 291C–137
Use or using a mobile electronic device, 291–17
User, 556A–2
User, owner, or operator of the Hawaii electric system, 269–141
Use tax, 255D–2
Usual and customary employment, 386–1
Utility, 103D–309, 196–11, 523A–2
Utility energy-efficiency service, 196–11
Utility pole, 206N–2
Utility service, 521–8
Utility-terrain vehicle, 286–12
Utilization review, 432E–1
Utilization review organization, 432E–1
Valid license, 291E–1
Valuation manual, 431:5–307
Value added electronic services, 27G–1
Value of contributions of in-kind services, 235–110.2
Vanpool, 46–16.2
Variance, 342P–1
Variety, 141–31
Vehicle, 195–12, 245–9, 291E–1
Vehicle identification number, 286–2, 481R–1

Vehicle license recovery fees, 437D–3
Vehicle protection product, 481R–1
Vehicular advertising device, 445–112.5
Vendor, 431:31–101
Venture capital investment, 201–111, 211F–51
Verified, 36–41
Vessel, 200A–2, 291E–1, 342D–101
Vessel number, 200A–2
Veteran, 286–109, 305, 311D–1, 356D–41
Vicing position, 37–62
Victim, 321–471, 353–131, 706–646
Victim services organization, 378–71, 801G–1
Violates or attempts to violate, 383–66
Virgin oil, 103D–1302
Visible commencement of operations, 514B–43
Visual representation, 707–750, 751, 752
Vital documents, 321C–2
Vocational rehabilitation plan, 386–1
Vocational rehabilitation services, 386–1
Voluntary response action, 128D–32
Volunteer, 352D–4.3, 662D–1
Volunteer-based supervised clinical training rotation, 235–110.25
Volunteer medical assistance services, 321–2.5
Vote, 414D–14
Voter verifiable paper audit trail, 16–41
Voting group, 414–3
Voting power, 414D–14
Voting shares, 414–313
Voyage, 342D–101
Vulnerable adult, 346–222
Vulnerable user, 707–700
Vulnerable witness, 621–30
Wager, 711–1109.35
Wages, 89–2
Waikiki, 712–1207
Waiver program, 346D–1
Ward, 560:5–102
Warehouse, 490:7–102
Warehouse receipt, 490:1–201
Warning or notice, 137–1
Warrant, 583A–102
Warrantor, 481R–1
Warranty, 481X–2
Waste material, 291C–133
Wastewater, 235–16.5, 342D–101
Wastewater treatment unit, 343–2
Water infrastructure charge, 155–31
Water infrastructure equipment, 155–31
Water infrastructure loans, 155–31
Water infrastructure special fund, 155–31
Water quality certification, 342D–6.5

Water safety officer, 707–711
Waters of the State, 291E–1
Weighted lottery, 302D–34
Weighted student formula, 302A–101
Wheel boot, 291C–115
Wilfully, 237–41.5
Will, 556A–2
Wind energy device, 514B–140
Wind resistive device, 431:22–101
Wireless communication antenna, 205–4.5
Wireless facility, 206N–2
Wireless provider, 206N–2
Wireless support structure, 206N–2
Wireless telecommunications service, 269–16.93, 586–5.8
Wireless telecommunications service provider, 269–16.93, 586–5.8
Wireline backhaul, 206N–2
Without authorization, 708–890
Work eligible household, 346–1
Workforce housing, 206E–2
Working day, 269E–2
Working papers, 23–9.5
Work requirement, 304A–3301
Worksheet, 481L–1
World War II Filipino-American veteran, 363–12
World War II Filipino veteran, 363–13
Writing, 490:1–201
Written certificate of title, 200A–2
Written certification, 329–121
Written language services, 321C–2
Year immediately preceding the year of the covered event, 431P–1
Young adult, 346–392, 352D–3
Young adult at risk, 352D–3

DENTISTS
Advertising
false advertising, 448–17
Anesthetics
authorization or permit to administer
facility and equipment requirements, 448–29, 30
life support proficiency, 448–29
notice to consumers, 448–28
renewal, 448–29
staffing requirements, 448–29
training requirements, 448–29
Board of dentistry
hearings, 448–16.5
license suspension, 448–16.5
Correctional facility services
fees for services, 353–13.1
Dental hygienists
anesthesia

certification to administer, 447–3.5
educational requirements, 447–1, 3.5
examinations, 447–3.5
rules, 447–3.5
education and training
continuing education, 448–8.5
intra-oral block anesthesia, 447–1, 3.5
licensure, 447–1, 5
national clinical examination, 447–1
employment, 447–1.5
examinations, 447–1, 3.5
licenses
community service licenses, 447–1.5
registration, 448–8.5
out-of-state licenses, 447–1.5
registration, 448–8.5
rules, 447–3.5
Dental insurance
contested or denied claims
notice and procedures, 431:13–108
payment of claims
time to pay, 431:13–108
public employees
see EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
recoupment or offset demands
notice and procedures, 431:13–108
Dental insurers
see INSURANCE
Dental specialties
advertising for dental specialty without education or credentials, 448–17
Drugs
prescriptions
see DRUGS
Education
community service licenses, 448–9.6
continuing education, 448–8.5
dental hygienists
continuing education, 448–8.5
intra-oral block anesthesia, 447–3.5
licensure, 447–1, 5
national clinical examination, 447–1
Employment of dentist
federally qualified health center or auxiliary training program, 448–9.6
Examinations
community service licenses, 448–9.6
dental hygienists, 447–1, 3.5
national licensing examinations, 448–9.4
Facilities and equipment
inspections and evaluations, 448–30
requirements, 448–29
Hearings, 448–16.5, 26

Latex gloves use, 321–11.9
Licenses
applicant disciplined by another state or federal agency, 448–17
community service licenses, 447–1.5, 448–9.6
continuing education, 448–8.5
disciplinary action, 448–17, 26
examination, 448–9.4
registration, 448–8.5
summary suspension, 448–16.5
Medicaid
overpayment recovery, 346–59.6, 59.7
Notice to consumers, 448–28
Practice of dentistry
interference with dental practice, 448–14.5
Rules
dental hygienists, 447–3.5
Sedation
authorization or permit to administer
facility and equipment requirements, 448–29, 30
life support proficiency, 448–29
notice to consumers, 448–28
renewal, 448–29
staffing requirements, 448–29
training requirements, 448–29
Violations
failure to display notice to consumers sign, 448–28
interference with dental practice, 448–14.5
ownership of dental practice by non-dentist, 448–14.5

DEPOSITIONS
Interstate depositions and discovery act
see DISCOVERY, Interstate depositions and discovery act

DEPOSITS
Interest
public funds, 36–21
Public funds
interest, 36–21
investment pools, 36–21

DESCENT AND DISTRIBUTION
Homestead lands
land trusts, 171–99

DESECRATION
Penalties for violations, 711–1107

DESIGN CLAIM CONCILIATION PANELS
Actions
panel proceedings toll limitations period, 672B–15
subsequent litigation, 672B–11

when permitted, 672B–13
Administration, 672B–2
Alternative dispute resolution, 672B–12, 13
Appeals
award of costs and fees, 672B–16
subsequent litigation, 672B–11
waiver of filing fees, 672B–4
Appointment of members, 672B–3
Claim submitted prior to civil action, 672B–5
Commerce and consumer affairs department
administration of provisions, 672B–2
annual report, 672B–17
waiver of filing fees, 672B–4
Compensation of panel members, 672B–3
Consultants
appointment, 672B–3
certificate of consultation, 672B–6
consultation required, 672B–6
panel's consultant, 672B–7
Decision of panel
alternative dispute resolution, 672B–13
contents, 672B–9
finding for design professional, 672B–10
immunity to liability, 672B–14
rejection, 672B–11
subsequent litigation, 672B–11, 12
Definitions, 672B–1
Exemption from panel review, 672B–3
Fees
awarding costs and fees, 672B–16
filing claims, 672B–3
waiver of filing fees, 672B–4
Formation of panels, 672B–3
Hearings
costs and fees, 672B–16
duty to cooperate, 672B–16
finding for design professional, 672B–10
persons attending hearing, 672B–8
procedures, 672B–7
Liability
damages, 672B–9
finding for design professional, 672B–10
finding of liability, 672B–9
immunity of panel members, 672B–14
insurance rate increase, 672B–10
Merits of claim
certificate of consultation, 672B–6
fraudulent or frivolous claim, 672B–10
Notice
mediation of dispute, 672B–13
notice of claim, 672B–5

Purpose of panels, 672B–3
Reports
annual reports, 672B–17
Review of claim prior to action, 672B–5
Rules
adoption, 672B–2
Statement of claim
contents, 672B–5
request for more definitive statement, 672B–5
Stay of proceedings
request for more definitive statement, 672B–5

DEVELOPMENTAL DISABILITIES
Death reviews
access to information, 321–503, 504
civil or criminal investigations, 321–504
definitions, 321–502
immunity from liability, 321–506
purpose, 321–501
release of information, 321–505
Group living facilities
background checks, 321–15.2
criminal history record checks, 846–2.7
domiciliary care homes
apartment complexes, 321–15.9
domiciliary care payments, 321–15.9, 346–53
home care programs, 346D–2
medicaid reimbursements, 346–53, 346D–1.5
fees, 321–1.4, 11.5
foster homes
home care programs, 346D–2
medicaid reimbursements, 346D–1.5
inspection reports, 321–1.8
liability insurance, 321–11.7, 11.8
special treatment facilities, 321–16.5
therapeutic living programs, 321–16.6
unannounced inspections and visits, 321–1.9
Hawaii ABLE savings program
administration of program
director of finance, 256B–3, 4
implementation, 256B–3
rules, 256B–3, 7
definitions, 256B–1
establishment, 256B–2
exchange of data, 256B–4
program managers
audits, 256B–4
contracts, 256B–4
fiduciary responsibilities, 256B–4
recordkeeping, 256B–4
selection, 256B–3

reports, 256B–3
rules, 256B–7
savings accounts
contributions and distributions, 256B–5
exemption from attachment, 256B–6
not guaranteed by state, 256B–7
opening, 256B–5
statements, 256B–5
trust fund
administration, 256B–8
deposits into fund, 256B–8
established, 256B–8
Health department
powers and duties, 321–11
Infants and toddlers intervention program
advisory council, 321–357
community-based services, 321–357
determination of disability, 333E–2
early language services, 321–352.2
federal reimbursements, 321–355
rules, 321–357
services, 321–357
special fund, 321–355
Intellectual disability
defined, 333F–1
studies
identification of persons studied, 324–12
penalties for violations, 324–14
release of information, 324–11
use restrictions, 324–13
Mental retardation, see Intellectual disability, above
Minors
determination of disability, 333E–2
Records
confidentiality, 333F–8.7
Reports
confidentiality, 333F–8.7
Respite care
family and caregiver support, 333E–1, 3
Rules
adoption, 321–11
Services
confidentiality, 333F–8.7
family and caregiver support, 333E–1, 3
funding, 333F–7
individualized service plans
costs, 333F–7, 8
disbursement of funds, 333F–7, 8

DIAMOND HEAD STATE MONUMENT
Fees and charges, 184–3.4

DIETITIANS
Advisory committee, 448B–3
Definitions, 448B–1
Education and training
requirements, 448B–5
Fees
deposit, 448B–10
licenses, 448B–7, 9
Health director
powers and duties, 448B–3
Licenses
advisory committee, 448B–3
definitions, 448B–1
denial, 448B–11
endorsement, 448B–6
establishment, 448B–2
examinations, 448B–3, 5
expiration, 448B–8
fees, 448B–7, 9
inactive status, 448B–8
issuance, 448B–7
qualifications, 448B–3, 5, 6
renewal, 448B–8
requirement, 448B–5
suspension or revocation, 448B–11
violations, 448B–12
when required, 448B–4
Mental health and substance abuse treatment
insurance coverage, 431M–4
treatment plans, 431M–4
Reports
disciplinary actions against applicant or licensee, 448B–5
violations, 448B–11
Rules
adoption, 448B–3
fees, 448B–9
licensing, 448B–5
Special fund
established, 448B–10
report, 448B–10
uses, 448B–10
Titles, 448B–1, 3, 4
Violations
disciplinary actions against applicant or licensee, 448B–5
penalties, 448B–11, 12
powers of director, 448B–3
prohibited acts, 448B–11, 12

DISABILITY INSURANCE
Anatomical gifts

establishment of benefits, 392–21
Appeals
failure to appear at hearings, 392–72
methods of appearance, 392–72
Corporations
excluded services, 392–5
Excluded services, 392–5
Limited liability companies
excluded services, 392–5
Limited liability partnerships
excluded services, 392–5
Organ donations, see Anatomical gifts, above
Partnerships
excluded services, 392–5
Public contracts
compliance with labor laws, 103D–310
Sole proprietorships
excluded services, 392–5

DISABLED PERSONS
see also DEVELOPMENTAL DISABILITIES, Intellectual disability
Access to public buildings
applicability, 103–50
design standards, 103–50, 348F–3
plan review fees, 103–50
report, 103–50
requirements, 103–50
rules, 348F–6
Advocacy
disability and communication access board duties, 348F–3
Aging and disability resource centers
see LONG-TERM CARE FACILITIES
Assistive devices
actions, 481K–5
consumer's rights, 481K–2
defects, 481K–2
definitions, 481K–1
disclosures, 481K–4
failure to provide warranty or give notice, 481K–5
nonconformity, 481K–2
other remedies apply, 481K–5
penalties, 481K–5
repair, 481K–2, 6
replacement or refund, 481K–3
resale of defective devices, 481K–4
temporary replacement during repair, 481K–6
waiver of rights, 481K–5
warranties, 481K–2
Brain injury, see Neurotrauma injury, below
Caregiver Recognition Day, 8–17
Communication

warranties on devices, see Assistive devices, above
Criminal offenses against
hate crimes
see HATE CRIMES
injury to or interference with service animal, 711–1109.4, 1109.5
sexual assault, 707–730
unauthorized entry into disabled person's dwelling, 708–812.55
Death reviews
access to information, 321–503, 504
civil or criminal investigations, 321–504
definitions, 321–502
immunity from liability, 321–506
purpose, 321–501
release of information, 321–505
Disability and communication access board
access to public buildings
design standards, 103–50, 348F–3
plan review fees, 103–50
report, 103–50
definitions, 348F–1
established, 348F–2
executive director, 348F–5
members, 348F–2
placement within health department, 348F–2
powers and duties, 291–56, 348F–3
reports, 348F–4
rules, 103–50, 348F–6, 8
sign language interpreter credentialing, 348F–7, 8
special fund, 348F–7
staff, 348F–5
Education
instructional materials for blind, 302A–442.5
Estate and generation-skipping transfer tax
actions by parent on behalf of, 236E–19
Federal law
access to public buildings and facilities, 103–50
disability and communication access board duties, 348F–3
lead agency, 348F–3
Group living facilities
inspection reports, 321–1.8
liability insurance, 321–11.7, 11.8
licensing fees, 321–1.4, 11.5
unannounced inspections and visits, 321–1.9
Housing
experimental and demonstration projects, 201H–12
Identity theft
see IDENTIFICATION, Security freeze on credit reports
Minors
birth defects and infant mortality records collection
see BIRTHS
Motor vehicles

driver's licensing, 286–110
exemption from taxation, see Taxation, below
vehicular taxes, 249–1
Neurotrauma injury
advisory board, 321H–3
brain injury advisory board, 321–28
definitions, 321H–1
lead agency, 321H–2
records, 321H–4
registry, 321H–4
reports, 321H–4
rules, 321H–5
special fund
established, 321H–4
uses, 321H–4
support and services system, 321H–2
surcharges to fund program
child passenger restraint violations, 291–11.5
motor vehicle accidents, 291C–12, 12.5, 12.6
operating vehicle under the influence of intoxicants, 291E–61
seat belt violations, 291–11.6
speeding, 291C–102, 105
Public contracts
design standards, 348F–3
purchase of goods and services
definitions, 103D–1001
exemption from bidding requirements, 103D–1010
preferences, 103D–1009
proposals, 103D–1011
requirements, 103D–1010, 1011
Reports
disability and communication access board, 348F–4
Rules
access to public buildings and facilities, 103–50
disability and communication access board, 348F–6
parking for disabled, 291–56
sign language interpreter credentialing, 348F–8
Service animals
causing injury or death to, 711–1109.4
interference with, 711–1109.5
misrepresentation of a service animal, 347–2.6
Spinal cord injury, see Neurotrauma injury, above
Taxation
vehicular tax exemption
disabled veterans, 249–31.5
Warranties
assistive devices, see Assistive devices, above
Wheelchairs and scooters
warranties, see Assistive devices, above

DISASTERS

Agriculture
businesses in enterprise zones, 209E–14
damage to irrigation systems, 209–10
American Red Cross
public employee volunteers, 78–23.5
Contractors
out-of-state licensees, 444–10.6
tax clearance exemption, 103–53
Courts
suspension or tolling of civil or criminal actions, 601–1.5
Crimes committed during emergency period
assault on emergency worker, 707–712.7
burglary, 708–817, 818
criminal property damage, 708–820
theft and robbery, 708–830.5, 840
Disaster relief
aquaculture loans, 219–6
emergency and budget reserve fund uses, 328L–3
enterprise zone businesses, 209E–14
public employee volunteers, 78–23.5
Emergency access on private property
limited liability, 663–10.7
Emergency management
see EMERGENCY MANAGEMENT
Hurricanes
grants to install wind-resistive devices
see INSURANCE, Loss mitigation grant program
insurer's ability to pay claims, 431:3–306.5
public building construction standards, 107–25, 27
safe rooms
construction grants, 431:22–104
design standards, 431:22–104
Insurance
claims adjusters following events, 431:9–201
hurricane insurer's ability to pay claims, 431:3–306.5
Interstate compact for disaster or emergency assistance, 128F–2
Loans for disaster relief
aquaculture loans, 219–6
reciprocal beneficiaries, 209–28, 29
servicing and administering loans, 209–26
Medical and psychological emergency services
emergency response stockpile of drugs and medications, 321–441, 442
medical emergency response personnel, 321–23.3
naturopathic physicians, 455–8.4
psychological and mental health services, 321–23, 23.3
Trauma victim services, 321–23, 23.3
Water resources
damage to agricultural irrigation systems, 209–10

DISCLOSURE
Adult residential care home residents

criminal history of prospective residents, 321–15.3
Anonymous court filings, 634–71
Arbitration
conflicts of interest of arbitrator, 658A–12
protection of confidential information, 658A–17
Boards and commissions
financial disclosures, 84–17
Cemetery and funeral authorities
fees, 441–22.5
Charges
hotel porterage service charge, 481B–14
Collaborative law
disclosure without formal discovery, 658G–12
Collection agencies
notices to debtor, 443B–18
College savings accounts, 256–4
Contests and sweepstakes
disbursement of all prizes, 481B–1.6
odds on winning, 481B–1.6, 481P–2
participation without purchase, 481B–1.6, 481P–2
Corporations
conflicts of interest
definitions, 414–261
requirements, 414–263, 264
Criminal history record checks
see CRIMINAL HISTORY RECORD CHECKS
Disabled persons
assistive devices, 481K–4
Distressed property consultants
contract with property owner, 480E–3
contract with property purchaser, 480E–6
lease of property, 480E–9
DNA testing and identification of offenders
exemption from disclosure, 844D–81, 82
permitted disclosures, 844D–84
violations, 844D–83, 113
Electricity companies
fuel mix and retail prices disclosures, 269–16.4
Electronic eavesdropping
authorization in emergency, 803–42
Employers and employees
job reference liability, 663–1.95
Estate and generation-skipping transfer tax
federal return information, 236E–25
Ethics commission, 97–6
Family court orders, full financial disclosures, 580–10
Financial institutions
nonjudicial foreclosure of mortgage, 667–41
Fundraising professionals
tax-exempt status of donations, 467B–1.5
Hawaii technology development corporation

trade secrets, 206M–2.5, 21
Hotels
food and beverage service charges, 481B–14
Information practices office
disclosures, 92F–15
Insurance
captive insurers, 431:19–110
dental insurers
coverage and benefits, 432G–20
health insurance premiums, 431:14G–109.5
homeowners insurance premiums, 431:14–110.8
insurance products and annuities regulation, 431:30–113
life insurance policies
illustrations, 431:10D–404, 405
replacements, 431:10D–503, 507
life settlements, 431C–31, 32
long-term care insurance
advertising, 431:10H–229, 230
benefit triggers, 431:10H–217, 234
generally, 431:10H–106
life insurance policies, 431:10H–114
limitations and conditions, 431:10H–215
misrepresentation in application, 431:10H–218
payment of benefits, 431:10H–213
preexisting conditions, 431:10H–214
prior hospitalization, 431:10H–109
renewability, 431:10H–211
riders and endorsements, 431:10H–212
suitability, 431:10H–231
tax benefits, 431:10H–216, 304
privacy of consumer financial information
see INSURANCE, Consumer financial information
International matchmaking organizations
criminal and marital history disclosures, 489N–2
Lease-purchase agreements
advertisements, 481M–18
delivery charges, 481M–7
requirements, 481M–13, 14
security deposits, 481M–7
Lobbyists
complaints, 97–6
Money transmitters
confidentiality of business records, 489D–19
disclosure of actions and criminal convictions of transmitter, 489D–9
exchange rate for foreign currency, 489D–20
Motor vehicles
lease agreements, 481L–2
rentals
advertising, 437D–6
assessments passed on to lessee, 437D–8.4
charges and fees, 437D–6

sale or lease cancellation rights, 437–28
vehicle protection product warranties, 481R–7, 9
Nonprofit corporations
conflicts of interest, 414D–150
Police
domestic violence
officer-related statistics, 52D–16
policies, 52D–16
misconduct and disciplinary actions, 52D–3.5
Professional and vocational licensing
mortgage loan originators, 454F–14
mortgage servicers, 454M–5, 8.3
Public contracts
professional service contracts, 103D–304
vendors and awards, 36–2.5
Public health statistics records, 338–18.5
Public officers and employees
financial disclosures
violations, 84–17
police disciplinary actions, 52D–3.5
Restaurants
food and beverage service charges, 481B–14
Sales
automatic contract renewal clauses, 481–9.5
continuous service clauses, 481–9.5
prize offered to solicit sale, 481B–1.6, 481P–2
refund and exchange policies, 481B–5.5
telephone solicitations
telemarketing, 481P–2
Securities
sale of securities, 485A–502
Service contracts, 481X–6
Sexual offenders
interagency release of information, 353E–2
registration of offenders and public access to information
see SEXUAL OFFENSES
Standards of conduct, 52D–16
Structured settlements
transfer of payment rights, 676–2
Tax returns
county records, 46–1.8
reciprocal provisions, 46–1.8
taxpayer communication confidentiality, 231–1.5
tobacco taxes, 486P–2
use tax, 238–13
Ticket brokers
service fees, 481B–15
Time sharing plans
foreign time share plans, 514E–5.5
prospective purchasers, 514E–9.1
requirements, 514E–9.1, 10.2

signs, 514E–11
violations, 514E–11
Tour activity providers and activity desks
advertising and promotion, 468M–8
Travel agencies
violations, 468L–7.5
University of Hawaii
fiscal disclosures, 89C–4, 304A–105

DISCOVERY
Arbitration proceedings
condominium disputes, 514B–162
right to discovery, 658A–17
Child support
interstate and foreign agreements, 576B–318
Collaborative law
disclosure without formal discovery, 658G–12
False claims on government contracts and programs, 46–176, 661–26
Interstate depositions and discovery act
application to ongoing cases, 624D–7
court motions, 624D–6
definitions, 624D–2
short title, 624D–1
subpoenas
deposition, production, and inspection, applicable rules, 624D–5
issuance of, 624D–3
service of, 624D–4
Medical records
child death reviews, 321–343
developmentally or intellectually disabled persons death review, 321–505
domestic violence death reviews, 321–475

DISCRIMINATION
Actions
breastfeeding in public accommodations, 489–22
expressing milk in the workplace, 378–93
Civil rights commission
exclusion from jurisdiction, 489–23
Credit
credit history considered in hiring, termination, etc., 378–2, 2.7
Disabled persons
family child care homes in apartments and townhouses, 502C–2
Domestic or sexual violence victim
employment practices, 378–2
reasonable workplace accommodations
actions, 378–82
exceptions, 378–81
Educational institutions
discrimination prohibited, 302A–461, 368D–1
high school athletics programs
discrimination prohibited, 302A–461

University of Hawaii, 304A–101
Employment practices
breastfeeding or expressing milk in the workplace, 378–2
credit history, 378–2, 2.7
criminal convictions, 378–2.5
definitions, 378–81
expressing milk in the workplace, 378–92
gender identity and expression, 378–2
job references, 663–1.95
salary or wage history inquiries, 378–2.4
wage disclosures or discussions, 378–2.3
wage discrimination, 378–2.3, 388–10
whistleblowers protection, 378–70
workplace accommodations, 378–81
Gender identity or expression
employment practices, 378–2
insurance coverage, 431:10A–118.3, 432:1–607.3, 432D–26.3
Grants and purchases of service
prohibited practices, 42F–103
Hate crimes
see HATE CRIMES
Insurance
consumer financial information, 431:3A–502
domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
gender identity or expression, 431:10A–118.3, 432:1–607.3, 432D–26.3
premiums or contributions by gender, 431:10A–143, 212, 432:1–624, 432D–33
Interpreter and translation services for government services and programs
see LANGUAGE, Language access office, scope of services
Medical cannabis use, 421J–16, 514B–113
Movie picture theaters
open movie captioning and audio description, 489–9
Public accommodations
actions, 489–22
breastfeeding, 489–21, 22
discriminatory practices, 489–21
family child care homes in apartments and townhouses, 502C–2
gender identity or expression, 489–3
movie picture theaters, 489–9
sexual orientation, 489–3
Real property transactions
housing finance and development corporation, 201H–5
medical cannabis use, 421J–16, 514B–113
public housing authority, 356D–7
religious organizations, 515–4
Sexual discrimination
breastfeeding or expressing milk
discrimination prohibited, 489–21
enforcement, 489–22, 23
workplace, 378–2
expressing milk in the workplace, 378–93
gender identity or expression, 368D–1, 489–3, 515–3, 5

high school athletics programs, see Educational institutions, above
wage discrimination, 378–2.3
Sexual orientation
educational programs or activities, 368D–1

DISEASES
Alzheimer's disease
Alzheimer's disease and related dementias services coordinator, 349–3.2
state plan, 349–6.5
Asthma
emergency medications for children in school, 302A–1164
Bone marrow or organ donations
see ANATOMICAL GIFTS
Cannabis for medical purposes
see DRUGS
Communicable diseases
emergency management
powers of governor, 127A–13
epidemic control
quarantine, 325–8
treatment services, 325–20
Cytomegalovirus public education program, 321–34
Diabetes
blood glucose monitoring for students in school, 302A–1164
emergency medications for children in school, 302A–1164
health insurance coverage, 431:10A–121, 432:1–612, 432D–23
Drugs
chronic or acute pain management, 327H–1, 2
public assistance recipients
preauthorization exemptions, 346–351, 352
Epidemics
agreements for treatment and services, 325–20
emergency response stockpile of drugs and medications, 321–441, 442
epidemiologists for health department, 321–4.3
immunities for services, 325–20
quarantine, 325–8
treatment by hospitals and health care providers, 325–20
Epilepsy
interchangeable biological product substitution prohibited, 328–92
Expedited partner therapy, see Sexually transmitted diseases, below
Food-borne diseases
investigations, 321–29
Genetic testing and information
genetic counselors
see GENETIC COUNSELORS
health maintenance organizations, 432D–26
insurance requirements, 431:10A–118, 404.5, 432:1–607, 432:2–404.5
Hansen's disease
reports, 326–25.5
Health care-associated infection reporting, 325–2.5
Heart defect

newborn infant testing, 321–296
Hepatitis
public assistance
prescription drugs, 346–351, 352
Infectious substances
transportation
see HAZARDOUS MATERIALS, Transportation
Medical records, see Records, below
Metabolic diseases
medically necessary foods
health insurance coverage, 431:10A–120, 432:1–609, 432D–23
public assistance coverage, 346–67
Needle and syringe exchange program
sale of sterile syringes, 325–21
Pain management
legislative findings, 327H–1
patient's rights, 327H–2
Prevention
smoking-related diseases
funding prevention programs, 328L–5
liability for claims, 675–3
Records
disclosure of de-identified information, 323B–5
individually identifiable
compliance with HIPAA, 323B–3
effect on other laws, exceptions, 323B–4
Reports
Alzheimer's disease and related dementias, 349–6.5
cancer, 324–21, 346–59.2
Rules
epidemiological investigations, 321–29
notice of proposed rules, 302A–1162, 325–32
Sexually transmitted diseases
annual screening
insurance coverage, 431:10A–134, 432:1–618, 432D–23
expedited partner therapy
advanced practice registered nurses, 453–54, 457–8.9
definitions, 453–51
information sheet, 453–53
limitation of liability, 453–54
prescription drugs
dispensing, 328–16
out-of-state prescriptions, 328–17.6
records, 328–17.7
therapy for partners, 453–52
Smoking-related diseases
liability for claims, 675–3
prevention programs
funding, 328L–5
Stroke
system of care, 321–532

Tuberculosis
University of Hawaii students, 304A–901

DISLOCATED WORKERS
Closings
enforcement of notice violations, 394B–9
Employers
liability of employers, 394B–9
violations, 394B–9
Notice of closing
enforcement for violations, 394B–9
Penalties
employer violations, 394B–9
Sale, transfer, or merger of business, 394B–9

DISORDERLY CONDUCT
Disrespect of a legislative house, 710–1078

DISPLACED PERSONS
Housing
county projects, 46–15.1
experimental and demonstration projects, 201H–12

DISTRICT COURTS
Anonymous court filings, 604–10.5, 634–71
Costs
bench warrants, 607–8.5
indigent legal services surcharge, 607–5.7
Court reporters
administering oaths and taking depositions, 606–12.5
Criminal procedure
see CRIMINAL PROCEDURE
Environmental courts
designated judges, 604A–1
established, 604A–1
jurisdiction, 604A–2
rules, 604A–3
Fees
indigent legal services surcharge, 607–5.7
process servers, 607–4
Jurisdiction
family courts concurrent jurisdiction, 571–14, 604–8
unlicensed or uncertified care facilities, 321–486
Records
see CRIMINAL PROCEDURE

DISTRICTS
Heeia community development district, 206E–202
Kalaeloa community development district, 206E–193

DIVORCE

Child custody
generally
see CHILD CUSTODY
Counseling
effect of divorce or separation on children, 607–5.6
marriage and family therapist disclosures, 451J–13
Court costs, 607–5.6
Debts of parties
restraining orders, 580–10.5
Insurance policies
restraining orders, 580–10.5
International matchmaking organizations
criminal and marital history disclosures, 489N–2
Minors
effect of divorce or separation on children, 607–5.6
Orders
child support payments, 580–47.5
restraining orders, 580–10.5
spousal support modification, 576B–211
temporary restraining orders, 586–4
Property rights
inheritance, 560:2–213, 802
restraining orders, 580–10.5
Public employees
retirement benefits, 88–93.5
Reports
marriage and family therapist disclosures, 451J–13
Sale of property
restraining orders, 580–10.5
Separation
children
effect of separation on children, 607–5.6
restraining orders, 580–10.5
Support
direct payment of child support to custodial parent, 580–47.5
enforcement generally
see CHILD SUPPORT
identification of parties, 571–84.5, 580–16
modification of order, 580–47
records, 571–84.5, 580–16
Temporary restraining orders
petition filed in divorce proceeding, 586–4
Wills
revocation of will, 560:2–804
succession rights, 560:2–213

DNA TESTING AND IDENTIFICATION
Applicability
generally, 844D–31, 32
other laws not affected, 844D–101, 102
retroactive application, 844D–41

sex offenders and offenders against children, 844D–39, 40
Buccal swabs
collection, see Collection of specimens and samples, below
defined, 844D–1
destruction of samples and expungement of records, 844D–71
disposal, 844D–93
retention, 844D–126
spoiled or unusable specimens, 844D–38
unused or expired specimens, 844D–93
Collection of specimens and samples
collection kits, 844D–61, 62
correctional or detention facilities, 844D–21, 34
court orders, 844D–33
immunity to liability, 844D–63
other laws not affected, 844D–101, 102
parolee or probationer, 844D–35, 36, 37
procedures, 844D–62
replacement samples, 844D–38
requirements, 844D–21, 62
retention of evidence, 844D–126
samples provided to other laboratories, 844D–91
samples to be sent to databank, 844D–61
sex offenders, 844D–39, 40
spoiled or unusable specimens, 844D–38
unlawful use or disclosures, 844D–83, 113
use of information, 844D–22, 23
Confidentiality of information
computer software and database structures, 844D–85
discovery, 844D–82
exemption from disclosure, 844D–81
generally, 844D–82
permitted disclosures, 844D–84
release of information, 844D–82
subpoena of records, 844D–82
violations, 844D–83, 113
Data base and databank
administration, 844D–2
comparison of samples
anonymous analysis, 844D–52
crime scene samples, 844D–51
criminal investigations, 844D–53
who may compare samples, 844D–51
computer software and database structures
confidentiality, 844D–85
confidentiality, 844D–81, 82, 85
covered offenders, 844D–31, 32
data searching and information sharing, 844D–91
disclosures permitted, 844D–84
entering information, 844D–62
erroneous placement or retention of specimens, 844D–57
expungement of records, 844D–71, 72

fees and assessments, 706–603
immunity to liability, 844D–63
limitations no cause for dismissal, 844D–56
offenders against children, 844D–39, 40
other databases and data banks, 844D–55
repository for samples and records, 844D–23
sex offenders, 844D–39, 40
special fund, 706–603
unlawful use or disclosures, 844D–83, 113, 114
use of information, 844D–22, 23
Definitions
generally, 844D–1, 24, 844G–1
DNA registry special fund
assessments, 706–603
established, 706–603
Exchange of records and information
administration, 844D–2
permitted uses, 844D–91
who may receive data, 844D–91
Expungement of records and destruction of specimens
court order, 844D–72
exemptions, 844D–72, 73
hearing, 844D–72
not basis to invalidate identification, 844D–74
request for expungement, 844D–71
suppression of evidence, 844D–74
when permitted, 844D–71
Fingerprints or palm prints, see Print impressions, below
Laboratories
accreditation, 844D–54
anonymous analysis, 844D–51, 64
comparison of samples
criminal investigations, 844D–53, 63
who may compare samples, 844D–51
contracts to process specimens, 844D–64
disposal of specimens, 844D–93
erroneous placement or retention of specimens, 844D–57
immunity to liability, 844D–63
local DNA laboratories, 844D–92
other laboratories, 844D–55, 102
post-conviction testing, 844D–127, 128
private laboratories, 844D–53
requirements, 844D–51, 54
samples provided to other laboratories, 844D–91
Liaison with other state and federal agencies
administration, 844D–2
Limitation of actions
statute of limitation for prosecution extended, 701–108
Mistake
erroneous placement or retention of specimens, 844D–57
failure to expunge records, 844D–72

failure to purge obsolete records, 844D–53
immunity to liability, 844D–63
listed offense not limitation on investigation or prosecution, 844D–56
not to invalidate arrest, conviction, or sentence, 844D–63
suppression of identification, 844D–74
Notice
collection requirements
during court proceedings, 844D–33
parolees and probationers, 844D–35, 36, 37
sex offenders and offenders against children, 844D–40
persons required to submit samples, 844D–31
post-conviction proceedings, 844D–132
removal of sample from data bank
termination of criminal investigation, 844D–53
Offenders required to submit samples
applicability, 844D–32, 41
collection at correctional or detention facility, 844D–34
court orders, 844D–33
deferred pleas, 844D–73
expungement of records, 844D–71, 72
failure to provide specimens, 844D–111
false sample or specimen, 844D–112
generally, 844D–31
limitations no cause for dismissal, 844D–56
not guilty due to mental disease or defect, 844D–73
parolees and probationers, 844D–35, 36, 37
retroactive application, 844D–41
sex offenders, 844D–39, 40, 72
special fund assessment, 706–603
tampering with specimen, 844D–112
wrongful conviction, see Post-conviction testing, below
Other laws not affected, 844D–101, 102
Post-conviction testing
agreement of parties, 844D–133
appeal of denial for testing, 844D–129
attorney for defendant in proceedings, 844D–124
choice of laboratory, 844D–127
costs of testing, 844D–128
court order, 844D–122, 123, 131
denial of petition, 844D–129
discovery, 844D–125
findings of fact and conclusions of law, 844D–132
grounds, 844D–123
hearing, 844D–122
location of biological evidence, 844D–125
notes, reports, etc. to be provided, 844D–125
petition, 844D–121
post-conviction relief, 844D–132, 133
prior testing of evidence, 844D–123
results favorable to defendant, 844D–132
retention of evidence, 844D–126

successive motions, 844D–130
when permitted, 844D–123
Print impressions
collection, see Collection of specimens and samples, above
defined, 844D–1
destruction of print and expungement of records, 844D–71
disposal, 844D–93
spoiled or unusable prints, 844D–38
use, 844D–22, 23
Records
confidentiality, 844D–82
disclosures permitted, 844D–84
exemption from disclosure, 844D–81
expungement, 844D–71, 72
repository, 844D–23
retention of evidence, 844D–126
sharing of data with law enforcement agencies, 844D–91
unlawful use or disclosures, 844D–83, 113
Reports
laboratories, 844D–54
Repository for samples and records, 844D–23
Rules
laboratories, 844D–51
Saliva samples, see Buccal swabs, above
Sexual assault evidence collection kits
definitions, 844D–24, 844G–1
duties of agencies, 844G–5
duties of laboratories, 844G–5
inventory, 844D–24, 844G–3
length of storage time, 844G–4, 5
no cause of action, 844G–5
notification, 844G–5, 7
reports, 844D–24, 844G–3
rights of victims, 844G–7
sexual assault response and training program, 844G–2
tracking system, 844G–6
unreported kits, 844G–4
Use of information, 844D–22
Violations
destruction of evidence in post-conviction proceeding, 844D–122
disclosure of information, 844D–83, 113
failure to provide specimen, 844D–111
false sample, 844D–112
tampering with sample, 844D–112
use of specimens and samples, 844D–83, 114

DOCUMENTS OF TITLE
Applicability
commercial contracts, 490:7–509
effective date, 490:7–701
electronic records, 490:7–103

- federal law and treaties, 490:7–103
- generally, 490:7–701
- savings clause, 490:7–702

Bailee
- bailee's lien, 490:7–403
- conflicting claims to goods, 490:7–603
- defeating title to goods, 490:7–503
- good faith delivery, 490:7–404
- judicial process, 490:7–602
- lost, stolen, or destroyed documents, 490:7–601
- obligation to deliver goods, 490:7–403

Bills of lading
- altered bills, 490:7–306
- blanks in bill of lading, 490:7–306
- carriers
  - destination bills, 490:7–305
  - duplicate or overissued documents, 490:7–402
  - duty of care, 490:7–309
  - irregularities not to affect obligations of issuer, 490:7–401
  - issuance of bill in set of parts, 490:7–304
  - liability
    - duty of care, 490:7–309
    - nonreceipt or misdescription, 490:7–301
    - through bills of lading, 490:7–302
  - lien on goods for charges, 490:7–307, 308
  - permissible charges, 490:7–307
- collecting bank or intermediary, 490:7–508
- contract for sale or lease, 490:7–509
- definitions, 490:7–102
- delivery
  - change of instructions, 490:7–303
  - delivery without indorsement, 490:7–506
  - destination bills, 490:7–305
  - diversion or reconsignment, 490:7–303
  - diversion or stop delivery, 490:7–504
  - issuance of bill in set of parts, 490:7–304
  - negotiation by delivery, 490:7–501
  - obligation of bailee to deliver goods, 490:7–403
- electronic records, 490:7–105, 106
- evidence by third party documents, 490:1–307
- goods
  - counting or weighing freight, 490:7–301
  - description of goods, 490:7–301
  - diversion or reconsignment, 490:7–303
  - issuance of bill in set of parts, 490:7–304
  - lien for carrier's charges, 490:7–307, 308
  - nonreceipt or misdescription, 490:7–301
  - obligation of bailee to deliver, 490:7–403
  - sale to satisfy lien, 490:7–308
  - through bills of lading, 490:7–302
  - title to goods, 490:7–503

liability
indorser not guarantor for other parties, 490:7–505
liens
enforcement of lien, 490:7–308
lien for carrier's charges, 490:7–307
lost, stolen, or destroyed documents, 490:7–601
negotiation
form of negotiation, 490:7–501
issuance of bill in set of parts, 490:7–304
negotiable and nonnegotiable documents, 490:7–104
rights acquired, 490:7–502
notice
lien for carrier's charges, 490:7–308
overseas shipment
through bills of lading, 490:7–302
sets, 490:7–304
through bills of lading, 490:7–302
transportation agreement, 490:7–309
warranty on negotiation or delivery, 490:7–507
Citation of article, 490:7–101
Conflicting claims to goods, 490:7–603
Defeating title to goods, 490:7–503
Definitions
general definitions, 490:7–102
Delivery
claim for goods, 490:7–403
conflicting claims to goods, 490:7–603
delivery without indorsement, 490:7–506
diversion or stop delivery, 490:7–403, 504
electronic records and signatures, 489E–15
good faith delivery, 490:7–404
judicial process to compel delivery, 490:7–602
lost, stolen, or destroyed documents, 490:7–601
negotiation by indorsement and delivery, 490:7–501
obligation to deliver goods, 490:7–403
title to goods, 490:7–503
warranty on negotiation or delivery, 490:7–507
Duplicate or overissued documents, 490:7–402
Electronic records and signatures
applicability, 489E–15, 490:7–103
authoritative copy, 490:7–106
control, 490:7–106
copies and amendments, 490:7–106
negotiation and delivery, 490:7–501
reissuance in tangible record, 490:7–105
substitution for tangible record, 490:7–105
Federal law
applicable, 490:7–103
Indorsement
delivery without indorsement, 490:7–506
indorser not guarantor for other parties, 490:7–505

right to compel indorsement, 490:7–506
warranty on negotiation or delivery, 490:7–507
Letters of credit, 490:7–509
Liability
collecting bank or intermediary, 490:7–508
damage or loss to goods, 490:7–204
diversion or stop delivery, 490:7–504
duplicate or overissued documents, 490:7–402
duty of care, 490:7–309
good faith delivery, 490:7–404
indorser not guarantor for other parties, 490:7–505
limitation, 490:7–204
lost, stolen, or destroyed documents, 490:7–601
nonreceipt or misdescription, 490:7–203, 301
warranty on negotiation or delivery, 490:7–507
Liens
bailee's lien, 490:7–403
bills of lading
enforcement of lien, 490:7–308
lien for charges and expenses, 490:7–307
warehouse receipts
enforcement of lien, 490:7–210
lien for charges and expenses, 490:7–209
sale of goods to satisfy lien, 490:7–206
Lost, stolen, or destroyed documents, 490:7–601
Negotiation
delivery without indorsement, 490:7–506
form of negotiation, 490:7–501
indorsement and delivery, 490:7–501
negotiable and nonnegotiable documents, 490:7–104
rights acquired, 490:7–502
warranty on negotiation or delivery, 490:7–507
Short title of article, 490:7–101
Tariffs and treaties applicable, 490:7–103
Warehouse receipts
agricultural commodities
storage under bond, 490:7–201
alteration
blank in receipt, 490:7–208
unauthorized alteration, 490:7–208
buyer in ordinary course of business, 490:7–205
charges and expenses
demand for payment, 490:7–210
lien on stored goods, 490:7–209
permissible charges, 490:7–209
sale of goods to satisfy lien, 490:7–210
security interest in stored goods, 490:7–209
commingling fungible goods, 490:7–207
definitions, 490:7–102
delivery
delivery without indorsement, 490:7–506

negotiation by delivery, 490:7–501
duty of care, 490:7–204
electronic records, 490:7–105, 106
form, 490:7–202
goods
buying and selling, 490:7–205
commingling fungible goods, 490:7–207
contents of receipt, 490:7–202
damage or loss, 490:7–204
deterioration or decline in value, 490:7–206
diversion or stop delivery, 490:7–504
hazard to other goods, 490:7–206
misdescription, 490:7–203
obligation of bailee to deliver, 490:7–403
removal, 490:7–206
sale of goods to satisfy lien, 490:7–210
storage under bond, 490:7–201
title to goods, 490:7–503
issuance
alterations, 490:7–208
contents of receipt, 490:7–202
duplicate or overissue, 490:7–402
irregularities not to affect obligations, 490:7–401
who may issue, 490:7–201
liability
commingling fungible goods, 490:7–207
damage or loss to goods, 490:7–204
indorser not guarantor for other parties, 490:7–505
insufficient fungible goods to satisfy all receipts, 490:7–207
limitation, 490:7–204
nonreceipt or misdescription, 490:7–203
liens
enforcement of lien, 490:7–210
lien for charges and expenses, 490:7–209
sale of goods to satisfy lien, 490:7–206
lost, stolen, or destroyed documents, 490:7–601
negotiation
form of negotiation, 490:7–501
negotiable and nonnegotiable documents, 490:7–104
rights acquired, 490:7–502
notice
sale of goods, 490:7–206, 210
termination of storage, 490:7–206
storage
contents of receipt, 490:7–202
damage or loss to goods, 490:7–204
fungible goods, 490:7–207
lien for charges and expenses, 490:7–209
removal of goods, 490:7–206
separate storage of goods, 490:7–207
storage under bond, 490:7–201

termination of period of storage, 490:7–206
terms
essential terms, 490:7–202
optional terms, 490:7–202
warranty on negotiation or delivery, 490:7–507

DOGS
Agricultural inspection
brown tree snake detection dogs, 150A–6
Animal control officers
trapped or snared dog, 143–20
Animal hoarding, 711–1109.6
Brown tree snake detection dogs
snake importation for training dogs, 150A–6
Companion or comfort animal, 347–2.5
Definitions, 347–2.5
Desertion of animals, 711–1109.7
Dog fights
cruelty to animals, 711–1109.3, 1109.35
Emergency shelters
pet animals permitted in shelters, 127A–19
Facility dogs
definitions, 621–30
in judicial proceedings, 621–30
Fees
quarantine of dogs, 142–28.5
Law enforcement dogs
causing injury or death to, 711–1109.4
Owners
providing food, water, and shelter, 711–1100, 1109
Quarantine
fees, 142–28.5
Service dogs
causing injury or death to, 711–1109.4
interference with, 711–1109.5
misrepresentation of a service animal, 347–2.6
Trapped or snared dog
cruelty to animals, 711–1109.37
reporting to authorities, 143–20
Trust for care of domestic or pet animals, 560:7–501
Vicious dogs
county ordinances, 142–74, 75
dog fights, 711–1109.3, 1109.35

DOMESTIC ABUSE
Abuse of family or household members
assault as concurrent charge, 571–14
court jurisdiction, 571–14, 603–21.5, 604–8
family court procedures, 571–42
felony, 709–906
harassment as concurrent charge, 571–14

informal adjustment of cases, 571–42
insurance policies, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
law enforcement officers
complaint against officer, 52D–17
firearms restrictions, 134–7, 11
policies, 52D–16
restraining orders, 134–7
offense committed in presence of minor, 706–606.4, 709–906
petition for protection order, 607–2.5
property damage as concurrent charge, 571–14
repeat offenders, 709–906
stalking as concurrent charge, 571–14
terroristic threatening as concurrent charge, 571–14
Cell phones, see Mobile electronic devices, below
Collaborative law
party in coercive or violent relationship, 658G–15
Contact with victim
prohibitions, 586–4, 11, 709–906
Counseling or intervention
abuse of family or household members, 709–906
marriage and family therapists
see MARRIAGE AND FAMILY THERAPISTS
protective orders, 586–5, 5.5
temporary restraining orders, 580–10, 586–4, 11
Death reviews
access to confidential information, 321–473, 474
civil or criminal investigations, 321–474
definitions, 321–471
immunity to liability, 321–476
purpose, 321–472
release of information, 321–475
review teams, 321–472
Domestic Violence Awareness Month, 8–21
Employment
leaves of absence
definitions, 378–71
entitlement, 378–72
other leave benefits, 378–73, 74
return to employment, 378–72
voluntary separation from employment
unemployment compensation, 383–7.6
Employment of victim
discriminatory practices, 378–2
Family courts
concurrent jurisdiction, 571–14, 603–21.5, 604–8
court fees waived, 607–2.5
procedures, 571–42
Firearms
denial of permit application, 134–2
law enforcement officers, 134–7, 11
possession prohibited, 134–7, 11

Health department
special fund, 321–1.3
Insurance
coverage in domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
International matchmaking organizations
disclosures, 489N–2
Jurisdiction
circuit court, 603–21.5
district court, 571–14, 604–8
Landlord and tenant
change of locks, 521–81
early termination of tenancy
false notice to landlord, 521–80
requirements, 521–80
security deposit, 521–80, 82
vacating premises, 521–82
Mobile electronic devices
phone plans
no cause of action against wireless service providers, when, 269–16.93
opt-out request for domestic abuse victims, 269–16.93
order for transfer or release from, 586–5.8
Mutual protective orders, 586–12
Prevention or intervention programs
donation of income tax refunds, 235–102.5, 601–3.6
funding through fees and fines
marriage licenses, 346–7.5
restraining order violations, 580–10, 586–4, 11, 601–3.6
vital statistics copies, 338–14.5, 346–7.5
special accounts
health department, 321–1.3
human services department, 346–7.5
judiciary, 601–3.6
Probation
notice to victims, 806–73
sentencing, 706–623
Protective orders
assistance of police, 586–24
child protective act, 587A–38, 39
court costs and fees
waiver, 607–2.5
court jurisdiction, 571–14, 603–21.5, 604–8
dating relationships
defined, 586–1
protective order, 586–4
defense to enforcement actions, 580–10.5
hearing, 586–9, 22
international matchmaking organization disclosures, 489N–2
jurisdiction, 586–22
mutual protective orders, 586–12
out-of-state orders
defenses, 586–22

enforcement, 586–21, 24
filing, 586–23
immunities, 586–25
validity, 586–22
violations, 586–24, 26
pending annulment, separation, or divorce, 580–10.5
petitions
court fees waived, 607–2.5
false allegations, 586–3
out-of-state orders, 586–23
phone plans, 586–5.8
reciprocal beneficiaries, 586–1
violation, 580–10.5, 586–4, 26, 853–4
Reciprocal beneficiaries
criminal abuse, 709–906
protective orders, 586–1
Sentencing
abuse of family or household members, 709–906
offense committed in presence of minor, 706–606.4, 709–906
prior convictions, 586–4
probation, 706–623
protective order violations, 586–4, 11, 26

DOMESTIC SERVICES
Defined, 387–1
Discriminatory practices
unlawful practices, 378–2
Workers' compensation exemption, 386–1

DOMICILE
Annulment
jurisdiction, 580–1
Board of education members, 302A–122
Divorce
jurisdiction, 580–1
End-of-life decision, 327L–13
Hawaii residents employed on job site
applicability, 103B–2
conflict with federal law, 103B–4
definitions, 103B–1
employing alien workforce, 444–17
exempt projects, 103B–2
requirements, 103B–3
Probate code
claims against estate, 560:3–815, 816
elective share, 560:2–202
exempt property and allowances, 560:2–401
generally, 560:1–301
personal representatives, 560:3–203, 307
probate proceedings, 560:3–201, 202, 409
wills, 560:2–506, 703, 560:3–408

Separation
jurisdiction, 580–1

DOOR-TO-DOOR SALES
Commission sales
network marketing, 237–9
Distributors
network marketing, 237–9
Network marketing
excise and use taxes, 237–9

DRUGS
Actions
abatement of nuisance
see NUISANCES
Cannabis
defenses to crimes, 329–125.6
industrial hemp
pilot program
see AGRICULTURE DEPARTMENT
medical use of cannabis
advanced practice registered nurses
certification, 329–122
defenses to promoting, 329–126
amounts allowed, 329–121
authorized sources, 329–130
conditions for use, 329–121, 122
data or information collection, 201–13.9
definitions, 329–121
eviction of tenant by landlord, 521–39
fees
exceptions, 321–30.1
registration of users, 329–122, 123, 123.5
health department
physician's certifications, 329–123, 123.5
registration of patient and caregiver, 329–123, 123.5
insurance coverage not required, 329–124
medical cannabis dispensary system, see HEALTH DEPARTMENT
medical cannabis registry and regulation special fund
deposits, 329D–4
established, 321–30.1
exceptions, 321–30.1
uses, 321–30.1
minors, 329–122
out-of-state patients and caregivers, see patients, below
patients
advanced practice registered nurses' certification, 329–122
arrest and prosecution, 329–125
butane use, 329–129
conditions for use, 329–122
fees, 329–122

flammable solvent use, 329–129
fraud, 329–128
immunity to criminal prosecution, 329–125
obtaining medical cannabis, 329–130
physician's certification, 329–121, 122
prescriptions, 329–131
protections, 329–125.5, 421J–16, 514B–113
qualifications, 329–121
registration of users, 329–123, 123.5
penalties, 329–129
permissible uses, 329–122
physicians
arrest and prosecution, 329–126
certification, 329–121, 122
fraud, 329–128
immunity to criminal prosecution, 329–126
primary caregiver protections, 329–125.5
prohibited practices, 329–129
public safety department
physician's certifications, 329–121
registration of patient and caregiver, 329–123, 123.5
rules
eligible conditions, 329–121
physician's certification, 329–121
violations
cumulative penalties, 329–128
fraudulent misrepresentation, 329–128
penalties, 329–128
prohibited practices, 329–122
seizure and forfeitures, 329–125, 127
Chemicals and agents
flame retardant chemicals
definitions, 332D–1
exemptions, 332D–3
manufacture or distribution of products containing, 332D–2
requirements for sale or purchase of specific chemicals, 329–71, 72
Dangerous drugs
manufacture, 712–1241
Definitions, 329–38.5, 43.6
Dietary supplements
claims, 329–65
Dispensing
consultation of the electronic prescription accountability system, 329–38.2
donated medicines and supplies, 328C–2
emergency response stockpile of drugs and medications, 321–441, 442
end-of-life decisions
see MEDICAL CARE DECISIONS
fees, 431:10A–606, 432:1–621, 432D–30
interchangeable biological product, 328–92
labeling requirements, 329–39.5
medical cannabis dispensary system

see HEALTH DEPARTMENT
medication synchronization, 431:10A–606, 432:1–621, 432D–30
partial supplies, 431:10A–606, 432:1–621, 432D–30
sterile syringe sale program, 325–21
Distribution
chain of distribution, see Drug dealer liability, below
civil action against dealer, see Drug dealer liability, below
defenses to crimes, 329–125.6
firearms possession or use, 134–22
methamphetamines, 712–1240.7
opioid antagonists, 329E–5
promoting controlled substances near schools, school vehicles, public parks, or public housing, 712–1249.6
sale or distribution through minor, 712–1249.7
sterile syringe sale program, 325–21
Donation of medicines and supplies
definitions, 328C–1, 2
exception to liability, 328C–2
inspections, 328C–5
labels, 328C–4
redispensing prescription drugs, 328C–2
sale of donated articles prohibited, 328C–3
state's power to regulate, inspect, or ban, 328C–5
unauthorized persons, 328C–5
Drug abuse and controlled substances commission
educational programs, 329–4
Drug dealer liability
contributions among tortfeasors, 663E–8
defenses, 663E–10
definitions, 663E–1
drug market target community, 663E–5
drug users
bars to recovery, 663E–3
comparative responsibility, 663E–7
damages recoverable, 663E–3
persons liable, 663E–3
evidence, 663E–9
intra-family tort immunity, 663E–13
joinder of parties, 663E–6
liability
area of liable actions, 663E–5
comparative responsibility, 663E–7
defenses, 663E–10
exemptions, 663E–4
intra-family tort immunity, 663E–13
joinder of parties, 663E–6
persons liable, 663E–2, 3
standard of proof, 663E–9
limitation of actions, 663E–11
period of illegal drug use, 663E–1
recovery of damages

contributions among tortfeasors, 663E–8
drug users, 663E–3
effect of criminal drug conviction, 663E–9
reduction, 663E–7
state realizations, 663E–3
third parties, 663E–2
standard of proof, 663E–9
stay of actions, 663E–12
third parties
damages recoverable, 663E–2
persons liable, 663E–2
who may bring action, 663E–2
vicarious liability, 663E–4
Drug product and biological product selection
duties of director, 328–96
labeling, 328–16
notice
generic drugs and interchangeable biological products list, 328–96
revisions to list, 328–96
Electronic prescriptions
authorization, 328–17.8
definitions, 328–1, 329–1
equipment, 328–17.9
out-of-state prescriptions, 328–17.6
records, 328–16, 17.7
requirements, 328–16, 17.8, 329–38
violations, 329–42
Enforcement
nuisance abatement unit, 28–131
Ephedrine
claims, 329–65
defined, 329–1
pseudoephedrine
electronic sales tracking, 329–75
sales restrictions, 329–75
violations, 329–74
reports, 329–63
violations, 329–65
Federal law
generic drugs and interchangeable biological products list, 328–96
labeling, 328–15
Firearms
possession or use while distributing drugs, 134–22
Fraud
acquisition of precursor substances, 329–65
Hallucinogenic substances
schedule II drugs, 329–16
schedule III drugs, 329–18
Imitation controlled substances
drug testing of offenders, 353G–3
Inspections

donated medicines and supplies, 328C–5
Insurance coverage
medical use of cannabis coverage not required, 329–124
public employees
see EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
Labeling
donated medicines and supplies, 328C–4
expiration date, 328–15
federal regulations, 328–15
generic drug product, 328–16
interchangeable biological product, 328–16
prescriptions, 329–39.5
Manufacture
child present
elements of offense, 712–1240.5
sentencing, 712–1240.5
criminal promotion of dangerous drugs, 712–1241
defined, 712–1240
methamphetamines, 712–1240.7
precursor substances
registration, 329–64
violations, 329–65
tableting machines
reports on sales, 329–63
Marijuana
see also Cannabis, above
cultivating marijuana plants
defenses to crimes, 329–125.6
medical use of marijuana
patients
immunity to criminal prosecution, 712–1240.1
physicians
immunity to criminal prosecution, 712–1240.1
Medicines
donation, see Donation of medicines and supplies, above
emergency response stockpile of drugs and medications, 321–441, 442
Methamphetamines
methamphetamine trafficking
elements of offense, 712–1240.7
forfeiture of property, 712A–4
restitution orders, 712–1240.9
pseudoephedrine
electronic sales tracking, 329–75
reports, 329–75
sales restrictions, 329–75
unlawful transport, 329–74
site cleanup costs, 712–1240.9
Minors
civil action against dealer, see Drug dealer liability, above
manufacturing drugs with child present, 712–1240.5
methamphetamines, 712–1240.7

possession or use at school or school activities, 302A–1134.6
promoting near schools, parks, or public housing, 712–1249.6
sale or distribution through minor, 712–1249.7
substance abuse treatment programs, 352D–4.5, 7.5
Money laundering
see MONETARY LAUNDERING
Notice
amendments to schedules, 329–11
Opiates
chronic or acute pain management, 327H–2, 453–1.5
concurrent prescriptions, 329–38, 386–21.7, 29
informed consent process agreement, 329–38.5, 386–28
labeling requirements, 329–39.5
overdose prevention, see Opioid-related drug overdose prevention, below
Opioid-related drug overdose prevention
definitions, 329E–1
education and training, 329E–7
fatalities report, 329E–6
immunity, 329E–2
medicaid coverage, 329E–4
opioid antagonists
administration, 329E–3
authority to prescribe and dispense, 461–11.8
out-of-state prescriptions, 328–17.6
prescriptions required, 328–16
records, 328–17.7
storage or distribution, 329E–5
Over-the-counter drugs
defined, 328–1
pseudoephedrine
electronic sales tracking, 329–75
exemption from restrictions, 329–75
permits
violation, 329–74
reports, 329–75
restrictions on sales, 329–75
unlawful transport, 329–74
Oxygen
definitions, 328–1, 461–1
dispensing, 328–16, 461–15
out-of-state prescriptions, 328–17.6
permits, 461–15
prescriptions, 328–16
records, 328–17.6, 17.7
refills, 328–17.6
Paraphernalia
sterile syringes
sale to prevent spread of blood-borne diseases, 325–21
Physicians
chronic or acute pain management, 327H–2, 453–1.5
concurrent prescriptions, 329–38

defenses to promoting, 329–126
end-of-life decisions
see MEDICAL CARE DECISIONS
identification of patient, 329–41
Police
use of drugs, 52D–3.5
Possession
controlled substances near schools, school vehicles, public parks, or public housing, 712–1249.6
defenses to crimes, 329–125
Precursors to controlled substances
acquisition through fraud or theft, 329–65
pseudoephedrine
electronic sales tracking, 329–75
reports, 329–75
sales, 329–75
transportation, 329–74
violations, 329–74
sales
electronic accountability system, 329–59
schedules, 329–16, 61
Prescription drug benefits
see INSURANCE
Prescription drugs
chronic or acute pain management, 327H–2, 453–1.5
concurrent prescriptions, 329–38, 386–21.7, 29
confidentiality of records, 328–16
consultation of the electronic prescription accountability system, 329–38.2
definitions, 328–1
detoxification treatment, 329–38
donation, see Donation of medicines and supplies, above
electronic prescriptions
authorization, 328–17.8
controlled substances, 329–38
definitions, 328–1, 329–1
equipment, 328–17.9
out-of-state prescriptions, 328–17.6
records, 328–16, 17.7
requirements, 328–16, 17.8
expiration date, 328–15
forms
unauthorized possession or use, 329–42
identification of patient, 329–41
labeling, 329–39.5
medicaid program
preauthorization exemptions, 346–351, 352
partial filling of prescription, 329–38
pharmacy benefit managers
maximum allowable costs of drugs, 328–106
reimbursement appeals, 328–106
reimbursements to contracting pharmacy, 328–106

physician assistant prescriptive authority, 329–38
rebates, compensation, or discount to prescribe or dispense specific drug, 328–16
recordkeeping, 328–17.7, 461–13
refilling, 328–16
regulations, 328–16
reimbursements from pharmacy benefit managers, 328–106
return and redispensing
return for credit program
definitions, 461–1
Prisons and prisoners
drug testing of prisoners
see PRISONS AND PRISONERS
Promoting controlled substance through minor
elements of offense, 712–1249.7
sentencing, 712–1249.7
Promoting dangerous drugs
civil action against dealer, see Drug dealer liability, above
Promoting harmful drugs
civil action against dealer, see Drug dealer liability, above
Psychotropic drugs
advance directives for care
see MEDICAL CARE DECISIONS
public assistance recipients, 346–59.9
Public assistance
preauthorization exemptions, 346–351, 352
psychotropic drugs, 346–59.9
Public officers and employees
drug testing of prospective employees, 78–2.6
emergency medical services personnel, 321–226
Public safety department
medical use of cannabis, 329–123, 123.5
Records
identification of patient, 329–41
medical use of cannabis, 329–123, 123.5
pharmacies, 461–13
prescription drugs, 328–17.7
recordkeeping, 329–41
regulated chemicals, 329–71
Registration
forfeiture, 329–32
medical use of cannabis, 329–123, 123.5
regulated chemicals, 329–71, 72
renewal, 329–32
suspension of revocation
medical use of cannabis, 329–123.5
Repeat offenders
drug testing and dependency assessment, 353G–3, 4
Reports
pseudoephedrine sales, 329–75
regulated chemicals, 329–71
Rules

exemptions to schedules, 329–18
fees, 329–67
generic drugs and interchangeable biological products list, 328–96
medical use of cannabis, 329–121
regulated chemicals, 329–72
violations, 329–49
Schedules
emergency additions to schedules, 329–11
temporary additions and designations, 329–11
Schools
possession or use at school or school activities, 302A–1134.6
Sentences
drug demand reduction assessments, 706–650
expunging court records, 706–622.5, 622.8
first-time nonviolent offenders, 706–622.8
nonviolent offenders, 706–622.5
Substance abuse
see SUBSTANCE ABUSE
Treatment programs
see SUBSTANCE ABUSE
Violations
administrative penalties, 329–49
immunity from liability, 329E–2
injunctions, 329–50
limited immunity, 329–43.6
promotion
near schools, parks, or public housing, 712–1249.6
pseudoephedrines, 329–74, 75
regulated chemicals, 329–71
Wholesale prescription drug distributors
inspections, 461–4.5
storage and handling
inspections, 461–4.5

DURESS
Commercial code
general principles of law apply, 490:1–103

EASEMENTS
Conservation easements
acquisition as resource value lands, 173A–4, 5, 9
agribusiness development corporation powers, 163D–7
Turtle Bay
see PUBLIC LANDS
Environmental contamination on real property
activity or use limitations
see REAL PROPERTY, Environmental covenants
Housing finance and development corporation
development of projects, 201H–10

EDUCATION
Community colleges
see UNIVERSITY OF HAWAII
Compact for military children
amendment, 311D–1
applicability, 311D–1
attendance, 311D–1
binding effect, 311D–1
commission
established, 311D–1
financing, 311D–1
operation, 311D–1
organization, 311D–1
powers and duties, 311D–1
rulemaking, 311D–1
commissioner
appointment, 311D–3
conflict with other laws, 311D–1
construction, 311D–1
coordination, 311D–1
council
established, 311D–2
membership, 311D–2
open meetings, 311D–2
placement within board of education, 311D–2
definitions, 311D–1
dispute resolution, 311D–1
dissolution, 311D–1
enactment, 311D–1
enforcement, 311D–1
enrollment
eligibility, 311D–1
entrance age, 311D–1
records, 311D–1
graduation, 311D–1
oversight, 311D–1
placement, 311D–1
purpose, 311D–1
records
immunizations, 311D–1
transcripts, 311D–1
severability, 311D–1
withdrawal, 311D–1
Early childhood education
generally
see SCHOOLS
special purpose revenue bonds
see SPECIAL PURPOSE REVENUE BONDS
Hawaii farm to school program, see AGRICULTURE DEPARTMENT
Post-secondary education authorization program
see COMMERCE AND CONSUMER AFFAIRS DEPARTMENT

Post-secondary education commission
see UNIVERSITY OF HAWAII
Preschools
see SCHOOLS, Early education
Professional and vocational licensing
architects, 464–9
dental hygienists, 447–3.5, 448–8.5
dentists
continuing education, 448–8.5
dietitians, 448B–3
education department regulation, 302A–425
emergency medical services personnel, 321–224, 229, 453–32.1
guards, 463–10.5
marriage and family therapists, 451J–7, 10
mental health counselors, 453D–7
mortgage loan originators, 454F–6, 9
naturopathic physicians, 455–8
pharmacists, 461–8
physical therapist assistants, 461J–6
physical therapists, continuing competence, 461J–10.1
physicians and surgeons, 453–4.6, 6
plumbers, 448E–8.5
podiatrists, 463E–16
psychologists, 465–11
public accountants, 466–5.5
publications, 26–9
real estate brokers and salespersons, 467–4.5
respiratory therapists, 466D–8
student loan default or breach
attorneys, 605–1
certification of default, 436C–3
commercial marine licenses, 189–2
court judgment, 436C–3
definitions, 436C–1
financial hardship, 436C–4
health department licenses, 321–15
insurance, 431:9–235, 431:9A–112
nurses, 457–9
radiologic technologists, 466J–8
sanctions, 436B–19.6, 436C–2
teachers, 302A–807
trade schools, 302A–425
unaccredited degree granting institutions, 446E–5
veterinarians
continuing education, 471–1
University of Hawaii
see UNIVERSITY OF HAWAII

EDUCATION DEPARTMENT
American Sign Language
school credit, 302A–322

Armed forces
board of education representative, 302A–121, 1101
Board of education
appointment by governor, 302A–121
charter school authority
annual report, 302D–21
appeals, 302D–15
approval, 302D–4
performance evaluation, 302D–11
reporting standards, 302D–23
transfer of charters, 302D–20
community input, 302A–1106.5
confirmation of appointees, 302A–127
eligibility, 302A–122
ethics training courses, 84–42, 43
goals and objectives, 302A–126
immunity to civil liability, 26–35.5
meetings, 302A–124, 1106.5
military representative, 302A–121, 1101
officers, 302A–124
organization, 302A–124
qualifications of nominees, 302A–126
quorum, 302A–124
residency, 302A–122
restraining of students
policies and procedures, 302A–1141.4
state council on education for military children, 311D–2
student member, 302A–447
student representative, 302A–121, 123
teacher education programs, 302A–805.5, 805.6
terms of members, 302A–123
transition of elected to appointed board, St Art XVIII–12
vacancies, 302A–125
Charter school facilities funding working group
established, 302D–29.5
members, 302D–29.5
purpose, 302D–29.5
Criminal history record checks
employees and prospective employees, 302A–601.5, 302D–33, 846–2.7
Discrimination in public educational institutions, 368D–1
Hearings
school impact fees, 302A–1604
Mark licensing agreement program
definitions, 302A–1901
established, 302A–1902
registration of mark, 302A–1904
rules, 302A–1905
sale or production of goods, 302A–1903
Real property
acquisition, use, or disposition, 302A–1506.2
definitions, 302A–1506.2

exemption from public land laws, 171–2
Restraining of students
policies and procedures, 302A–1141.4
Salaries
classroom cleaners, 302A–641
meal count assistants, 302A–641
Sale or production of goods, 302A–448, 1903
School districts
complex area superintendents
appointment, 302A–604
powers and duties, 302A–604
salaries, 302A–621
Superintendent of education
performance evaluation, 26–52

ELECTIONS
Absentee voting
absentee ballot only election, 15–4
automatic ballot mailing, 15–4
late registration at polling place, 15–7
permanent absentee voter status, 15–4
request for permanent absentee ballot, 11–15, 16, 15–4
temporary address change, 15–4
Actions
contested elections, 11–173.5, 174.5
disqualification of candidates, 12–8
Advertising
disclosures, 11–391
electioneering communications, 11–341, 363
election fraud, 19–3
identification of top contributors, 11–393
outdoor notice permitted, 521–52
public service announcements by candidates, 11–10
violations
administrative fines, 11–393
Armed forces
uniform military and overseas voters act
applicability of voting procedures, 15D–3
ballot
confirmation of receipt, 15D–13
counting, 15D–10
declaration or affirmation by voter, 15D–11
methods of application, 15D–7
timeliness of application, 15D–8
transmission to voter, 15D–9
use of federal write-in ballot, 15D–12
definitions, 15D–2
electronic-mail addresses
use of, 15D–14
electronic records and signatures, 15D–18
equitable relief, 15D–17

implementation, 15D–4
mistakes or omissions, 15D–16
prohibition of nonsubstantive requirements, 15D–16
publication of notice, 15D–15
registration methods, 15D–6
role of chief election office, 15D–4
short title, 15D–1
voting district, 15D–5
Audits
ballots, 11–155
electronic voting systems, 16–42
Ballot issue committees
contributions and expenditures, 11–327
termination, 11–327
Ballots
armed forces, see Armed forces, above
mail-in ballots, 11–91.5
paper ballots
sharing electronic or digital images, 11–121
sharing electronic or digital images, 11–121
Board of education
transition of elected to appointed board, St Art XVIII–12
Campaign committees
ballot issue committees, 11–327
persons not eligible to serve as officers, 11–325
registration with campaign spending commission
required, 11–321
termination, 11–326
treasurers, 11–324
Campaign contributions and expenditures
campaign spending commission
advisory opinions, 11–315
communications with governor and legislature, 11–317
compensation, 11–313
established, 11–311
ethical conduct, 11–316
expenses, 11–313
members, 11–311
placement within accounting and general services department, 11–311
political activities, 11–316
powers and duties, 11–314
staff, 11–314, 317
term of office, 11–312
construction and interpretation, 11–301
contribution and expenditure reports
commercial use of information prohibited, 11–344
contents, 11–333, 335
defective or deficient report, 11–340
electioneering communications, 11–341
exemptions, 11–339
expenditures, 11–337

failure to file, 11–340
false reports, 11–412
filing, 11–331
late contributions, 11–338
late expenditures, 11–337, 338
loans, 11–372
public records, 11–331
reporting periods, 11–334, 336
reports due on Saturday, Sunday, or holiday, 11–343
sale or use of information, 11–344
time to file, 11–334, 336
contributions
accounting and records, 11–324
aggregate of small contributions at political function, 11–353
amounts that may be contributed
business entities, 11–361
excess contributions, 11–364
family members, 11–359
generally, 11–357, 358
political parties, 11–360
anonymous contributions, 11–353
ballot issue committees, 11–327
companies, partnerships, unions, etc., 11–361
contributions in name of another, 11–352
contributions to political parties, 11–360
corporations
foreign corporations, 11–356
deposits, 11–351
earmarked funds, 11–351, 360
false name contributions, 11–352
family members, 11–359
foreign nationals or foreign corporations, 11–356
fundraisers, 11–342
identification of top contributors to noncandidate committees, 11–393
late contributions, 11–338
minors, 11–359
nonresidents, 11–362
organizational report contents, 11–322, 323
public contractors, 11–355
receipts, 11–351
return of residual funds to contributors, 11–384
soliciting contributions on state or county property, 11–354
total contributions of less than $1,000, 11–339
use in subsequent elections, 11–384
definitions
completion of the contract, 11–355
disclosure date, 11–341
electioneering communication, 11–341
fundraiser, 11–342
generally, 11–302
top contributor, 11–393

electioneering communications, 11–341, 363
expenditures
    accounting and records, 11–324
    authorized expenditures, 11–381
    donations to schools, community groups, etc., 11–381
    electioneering communications, 11–341
    financing services at request or in coordination with candidate, 11–363
    house bulletins, 11–392
    late expenditures, 11–337, 338
    prohibited uses, 11–382
    scholarship awards, 11–381
    support for co-candidates, 11–383
    total expenditures of less than $1,000, 11–339
    when expenditure deemed made or incurred, 11–337
fundraisers
    fundraising on state or county property, 11–354
    notice of intent to hold, 11–342
hearings
    complaint of violation, 11–402, 403
    hearings officer, 11–407
    procedures, 11–407
    request for hearing, 11–405
    right to hearing, 11–410
    subpoenas, 11–401
    witnesses and evidence, 11–407
house bulletins, 11–392
liquor commission employees, 281–22
loans
    maximum amounts of loans, 11–371
    noncandidate committee prohibitions, 11–335, 373
    reports to commission, 11–333, 372
    who may make loans to candidates, 11–371
organizational reports
    contents, 11–322, 323
    exemptions to filing, 11–321
    time to file, 11–321
purpose, 11–301
records
    accounting, 11–324
    retention, 11–314
    subpoena of books and records, 11–401
registration
    ballot issue committees, 11–327
    candidate committees, 11–321
    noncandidate committees, 11–321
    termination of registration, 11–326
reports
    late contributions, 11–337
    late expenditures, 11–337, 338
rules
    adoption, 11–314, 393

violations
administrative fines, 11–410
advertisements, 11–391
advisory opinions, 11–315
commission orders, 11–409
complaint of violation
commission action on complaint, 11–404
dismissal, 11–408
filing, 11–402
notice to respondent, 11–403
probable cause, 11–405
respondent correction of violation, 11–406
waiver of further proceeding, 11–406
criminal prosecution, 11–411, 412
failure to file report or filing defective or deficient report, 11–340
false reports, 11–412
improper use of public funds, 11–434
injunctions, 11–410
notice, 11–314
penalties, 11–412
soliciting contributions on state or county property, 11–354
voluntary limit on expenditures
affidavits, 11–423
amounts available to candidates, 11–425
campaign contributions to candidates
excess contributions, 11–427
matching funds, 11–429
eligibility for public funds, 11–428
exceeding expenditure limits, 11–426
limits on amounts that may be expended for campaign, 11–423
reports, 11–433
use of public funds, 11–432, 433
Campaign fund
application for public funds, 11–430
audits and examinations, 11–434
depletion, 11–422
deposits and uses, 11–421
eligibility for public funds, 11–428
establishment, 11–421
improper use of funds, 11–434
payment of public funds, 11–431
qualifying contribution amounts, 11–429
reports, 11–435
return of moneys, 11–434
Candidates
assistance to voters, 11–139, 19–3
disqualification, 11–412
party affiliation
challenges by political party, 12–8
nomination papers, 12–3
party candidate

defined, 11–118
public service announcements, 11–10
runoff elections
contested elections, 11–174.5
defined, 11–1
Constitutional amendments
constitutional conventions
counting ballots to call, 11–151
publication of text, 22–6
Contested elections
county elections, 11–173.5, 174.5
invalidating, 11–174.5
new election, 11–174.5
Counties
contested elections, 11–173.5, 174.5
election by mail, 11–91.5
nomination papers, 12–3
public service announcements by candidates, 11–10
runoff elections
contested elections, 11–174.5
defined, 11–1
special elections, 11–91.5
Counting votes
audits, 11–155
Definitions
generally, 11–302
qualified, 11–425
top contributor, 11–393
Election day
late registration, 11–15.2
new election called when results invalidated, 11–174.5
Elections commission
chief election officer, 11–1.6
established, 11–7
members, 11–7
operation of elections, 11–8.5
personnel policies, 11–9
placement within accounting and general services department, 11–7
political activities, 11–8
power and duties, 11–7.5, 8.5
review program, 11–8.5
Electronic registration, 11–15.3
Electronic voting
tampering with machines or programs, 19–3
Emergency management
adjustment of election hours during emergency period, 127A–13
Employers and employees
assistance to voters by employers, 11–139, 19–3
Fraud, 19–3
Fund raisers
election activities at Washington Place prohibited, 84–13.5

Governor
election activities at Washington Place prohibited, 84–13.5
support of lieutenant governor candidate, 11–383
Notice
military and overseas voters, 15D–15
political parties
disqualification, 11–65
objection to qualifications, 11–62
publication, 11–2.8
Offenses
assistance to voters by certain persons, 11–139, 19–3
employee's leave on election day for voting, 11–95
false registration information, 11–15.2
false voting information, 19–3
liquor commission employees, 281–22
noncandidate committees
failure to disclose top contributors, 11–393
failure to file or correct reports, 11–340
public service announcements by candidates, 11–10
voter registration information violations, 11–14
Office of elections
attorneys, 28–8.3
employees, 11–1.55
placement within accounting and general services department, 11–1.5
Permanent absentee ballot
request form, 11–15, 16, 15–4
Political parties
candidates for office
challenges to nomination papers, 12–8
nomination papers, 12–3
challenges to qualifications, 11–62
contributions to political parties, 11–360
expenditures for more than one candidate, 11–383
objection to qualifications, 11–62
party candidate
defined, 11–118
qualification for ballot
objections, 11–62
Polling places
absentee polling places
late registration, 11–15.2, 15–7
election by mail, 11–91.5
late registration, 11–15.2
Precinct officials
community organizations, 11–5
nonprofit organizations, 11–5
school booster clubs, 11–5
unemployment compensation exclusions, 383–7
Presidential elections
election by popular vote, 14D–1
procedure for election, 14D–1

Primary elections
county elections held concurrently
contested elections, 11–173.5
Prisons and prisoners
notice of incarceration to county clerk, 353–65.5, 806–76
Reapportionment
reapportionment commission
appropriations, 25–1
Records
audits, 11–155
campaign contributions and expenditures
accounting, 11–324
retention, 11–314
Registration of voters
boards of registration
placement within accounting and general services department, 11–41
confidentiality of certain information, 11–14, 97
electronic application, 11–15.3
identification number, 11–15
late registration, 11–15.2
permanent absentee ballot request, 11–15, 16, 15–4
release of information
prohibitions, 11–14, 14.5, 97
public access, 11–97
rules, 11–14.5, 97
use or distribution of information
prohibitions, 11–14
Reports
election campaign fund, 11–435
performance reviews, 11–8.5
Results
audits, 11–155
invalidating, 11–174.5
runoff elections
contested elections, 11–174.5
defined, 11–1
Rules
access to voter registration information, 11–14.5, 97
adoption, 11–7.5
campaign contributions and expenditures
adoption, 11–314, 393
residual funds, 11–384
election by mail, 11–91.5
elections review program, 11–8.5
electronic voting systems, 16–42
registration board compensation, 11–42
Runoff elections
contested elections, 11–174.5
defined, 11–1
Special elections
mail-in ballots, 11–91.5

Time
political parties
disqualification, 11–65
objection to qualifications, 11–62
Violations, see Offenses, above
Voting
election by mail, 11–91.5
Washington Place
election activities prohibited, 84–13.5

ELECTRICIANS AND PLUMBERS
Advertising
false advertising, 448E–10
license required, 448E–9
Lead pipes, fittings, and fixtures
standards for use, 340E–7
Licenses
continuing education, 448E–8.5
employment of licensees on job site, 444–9.5
high voltage electrical work employee, 448E–13

ELECTRICITY
Electric reliability
see PUBLIC UTILITIES
Electric utility cooperative associations
see PUBLIC UTILITIES, Electric utility cooperative associations
Electric vehicles
neighborhood electric vehicles, 286–2, 291C–134
personal assistive mobility devices, 291C–134.5
Fish and fisheries
penalty for violation, 188–70
Landlords
sale of power from renewable energy system to tenant, 269–1
Public utilities commission
stabilization authority, 269–6

ELECTRONIC EAVESDROPPING
Actions
injunctions, 803–48.5
Attorney general
surveillance review unit, 28–141
Interception and disclosure of communications
court orders, 28–141
emergencies, 803–42
Labor trafficking
crimes eligible for wiretapping, 803–44
Mobile tracking device
exemptions, 803–41
tracking devices to locate vehicles, 803–41
Orders
applications for court orders, 28–141

Police
bait vehicles, 803–41
Privacy
violations, 711–1110.9, 1111
Sex trafficking
crimes eligible for wiretapping, 803–44
Violations
injunctions, 803–48.5

ELECTRONIC LEGAL MATERIALS
see LAWS

ELECTRONIC TRANSACTIONS
Agreement between parties
arbitration of controversies, 658A–29
defined, 489E–2
required, 489E–5
time and place of sending records, 489E–15
transferable records, 489E–16
variation of provisions, 489E–5
Applicability
construction, 489E–6
federal law, 490:1–108
generally, 489E–3
government agencies, 489E–17, 18
prior transactions, 489E–4
prospective application, 489E–4
Arbitration of controversies, 658A–29
Athlete agents regulation, 481E–18
Automated transactions
defined, 489E–2
time and place of sending, 489E–15
when contract formed, 489E–14
Change or error during transmission, 489E–10
Citation, 489E–1
Definitions, 489E–2, 16
Effect of electronic records, signatures, and contracts, 489E–7
Elections
military and overseas voters, 15D–18
Electronic agents
when contract formed, 489E–14
Electronic-mail
confidentiality of voter addresses, 15D–14
Electronic records
change during transmission, 489E–10
defined, 489E–2
delivery, 489E–8, 15
determining sender of record or signature, 489E–9
error during transmission, 489E–10
evidence, 489E–12, 13
format, 489E–8

government agencies, 489E–17, 18
government publications
electronic publication notification, 93–4.5
legal effect, 489E–7, 8
manner of sending and receiving, 489E–8, 15
notarization or acknowledgment, 489E–11
notices to shareholders, 414–4, 124
originals, 489E–12
requirements, 489E–8, 15
retention, 489E–12
time and place of sending, 489E–15
transferable records, 489E–16
use, 489E–8
Electronic signatures
defined, 489E–2
determining sender of record or signature, 489E–9
evidence, 489E–12, 13
federal law, 490:1–108
government agency acceptance, 489E–18
legal effect, 489E–7
notarization or acknowledgment, 489E–11
securities sales, 485A–105
time and place of sending, 489E–15
Electronic voter registration, 11–15.3
Enforcement
arbitration of controversies, 658A–29
generally, 489E–7
transferable records, 489E–16
Evidence
admissibility of records and signatures, 489E–12, 13
transferable records, 489E–16
Exemptions, 489E–3
Financial institutions
electronic record or checks, 489E–12
transferable records, 489E–16
Foreclosure, eviction, repossession, etc., 489E–3
Government agencies
acceptance, 489E–18
conversion of written records to electronic form, 489E–17
defined, 489E–2
electronic records creation and retention, 489E–17
interagency operations, 489E–19
standards, 489E–18, 19
Insurance contracts, 431:10H–204.5, 489E–3
Legal effect and enforceability, 489E–7, 8, 490:1–108
Nonprofit corporations
ballot actions by members, 414D–104.5
ballot signatures, 414D–116
Notarization or acknowledgment, 489E–11
Notice
change or error during transmission, 489E–10

electronic notices to shareholders, 414–4, 124
government publications
electronic publication notification, 93–4.5
Other laws apply, 489E–3, 6, 490:1–108
Other transactions
no presumption that party agrees to conduct electronic transactions, 489E–5
Payment of account or registering purchase
no presumption that party agrees to conduct electronic transactions, 489E–5
Prescription drugs
see DRUGS
Presumptions
no presumption that party agrees to conduct electronic transactions, 489E–5
Prohibited practices
variations by agreement, 489E–5
Public utilities commission
electronic document submissions, 269–6.5, 271–9.5, 271G–23.5
Real property
electronic recording of instruments
see CONVEYANCES BUREAU, Recording of instruments
Scope, 489E–3
Security interests in electronic chattel paper
see SECURED TRANSACTIONS
Security procedures
change or error during transmission, 489E–10
defined, 489E–2
determining sender of record or signature, 489E–9
government agency records, 489E–18
Short title, 489E–1
Transactions that may not use electronic records or signatures, 489E–3
Transferable records
authoritative copies, 489E–16
control, 489E–16
copies or revisions, 489E–16
enforcement, 489E–16
governing rules, 489E–16
Voiding contract or agreement
change or error during transmission of electronic record or signature, 489E–10
Wills, codicils, and testamentary trusts, 489E–3
Writing required
electronic records or signatures satisfies law, 489E–7, 8

ELEVATORS
Safety inspections
permits, 397–4
records, 397–4
rules, 397–4

EMBLEMS AND SYMBOLS
Dance
hula designated as state dance, 5–21
Flags

prisoner of war and missing-in-action flag, 5–18.5
Individual sport
surfing, 5–13.5
Island colors, 5–16.5
Musical instruments
pahu designated official kahiko instrument, 5–10.5
ukulele designated official auana instrument, 5–10.5
Opeapea (Hawaiian hoary bat)
state land mammal, 5–12.2
Pahu
state kahiko musical instrument, 5–10.5
State and island flowers, 5–16
State fish
designation of official state fish, 5–11.5
State insect
designation of official state insect, 5–11.3
State instruments
designation of official state instruments, 5–10.5
State land mammal
designation of official state land mammal, 5–12.2
State mammal
designation of official state mammal, 5–12.5
State plant
designation of official state plant, 5–15.5
State sports, 5–13.5, 14
Ukulele
state auana musical instrument, 5–10.5

EMERGENCIES
Appropriations
emergency and budget reserve fund uses, 328L–3
Courts
emergency orders
collaborative law, 658G–7
Declaration of emergency
major disaster, 127A–14
Disaster response personnel, 321–23.3
Emergency access on private property
limited liability, 663–10.7
Emergency and budget reserve fund
deposits, 328L–3
prohibited uses, 328L–3
uses, 328L–3
Emergency management assistance compact
authorization, 128F–2
form of compact, 128F–2
responsibilities and immunities of party states, 128F–2
short title, 128F–1
supplementary agreements, 128F–2
Epidemic prevention and control
agreements for treatment services, 325–20

emergency response stockpile of drugs and medications, 321–441, 442
quarantine of persons, 325–8
Firearms
seizure of lawful firearms during emergency prohibited, 134–7.2
Medical and psychological emergency services
medical emergency response personnel, 321–23.3
naturopathic physicians, 455–8.4
psychological and mental health services, 321–23, 23.3
911 system
see TELEPHONES
Nurses
disaster response personnel, 321–23.3
Pharmacists
disaster response personnel, 321–23.3
Physicians
disaster response personnel, 321–23.3
Search and rescue operations
definitions, 137–1
disregarding warning or notice, 137–2
emergency communication devices for boats, 200–37.5
landowners liability, 520–3, 4
reimbursement for expenses, 137–2, 3
Tourism emergency period
declaration, 201B–9
special fund, 201B–10
Traffic control
redirecting traffic
authorization, 135–2
cane haul roads, 264–1.5
definitions, 135–1
landowner's immunity, 135–3
state's immunity, 135–4
traffic emergency zones, 264–1.5
Training and exercises
interstate compact for mutual aid, 128F–2
Trauma victim services, 321–23, 23.3

EMERGENCY MANAGEMENT
Administrator
appointment, 127A–3
powers and duties, 127A–3
Advisory council
appointment of members, 127A–4
Agency
established, 127A–3
Alarm systems
damage or destruction, 127A–29
Alcoholic beverages
restrictions, 127A–13
Appropriations
generally, 127A–17

Compacts
authority to enter into, 127A–12
Construction and interpretation
effect of chapter on other laws, 127A–32
powers and duties, 127A–1
Counties
county emergency management agency
defined, 127A–2
delegation of powers, 127A–11
emergency management agency, 127A–5
emergency reserve corps, 127A–6
mayor
additional powers, 127A–13
declaration of emergency, 127A–14
delegation of powers, 127A–11
powers generally, 127A–12
responsibilities, 127A–5
warning point, 127A–7
Crimes committed during emergency period
assault on emergency worker, 707–712.7
burglary, 708–817, 818
criminal property damage, 708–820
theft and robbery, 708–830.5, 840
Definitions, 127A–2, 30
Director
adjutant general, 26–21, 127A–3
Diseases
emergency response stockpile of drugs and medications, 321–441, 442
quarantine and immunization, 127A–13
Elections
adjustment of election hours, 127A–13
Emergency period
civil and criminal actions tolled, 601–1.5
Emergency reserve corps, 127A–6
Essential commodities, 127A–30
Evacuations, 127A–12, 13
Explosives
restrictions, 127A–13
Facilities
security for Diamond Head facilities, 26–14.6
security of, 121–9
Firearms
restrictions, 127A–13
seizure of lawful firearms prohibited, 134–7.2
Forfeitures
property unlawfully possessed, 127A–26
Funds
major disaster fund, 127A–16
Governor
allotment of funds, 127A–17
declaration of emergency, 127A–14

delegation of powers, 127A–11
enforcement of provisions, 127A–28
investigations and surveys, 127A–24
powers, 127A–12, 13
proclamations, 127A–15
requisitions, 127A–21
rules and orders, 127A–25
suspension of laws during emergency period, 127A–13
Hoarding
prevention, 127A–13
Homeland security
see DEFENSE DEPARTMENT
Hotels and lodgings
compensation, 127A–20
immunity from liability, 127A–20
Housing relief, 127A–30
Injunctions
enforcement of provisions, 127A–28
preliminary or interlocutory, 127A–27
restraining orders, 127A–27
Interstate compact for disaster or emergency assistance, 128F–2
Investigations
powers of governor or mayor, 127A–24
Laws
conflict with chapter or rules, 127A–32
court deadlines and filing requirements, 601–1.5
suspension of laws, 127A–13, 601–1.5
Legislative declaration, 127A–1
Mayor
declaration of emergency, 127A–14
enforcement of provisions, 127A–28
investigations and surveys, 127A–24
powers, 127A–12
proclamations, 127A–15
requisitions, 127A–21
rules and orders, 127A–25
Media access to closed areas, 127A–12
Military
immunities, 127A–9
National guard
immunities, 127A–9
order to active service, 121–30
Negligence
immunities, 127A–9
immunity from liability of private shelters, 127A–20
liability of employees, 127A–9
Nuisances
abatement, 127A–13
Organizations
political activity prohibited, 127A–10
Penalties for violations, 127A–30

Personnel
appointment, 127A–12
assault on emergency worker, 707–712.7
immunities, 127A–9
injury or death, 127A–8
non-government employees, 127A–8, 309H–4
state officers and employees, 127A–8
training, 127A–12
Policy, 127A–1
Political activity
prohibited, 127A–10
Price controls, 127A–30
Private agencies
immunities, 127A–9
Private property
compensation for taking, 127A–22
damage to requisitioned property, 127A–23
failure to return, 127A–23
mitigation of hazardous situations, 127A–18
requisitions for taking, 127A–21
Proclamations
how made, 127A–15
injunctions, 127A–27
state of emergency, 127A–14
temporary restraining orders, 127A–27
Prohibited acts, 127A–30
Property
forfeitures, 127A–26
unlawfully possessed, 127A–26
Property damage
immunities, 127A–9
liability of employees, 127A–9
Public information
powers of governor and mayor, 127A–12
rules and orders, 127A–25
Public officers and employees
injury or death, 127A–8
status of employees, 127A–8
Public property
use during emergency period, 127A–12
Public utilities
continuity of service during emergency, 127A–13
immunities, 127A–9
protection of facilities, 127A–12
surcharge for disaster damage, 269–16.3
Purpose, 127A–1
Rationing
powers of governor or mayor, 127A–13
Reports
major disaster fund, allotment or expenditure, 127A–16
Requisition of property

compensation, 127A–22
determination of damages, 127A–23
notice of requisition, 127A–21
Reserve corps, 127A–6
Rules
adoption and publication, 127A–25
laws inconsistent with rules, 127A–32
Sale of goods, 127A–30
Service of process, 127A–15
Shelters
damage or destruction, 127A–29
immunity from liability of private shelters, 127A–20
pet animals at shelters, 127A–19
powers of governor, 127A–13
public shelters, 127A–19
State of emergency declaration, 127A–14
Training programs
powers of governor and mayor, 127A–12
United States
agreements with federal government, 127A–12
Violations
enforcement of provisions, 127A–28
investigations, 127A–24
penalties, 127A–30, 31
Volunteers, 127A–8
Warning point
state and counties, 127A–7
Warning systems
damage or destruction, 127A–29

EMERGENCY MEDICAL SERVICES
Air transport services
contracts for services, 321–228
data collection, 321–230
establishment, 321–224, 235
requirements, 321–230
standards, 321–230
state immunities, 321–235
Ambulances
driver licensing, 286–235.5
Automated external defibrillation
liability, 663–1.5
training, 663–1.5
use, 453–2, 663–1.5
Consent to treatment
non-resuscitation instructions, 321–23.6
Disasters
emergency response stockpile of drugs and medications, 321–441, 442
immunities for disaster response personnel, 321–23.3
Emergency medical services special fund
deposits, 245–15, 249–31

established, 321–234
transfers from special funds, 36–27, 30
uses, 321–234
Epidemic prevention and control
agreements for treatment services, 325–20
emergency response stockpile of drugs and medications, 321–441, 442
quarantine of persons, 325–8
Hazardous condition of land
landowners liability, 520–3, 4
Interference with reporting an emergency or crime, 710–1010.5
Latex gloves use, 321–236
Liability, 321–235
911 system
see TELEPHONES
Overdose prevention
opioid antagonist administration, 329E–3
Personnel
alcohol and substance abuse policy, 321–226
assault on, 707–711
automated external defibrillation
use, 453–2
criminal history record checks, 846–2.7
disaster response, 321–23.3
jury duty exemption, 612–6
peer support counseling, 78–52
retirement, 88–74.6, 281, 331
terroristic threatening against, 707–716
Poisons
information and poisoning prevention services, 321–224
Records
emergency 911 calls
retention of recordings and radio dispatches, 46–1.7
Reports
emergency medical services special fund, 321–234
operating vehicle or vessel under the influence of alcohol or drugs, 291E–21, 663–1.9
trauma system special fund, 321–22.5
Rules
comfort care only instructions, 321–23.6
continuing education, 453–32.1
trauma system special fund, 321–22.5
Search and rescue operations
definitions, 137–1
landowners liability, 520–3, 4
reimbursement for expenses, 137–2, 3
Torts
emergency aeromedical services, 321–235
hazardous condition of land, 520–3, 4
Trauma patients
comprehensive state trauma system, 321–22.5
peer review of patient care, 624–25.5
special fund for services

deposits, 245–15, 291–15, 291C–2, 291E–7
established, 321–22.5
uses, 321–22.5
treatment information registry, 321–230

EMINENT DOMAIN
Counties
housing projects, 46–15.1
Highways
condemnation powers, 264–1
Housing
county projects, 46–15.1
housing finance and development corporation, 201H–13, 33
public housing authority, 356D–15
Parks
acquisition of lands, 184–3.5
Private streets
condemnation powers, 264–1
Public lands
extension of lease or modification of use restrictions, 171–36
Special purpose revenue bonds
exercise of powers limited, 39A–252, 282, 312, 342

EMPLOYERS AND EMPLOYEES
Actions
drug dealer liability
see TORTS
job reference liability, 663–1.95
Arrest records
criminal convictions, 378–2.5
Breastfeeding or expressing milk in the workplace, 378–2
Commercial drivers
employer responsibilities, 271–19
Credit history or credit reports
consideration in hiring, termination, etc., 378–2, 2.7
Criminal history record checks, 846–2.7
Criminal records
consideration in hiring, termination, etc., 378–2.5
criminal history record checks, 846–2.7
Definitions
information technology development, 480–4
new hire, 576D–16
noncompete clause, 480–4
nonsolicit clause, 480–4
software development, 480–4
technology business, 480–4
Disciplinary actions against employee
workers' compensation exclusion for mental stress, 386–3
Drug testing of employees
see SUBSTANCE ABUSE, Testing
Employee benefit plans

disclaimer of property interests, 526–12
excise tax exemption, 237–24.3
real property investments, 237–24.3
Expressing milk in the workplace
civil actions for violations, 378–93
definitions, 378–91
employer requirements and exemption, 378–92
Fees
child support income withholding administrative fee, 571–52.2, 576B–502, 576E–16
Gender identity or expression, 378–2
Human trafficking
see also PENAL CODE, Labor trafficking
Human Trafficking Awareness Month, 8–25
National Human Trafficking Resource Center hotline posting, 371–20
Information on former employees
job reference liability, 663–1.95
Insurance
health insurance
self-employed persons, 431:10A–603
long-term care insurance, 371–16
Job references
liability of former employer, 663–1.95
Job training programs
see JOB TRAINING
Joint employment
enterprise zone businesses, 209E–2
Labor and industrial relations appeals board
hearing notices, 371–4
legal counsel, 28–8.3
Labor education and research center
see UNIVERSITY OF HAWAII
Labor relations board
legal counsel, 28–8.3
notice of hearing, 89–5.1
referral of disputes to conciliators, 377–4.7
Labor trafficking
see PENAL CODE
Leased employees
enterprise zone businesses, 209E–2
Leaves of absence
anatomical gifts
see ANATOMICAL GIFTS
family leave
data collection system, 398–9.5
posting notices, 398–1.5
reports, 398–9.5
victims leave
actions to enforce, 378–72
certification of conditions, 378–72
collective bargaining agreements, 378–74
definitions, 378–71

employee benefit plans, 378–74
entitlement, 378–72
notice to employer, 378–72
protection of employee position and benefits, 378–72
relation to other leaves, 378–73
return to service, 378–72
Lie detector tests
corrections agency, 378–27
Performance
job reference liability, 663–1.95
Prisons and prisoners
criminal convictions considered by employer, 378–2.5
Professional employer organizations
administrative employers, 373L–1
allocation of employer rights and obligations, 373L–1
compliance with labor laws, 373L–2
definitions, 373L–1
fees, 373L–2, 8
officers, directors, partners, and managers of client company, 373L–1
payment of wages and benefits
tax treatment, 237–24.75
payroll cost exemption, 373L–7
place of business, 373L–2
registration with department
exemptions, 373L–4
expiration and renewal, 373L–2
information to be provided, 373L–2
required, 373L–1.5, 2
responsibilities, 373L–6
rules, 373L–2, 5
staff leasing companies, 373L–1
surety or irrevocable letter of credit
requirements, 373L–3
violations
failure to maintain bond, 373L–3
Public assistance
employed persons eligible for medical assistance, 346–29.3
Reciprocal beneficiaries
see RECIPROCAL BENEFICIARIES
Records
child support enforcement, 576D–16, 18
Reports
new hires, 576D–16
Rights of employees
recording workers' compensation medical examinations, 386–79
Salary or wage history inquiries, 378–2.4
Sick leave use
unlawful barring or discharging of employee, 378–32
Smoking in workplace
areas declared smoke-free, 328J–6, 8
nonretaliation provisions, 328J–10

prohibited, 328J–4
Wages
disclosures or discussions, 378–2.3
nonpayment of
criminal offense, 707–786
Whistleblowers protection
confidentiality, 104–22

EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
Actuaries
valuations of assets and liabilities, 87A–27
Administration of fund
actuarial annual valuation, 87A–27
board of trustees powers, 87A–15, 24
established, 87A–30
expenses, 87A–31
forfeited benefits or payments, 87A–31
investments, 87A–24
trust administration, 87A–31.5
Assets and liabilities
annual valuation by actuary, 87A–27
Board of trustees
compensation and expenses, 87A–8
established, 87A–5
legal adviser, 87A–9
meetings, 87A–10, 11
membership, 87A–5
minutes, 87A–12
officers, 87A–7
powers and duties, 87A–15, 24
quorum, 87A–11
staff, 87A–24
terms of office, 87A–6
vacancies, 87A–6
voting, 87A–11
Cafeteria plans
employee contributions, 87A–40
employer contributions, 87A–32
implementation, 87A–31
Carriers
defined, 87A–1
health care benefits, 87A–16
life insurance plans, 87A–17
long-term care benefits, 87A–18
part-time, temporary, and casual hire employee coverage, 87A–19
rate credit or reimbursement, 87A–31
Contributions to fund
employee contributions, 87A–40, 41
employer contributions
active employees, 87A–32
irrevocable, 87A–31.5

medicare supplement plan, 87A–23
not considered wages or salary, 87A–38
other post-employment benefits trust fund, 37B–3, 87A–42, 43, 237–31, 237D–6.5
reimbursement from special funds, 87A–39
retired employees, 87A–33, 37
retired employees with less than 10 years service, 87A–34
retired employees with less than 25 years service, 87A–35
retiree hired after 2001, 87A–36
Coverage
covered services, 87A–1
medicare supplement plan, 87A–23
Definitions
annual required contribution, 87A–42
credited service, 87A–1
generally, 87A–1
life insurance plans, 87A–37
medicare part B premium rate, 87A–33
public employers, 87A–31.1
retired employees, 87A–33, 35
Eligibility
children, 87A–1
covered services, 87A–1
eligible employees and dependents, 87A–1, 21
excluded employees, 87A–1
information and enrollment, 87A–22
long-term care benefits, 87A–18
Established, 87A–30
Health care benefits
affordability to employers and employees, 87A–15
carriers, 87A–16
defined, 87A–1
eligibility, 87A–21
employee contributions, 87A–40
employer contributions, 87A–32, 33
manner of providing coverage, 87A–16
medicare supplement plan, 87A–23
part-time, temporary, and casual hire employees, 87A–19
prescription drugs, mail order opt out option, 87A–16.3
retired employees, 87A–33, 33.5, 34, 35, 36
Information and enrollment, 87A–22
Life insurance
employer contributions, 87A–32, 37
manner of providing coverage, 87A–17
Long-term care benefits
carriers, 87A–18
cost, 87A–18
defined, 87A–1
eligibility, 87A–1, 18
employee contributions, 87A–41
Other post-employment benefits trust fund
employer contributions

contribution amounts, 37B–3, 87A–42, 43, 237–31, 237D–6.5
general excise tax proceeds, 237–31
transient accommodations tax proceeds, 237D–6.5
established, 87A–42
purpose, 87A–42
Part-time, temporary, and casual hire employees
defined, 87A–1
health benefits plans, 87A–19
Purpose of fund, 87A–31
Records
board of trustees, 87A–12
recordkeeping, 87A–25
Reports
annual reports, 87A–25
Retired employees
eligibility, 87A–1, 21
employee contributions, 87A–40, 41
employer contributions, 87A–33
life insurance, 87A–37
medicare supplement plan, 87A–23
purchase of personal health insurance policy, 87A–33.5
retiree hired after June 30, 2001, 87A–36
retiree relocating out of state, 87A–33.5
retiree with less than 10 years of service, 87A–34
retiree with less than 25 years service, 87A–35
Rules
adoption, 87A–26
dispute resolution, 87A–26
part-time, temporary, and casual hire employees, 87A–19
Uses of fund, 87A–31

EMPLOYMENT AGENCIES
Criminal history record checks, 846–2.7
Criminal records
criminal history record checks, 846–2.7
Licenses
forfeiture, 373–13.5
renewal, 373–3
Place of business, 373–6
Principal agents, 373–13.5
Registration with department, 373–3
Rules, 373–3
Salary or wage history inquiries, 378–2.4
Violations
penalties, 373–14

EMPLOYMENT SECURITY
Appeals
modification or reversal of decision on claim, 383–38
notice, 383–38
time to file, 383–38

Benefits
disclosure of information, 383–95
Indian tribes
financing benefits paid, 383–62.5
taxation, 383–163
Claims
decision on claim
appeals, 383–38
modification or reversal, 383–38
partial unemployment, 383–29.7
Contributions
assessment to repay federal loans, 383–61.5
income tax refund offsets, 383–80
Indian tribes, 383–62.5
Criminal history record checks, see Personnel security program, below
Definitions
alternative base period, 383–1
food stamp reimbursements, 383–163.7
part-time, 383–30.5
suitable work, 383–30.5
Election officials and workers
excluded services, 383–7
Eligibility
alternative base period, 383–29
compelling family reasons, 383–7.6
partial unemployment, 383–29.6
part-time workers, 383–7.5
Employers
income tax refund offsets, 383–80
partial unemployment reports, 383–29.9
posting of information, 383–12
Employment and training fund
deposits, 394B–9
Experience rating
transfer or acquisition of employing unit, 383–66
Family reasons
eligibility for benefits, 383–7.6
Fraud
transfer or acquisition of employing unit, 383–66
Indian tribes and tribal units
contributions, 383–62.5
Labor and industrial relations department
internet job-matching system, 383–12
Liens
child support liens, 576D–10.5
Notice
appeals, 383–38
transfer or acquisition of employing unit, 383–66
work availability, 383–12
Partial unemployment
claim filing, 383–29.7

defined, 383–1
eligibility, 383–29.6
employer reports, 383–29.9
registration for other work, 383–29.8
rules, 383–29.8
verification of employee earnings, 383–29.9
work search requirements, 383–29.8
Part-time workers
eligibility, 383–7.5
good cause for separation, 383–30.5
Personnel security program
established, 383–110
purpose, 383–110
Prison inmate labor
excluded services, 383–7
Public assistance
food stamp reimbursements, 383–163, 163.7
Public contracts
compliance with labor laws, 103D–310
public works employees, 103–55.5
Records
disclosure, 383–95
Reemployment services and referrals
internet job-matching system, 383–12
part-time workers, 383–7.5
Registration for work
internet job-matching system, 383–12
partial unemployment, 383–29.8
part-time workers, 383–7.5
Rules
partial unemployment, 383–29.8
Special unemployment insurance administration fund
deposit of fines and penalties, 383–66
State departments and agencies
employee information reports, 383–94
Taxation
disclosure of benefit information, 383–95
income tax withholding, 383–163
United States
loans to pay expected benefit claims, 383–61.5
Violations
employer reports, 383–94
transfer or acquisition of employing unit, 383–66
Voluntary separation
compelling family reasons, 383–7.6
good cause, 383–30.5
Withholding
child and spousal support enforcement, 576D–10.5
food stamp reimbursements, 383–163, 163.7
income taxes, 383–163

ENERGY RESOURCES
Alcohol fuels
biofuel purchase and use by state, 103D–1012
definitions, 243–1
development, 196–42
fuel tax, 243–4
Alternate energy
agricultural land use, 169–2, 205–2, 4.5
alternate fuels standards, 196–42
biofuels
energy feedstock production, 141–9
gas utility use, 269–45
processing facilities permitted in agricultural districts, 205–4.5
purchase and use by state, 103D–1012
renewable fuels production tax credit, 235–110.31
clean energy initiative program, 196–10.5
electricity rates, 269–27.3
electric utility company use
see PUBLIC UTILITIES
energy security special fund
established, 201–12.8
uses, 201–12.8
fuel taxes, 243–4
hydrogen fuel technology, 196–10
liquefied natural gas, 226–18
natural energy institute
see UNIVERSITY OF HAWAII
public lands leases to producers, 171–95, 95.3
renewable energy facilitator
powers and duties, 201–12.5
renewable energy system, 205–2, 4.5
research and development projects, 196–41
sites for production facilities
administration, 201–12.5
inventory, 196–41
renewable energy facilitator duties, 201–12.5
state and county permits
administration, 201–12.5
generally, 46–19.4, 196–1.5
renewable energy facilitator duties, 201–12.5
state planning, 226–18
Clean energy initiative program
established, 196–10.5
Clotheslines to dry clothing
restrictions on use prohibited, 196–8.5
Electric vehicles
charging stations
availability, 291–71
condominiums and townhouses, 196–7.5
neighborhood electric vehicles, 286–2, 291C–134
parking

spaces reserved for electric vehicles, 291–71
violations, 291–72
personal assistive mobility devices, 291C–134.5
state purchase of vehicles, 103D–412
Energy conservation devices
clotheslines to dry clothing, 196–8.5
energy-efficiency portfolio standards, 269–96
public buildings, 103D–410, 196–9, 19, 21
purchase of products, 196–23
state loans, 201–20
tax credit
amount, 235–12.5
financial institutions, 241–4.6
Ethanol
fuel taxes, 243–4
investment tax credit, 235–110.3
notices, 235–110.3
production reports, 235–110.3
Fuel distribution
see GASOLINE AND PETROLEUM PRODUCTS
Geothermal resources
air quality monitoring, 342B–18, 19
conservation districts, 183C–4
exploration and development, 205–2, 4.5, 5
pollution releases, 342B–18, 19
public land leases to producers, 171–95
state planning, 226–18
Green infrastructure financing
bond program
authorization for expenditures, 269–171
bond fund
audits, 196–67
established, 196–67
uses, 196–67
compliance with revenue bond law, 196–68
cost recovery, 269–172
debt limit exclusion, 269–175
definitions, 269–161
electric utilities
cost recovery, 269–172
department not an electric utility, 269–174
obligations, 269–164
successor requirements, 269–167
fee authorization, 269–162
financing order
applications for, 269–162
contents, 269–163, 176
effective period, 269–165
fee adjustment, 269–176
issuance or denial of, 269–163
green infrastructure fee

adjustments, 269–176
authorization, 269–162
nonbypassable, 269–166
green infrastructure property
creation, 269–164
defined, 196–61, 269–161
non-impairment of property value, 269–169
issuance of bonds, 269–162
miscellaneous provisions, 269–174
severability, 269–173
tax exemptions, 269–168, 172
green infrastructure authority
annual plan, 196–64
annual report, 196–69
application for use of special fund, 196–66, 269–170
established, 196–63
expenditure plan, 196–62.5
members, 196–63
powers and duties, 196–64
loan program
application for financing by state agencies, 196–62.5
compliance with revenue bond law, 196–68
consultation with public benefits fee administrator, 196–62.5
definitions, 196–61
established, 196–62
expenditure plan, 196–62.5
green infrastructure authority, see above
reports, 196–69
severability, 196–70
special fund
application for use, 196–66, 269–170
established, 196–65
program order authorizing expenditures, 269–171
sub-fund, 196–65
tax exemption, 196–65
uses, 196–65
Hydroelectric energy systems
permitted in agricultural districts, 205–2, 4.5
Hydrogen-based energy
hydrogen implementation coordinator, 206M–23
Hydrogen fuel systems
research and development, 196–10
seed capital and venture capital, 211F–5.7
special fund, 211F–5.7
Liquefied natural gas
state planning, 226–18
Microgrid projects
tariffs, 269–46
Natural energy institute
see UNIVERSITY OF HAWAII
On-bill financing for energy and renewable systems, 269–125

Producers
public lands leases to renewable energy producers, 171–95, 95.3
state and county permits
administration, 201–12.5
generally, 46–19.4, 196–1.5
renewable energy facilitator duties, 201–12.5
state planning, 226–18
Public buildings
benchmarks, 196–30
conservation devices, 103D–410, 196–9, 19
definitions, 196–11
funding projects, 196–21
hydrogen fuel technology, 196–10
life-cycle cost analysis, 196–19
performance contracts, 196–21, 22, 30
retrofitting, 36–41, 196–21, 30
service contracts, 196–21
Public utilities
third party renewable energy system owner
exempt from regulation, 269–1
Renewable energy systems
permitted in agricultural districts, 205–2, 4.5
sale of electricity by owner, 269–1
tariffs, 269–27.4
Reports
clean energy initiative program, 196–10.5
energy security special fund, 201–12.8
ethanol production facilities, 235–110.3
renewable fuels production, 235–110.31
state support for alternate energy development, 196–41
Schools
net-zero energy goal, 302A–1510
Solar energy
agricultural land use, 205–2, 4.5
condominiums, 196–7, 514B–140
new housing developments, 196–6.5
roofing warranties or guarantees, 196–7
standards and specifications for water heater systems, 269–44
tax credit for devices
amount, 235–12.5
financial institutions, 241–4.6
University of Hawaii
green special fund, 304A–2181
net-zero energy goal, 304A–119
Wind farms and machines
enterprise zone eligibility, 209E–2
public lands leases to producers, 171–95

ENGINEERS
Actions
review of merits of claim

see DESIGN CLAIM CONCILIATION PANELS
tort liability, 663–10.9, 10.98
Condominiums
certification of conformance to building plans, 514B–34
Examinations
fees, 464–9
repetition, 464–9
Licenses
renewal, 464–9
Permits
certification that plans and specifications comply with state rules, 201–62
Plans and specifications
condominiums, 514B–34
facilitated application process, 201–62
Rules, 464–9
Schools
income tax credit for donation of services, 235–110.2
maintenance and repair contracts, 36–35, 36
Taxation
school repair and maintenance services credit, 235–110.2
Termites and pest control
assessments and specifications, 460J–26

ENGLISH LANGUAGE
Commercial drivers
test administration, 286–236
Interpreter and translation services for government services and programs
see LANGUAGE, Language access office, scope of services

ENTERPRISE ZONES
Force majeure events
agricultural businesses, 209E–14
defined, 209E–2

ENVIRONMENTALLY-RELATED ILLNESS AND INJURY
Health department
epidemiological investigations, 321–1, 29
Study and evaluation, 321–1, 29

ENVIRONMENTAL QUALITY
Brown tree snakes
training of detection dogs, 150A–6
Cultural practices, 343–2
Environmental assessments
cultural practices, 343–2
exemptions for secondary actions, 343–5.5
forensic facility construction or expansion, 334–2.7
prison construction or expansion, 353–16.35
Waiahole water system, 343–6.5
Environmental center
established, 304A–1551

Environmental council
environmental impact statements
exemptions for secondary actions, 343–5.5
training requirement, 10–41
Environmental impact statements
cultural practices, 343–2
development without permit or approvals, 607–25
exemptions, 183B–2, 343–6.5
exemptions for secondary actions, 343–5.5
fishponds, 183B–2
forensic facility construction or expansion, 334–2.7
harvesting trees on public lands, 183–16.5
prison construction or expansion, 353–16.35
secondary action exemptions, 343–5.5
Environmental quality control office
environmental response voluntary cleanup actions, 128D–31
Flame retardant chemicals
definitions, 332D–1
products containing chemicals
manufacture or distribution, 332D–2, 3
Goals and objectives
development, 321–1.1
Greenhouse gases
business or development permits, 91–13.5
emission limits
compliance, 342B–72
fees, 342B–73
rules, 342B–72
standards, 342B–71
government agencies
financing projects, 196–21
public contracts, 196–21, 22
sequestration task force, 225P–4
zero emissions clean economy target, 225P–5
Housing
energy efficiency, 103D–410
pollution control in state contracts, 103D–409
Lead contamination
drinking water contamination, 340E–4.7, 7
lead based paint
see HAZARDOUS MATERIALS
water catchment systems, 340E–4.8
Public works contracts
energy efficiency, 103D–410
pollution control, 103D–409
Reports
environmental goals and objectives, 321–1.1
Rules
permit approval or denial time limits, 91–13.5
Schools
environmentally-sensitive cleaning products, 302A–1509, 321–26.5

Waiahole water system
exemption from provisions, 343–6.5

EROSION
Beach and shoreline
restoration
planning, 171–153
powers, 171–152
Soil conservation program
adoption, 304A–201
powers and duties, 304A–203
state agency, 304A–202
Soil erosion and sediment control
development without permit or approvals, 607–25

ESCAPE
Minors
interstate compact for juveniles, 582D–1
return, 582D–1
Parole
escape from substance abuse treatment facility, 353G–11
Resisting order to stop motor vehicle
first degree offense, 710–1026.9
second degree offense, 710–1027

ESCHEAT
Abandoned property, 523A–5, 14
Life insurance benefits, 431:10D–654
Public housing
foreclosure of lien for rent and charges, 356D–53
sale of abandoned property, 356D–57

ESCROW
Condominiums
escrow of purchaser's money, 514B–91, 93
Depositories
accounting for moneys
sale or transfer of accounts, 449–24
termination of business, 449–24
violations, 449–17
books and records
confidential information, 449–1.8
violations, 449–17
buyer's choice of escrow agent, 667–52
ceasing to do business, 449–17
commissioner, powers, 449–1.9
criminal history record checks, 449–6, 8.6, 846–2.7
definitions, 449–1
examinations
fees, 449–14
fees, 449–8.6

fraud, 449–17
insolvency, 449–17
licenses
confidential information, 449–1.8
criminal history record checks, 449–6, 8.6, 846–2.7
fees, 449–8.6
termination of business, 449–24
misrepresentations, 449–17
notice
closing branch offices, 449–20.5
termination of business, 449–24
offices
branches, 449–20.5
closing branch office, 449–20.5
rules, 449–14
termination of business, 449–24
violations
deposit of fines and penalties, 449–14
Moneys in escrow
mortgage servicers' duties, 454M–5

ESTATE AND GENERATION-SKIPPING TRANSFER TAX
Administration
agreements with other states, 236E–24
claims for refund, 236E–21
collection of taxes by department, 236E–18
courts, jurisdiction, 236E–18
federal return information
duty to disclose, 236E–25
internal revenue code
interrelationship with chapter, 236E–4
liability for failure to perform required duties, 236E–23
revenues, disposition of, 236E–26
rules, 236E–14
statute of limitations, 236E–21
underpayment assessments, 236E–21
Appeals from assessments, 236E–18
Applicability, 236E–3
Conformance to internal revenue code, 236E–3
Courts
expenses of proceedings, 236E–22
jurisdiction, 236E–18
Credit for tax paid in other states, 236E–8
Decedent
domicile, determination of, 236E–6
residency, presumption of, 236E–6
Definitions, 236E–2
Department of taxation
rules, 236E–4
Estate tax liability
effect of release of liability, 236E–12

release by department, 236E–12
Failure to perform required duties, liability, 236E–23
Generation-skipping transfers
filing with department, 236E–17
tax imposed on all transfers, 236E–17
tax rate, 236E–17
transfers subject to taxes of other states, 236E–17
Hawaii taxable estate
contents, 236E–7
defined, 236E–7
exclusion allowed, 236E–6
tax imposed, 236E–8
Hawaii transfer tax
acceleration of payment, 236E–9
deferral or installment payments, 236E–9
payment of tax, 236E–9
returns
audits, 236E–18.5
failure to file, 236E–18.5
filing requirements, 236E–9
Interest on amounts due, 236E–10
Internal revenue code
application of, legislative intent, 236E–5
conformance to, 236E–3
incorporated by reference, 236E–5
references to inoperative provisions, 236E–4
Parents
actions on behalf of minors or disabled persons, 236E–19
Payment of taxes
agreements with other states, 236E–24
deferral or installment payments, 236E–9
Penalties, 236E–10
Personal representative
effect of release of estate tax liability, 236E–12
failure to pay before distribution, 236E–16
Reimbursement authorized, when, 236E–20
Returns
amended, 236E–13
audits, 236E–18.5
change or correction
final determination, 236E–13
electronic filing, 231–8.5
extension of time to file, 236E–11
failure to file, 236E–18.5
federal return information
duty to disclose, 236E–25
Rules, 236E–4, 14
Security for payment, 236E–16
Short title, 236E–1
Statute of limitations
claims for refund, 236E–21

underpayment assessments, 236E–21
Tax imposed, 236E–8
Tax liability
lien on decedent's estate, 236E–15
sale of property to pay, 236E–15
Tax paid in other states
credit for, 236E–8

ESTATE AND TRANSFER TAXES
Civil unions
applicability, 236D–2.3
Credits
federal law, 236D–2.5
Disclaimer of property interests, 526–14
Distribution of property
disclaimer of property interests, 526–14
Generation-skipping transfers
see also ESTATE AND GENERATION-SKIPPING TRANSFER TAX
division of trust into two or more trusts, 554A–3
Imposition of tax
nonresidents, 236D–4.5
Noncitizen transfers of property
assessment of tax, 236D–4.5
Nonresidents
imposition of tax, 236D–4.5
Reciprocal beneficiaries
apportionment, 560:3–916

ESTOPPEL
Commercial code
general principles of law apply, 490:1–103

EVIDENCE
Administrative procedure
mediation proceedings, 91–8.5
Arbitration
admissibility of evidence in arbitration proceeding, 658A–15
condominium disputes, 514B–162
right to subpoena, 658A–17
Certificate of merit, 657–1.8
Child support
determination and enforcement, 576B–316
discovery, 576B–318
paternity, 584–11, 12
Collaborative law, 658G–17, 18, 19
Criminal charging by written information
court determination, 806–85
hearing, 806–86
probable cause that offense committed, 806–84
Design claim conciliation panels, 672B–7, 11
DNA testing of offenders

see DNA TESTING AND IDENTIFICATION
Drugs
nuisance abatement actions, 712–1271.5, 1273
Electronic records and signatures
admissibility, 489E–12, 13
government records, 92–30
transferable records, 489E–16
Forensic identification
see DNA TESTING AND IDENTIFICATION
Internet sales and services
bad faith registration or use of domain names, 481B–23
Mediation communications, 658H–4, 5, 6, 7
Notaries public
proof of signer's identity and signature, 456–1.6
Pornography
nuisance abatement actions, 712–1271.5, 1273
Privileged communications
collaborative law, 658G–17, 18, 19
mediation, 658H–4, 5, 6, 7
Prostitution
coercion into prostitution, 663J–4
nuisance abatement actions, 712–1271.5, 1273
Records
see CRIMINAL PROCEDURE
Taxation
signature presumed authentic, 231–15.3
Theft
possession of agricultural products or livestock without ownership certificate, 708–831, 835.5
Trademarks and trade names
abandonment of trade name, 482–1, 7
certificate of registration as evidence, 482–3, 24
distinctive use, 482–21
infringement, 482–32
Unclaimed property, 523A–7
Vital statistics
verification in lieu of certified copies, 338–14.3
Workers' compensation
hearings, 386–86

EXAMINATIONS
Professional and vocational licensing
dental hygienists, 447–3.5
dentists, 448–9.4
dietitians, 448B–3, 5
escrow depositories, 449–14
insurance, 431:9A–105, 119
marriage and family therapists, 451J–7, 8
mental health counselors, 453D–7, 9
mortgage loan originators, 454F–7
nurse aides, 457A–7, 8

physical therapist assistants, 461J–6, 7.5
physicians and surgeons, 453–4.6
plumbers, 448E–8.5
respiratory therapists, 466D–8
social workers, 467E–7.5
Workers' compensation
recording examinations, 386–79

EXCISE TAXES
Agricultural products
auditor reviews, 23–81
Airports and aircraft
aircraft service and maintenance facility, 237–24.9
Airports and aircrafts
auditor reviews, 23–72
Amusements
rate of tax, 237–13
sales at wholesale, 237–4
Aquaculture products
sales at wholesale, 237–4
Auditor reviews
affiliated public service company groups, 23–74
agricultural and horticultural organizations, 23–81
aircraft lease or rental, 23–72
aircraft service and maintenance facility, 23–72
air pollution control facilities, 23–79
associations, 23–81
cemeteries, 23–81
chambers of commerce, 23–81
civic leagues, 23–81
community care program contractors, 23–73
contracting or services exported out-of-state, 23–80
contractors, 23–72
convention center operator, 23–76
convention, conference, and trade show fees, 23–73
cooperative associations, 23–81
cooperative housing corporations, 23–73
corporations, 23–81
county transportation system operators, 23–78
disabled business owners, 23–73
election-related activities, 23–78
employment benefit plans, 23–76
enterprise zone businesses, 23–76
exchange members, 23–77
food stamp program, 23–76
foster parents, 23–73
fraternal benefit societies, 23–81
gross income and gross proceeds of sale, 23–72
Hansen's disease patients, 23–81
high technology research and development grants, 23–78
homeless facilities, 23–79

homeowner and condominium associations, 23–77
home service providers, 23–72
hospitals, 23–81
hotel operators and suboperators, 23–78
independent sugar farmers, 23–73
infirmaries, 23–81
insurance benefits for damaged businesses, 23–78
insurance companies, 23–74
interbank brokers, 23–77
interest received by out-of-state persons from trust companies, 23–78
labor organization property leases, 23–76
low and moderate income housing, 23–79
maritime-related services, 23–75
nonprofit shippers, 23–81
orchard property owners, 23–78
petroleum product refiners, 23–77
potable water companies, 23–81
prescription drugs, 23–76
professional employer organizations, 23–76
property leases, 23–73
property sales to credit unions, 23–77
prosthetic devices, 23–76
related entities, 23–73
sanitaria, 23–81
scientific contractors and subcontractors, 23–77
senior citizen's fair sales, 23–73
solid waste processing and disposal, 23–79
tangible personal property imported or shipped out-of-state, 23–80
telecommunication services management, 23–78
TRICARE contractors, 23–73
trusts, 23–81
unincorporated merchant association advertising, 23–76
Call centers
tax exemption, 237–29.8
Cash-based businesses
see TAXATION
Collection of tax
network marketing, 237–9
pyramiding, 237–29.55
Consideration paid
amount paid not indicative of true value, 231–3.1
Contractors
auditor reviews, 23–80
exported services, 237–29.53
federal contractors, 231–9.3, 237–10.5
imported goods and services, 238–2.3
reports and payment, 237–3
tax clearance, 103–53
Convention exhibit or display space fees
auditor reviews, 23–73
exemption from taxation, 237–16.8

Cooperative associations
auditor reviews, 23–81
Corporations
auditor reviews, 23–73, 77, 81
related entities, 237–23.5, 24.7
County general excise and use tax surcharge
establishment, 46–16.8
extension, 46–16.8, 237–8.6
imposition, 237–8.6
prohibited uses, 46–16.8
requirements, 237–8.6
Credits
denial, 237–9.3
taxes paid in another state or taxing jurisdiction, 237–22
Credit unions
auditor reviews, 23–77
Definitions
aircraft service and maintenance facility, 237–24.9
call centers, 237–29.8
engaging in business in the state, 237–2.5
network marketing, 237–9
prepaid telephone calling services, 237–13.8
real property leases, 237–16.5
simplified sales and use tax administration, 255D–2
telecommunication services management companies, 237–24.7
Direct sellers
licensing and assessment, 237–9
Electricity
green infrastructure charges exemption, 269–172
Electronic filings
dishonored items, 40–35.5
penalty for failure to file properly, 231–8.5
remittances, 40–51.6, 231–9.9
returns, applications, and documents, 231–8.5
Exemptions
affordable rental housing, 201H–36
aircraft lease or rental, 237–24.3
aircraft service and maintenance facility, 237–24.9
auditor reviews, 23–72
call centers, 237–29.8
contracting exported out of state, 237–29.53
convention center operating costs, 237–24.75
convention, conference, and trade show exhibitor fees, 237–16.8
denial, 237–9.3
deposit beverage containers deposits, 237–24.75
foreign diplomats and consular officials, 237–24.3
green infrastructure charges, 269–168, 172
green infrastructure fees, 269–168
homeless facilities, 346–369
importation for resale at wholesale, 237–29.55
intangible property used outside state, 237–29.57

low and moderate income housing, 46–15.1, 201H–36
nonprofit organizations
denial of tax benefit, 237–9.3
Patient-Centered Community Care program contractors, 237–24
potable water companies, 235–2.3
professional employer organizations
employee salaries and benefits, 237–24.75
payroll costs, 373L–7
report, 231–3.4
services exported out of state, 237–29.53
small business innovation research program, 237–24.7
telecommunication services management companies, 237–24.7
TRICARE program managed care support contractors, 237–24
Financial institutions
auditor reviews, 23–77
Fraternal benefit societies
auditor reviews, 23–81
High technology
internet sales and services
generally, see Multistate sales and use tax agreement, below
Hospitals
auditor reviews, 23–81
Housing
affordable rental housing, 201H–36
auditor reviews, 23–81
low and moderate income housing, 46–15.1, 201H–36
Imposition of tax
county excise and use tax surcharge, 237–8.6
prepaid telephone calling services, 237–13.8
pyramiding, 237–29.55
real property leases, 237–16.5
sale of tangible and intangible property, 237–2.5
services used or consumed, 237–2.5
taxes paid in another state or taxing jurisdiction, 237–22
transportation services, 237–18
Income
gross income, 237–2.5
Insurance
auditor reviews, 23–74
Intermediary sales or services
exported services, 237–29.53
imported goods and services, 238–2.3
use taxes, 238–2, 2.3
Leases
auditor reviews, 23–73
real property leases, 237–16.5
Licenses
failure to obtain, fines, 237–9
network marketing, 237–9
Magazine and print materials
advertising distributed free to the public

rate of tax, 237–4
sales at wholesale, 237–4
Motor vehicles
rentals
pass on to lessee, 437D–8.4
Multistate sales and use tax agreement
agreement with other states, 255D–4, 7
authority to enter agreement, 255D–4
challenges, 255D–8
citation, 255D–1
collection of taxes, 231–3.6, 255D–6, 9
definitions, 255D–2
negotiations with other states, 255D–3
other laws, 255D–5
requirements, 255D–6
rules, 255D–4
service providers and systems, 231–3.6, 255D–4, 9
short title, 255D–1
sourcing of transactions, 255D–6
uniformity of taxing laws, 255D–6
Network marketing
licensing and assessment, 237–9
Nonprofit organizations
auditor reviews, 23–81
denial of tax benefit, 237–9.3
liability, 237–41.5
registration of tax-exempt status, 237–23
Payment of tax
credit or debit cards, 40–51.6, 231–9.4
dishonored items, 40–35.5
electronic funds transfers, 231–9.9
failure to timely pay, 237–41.5
network marketing, 237–9
simplified sales and use tax administration, 231–3.6, 255D–6, 9
tax clearance for public contracts, 103–53, 103D–328
taxes paid in another state or taxing jurisdiction, 237–22
Petroleum refiners
auditor reviews, 23–77
Potable water companies
exempt from tax when, 235–2.3
Professions and occupations
exported services, 237–29.53
Public contracts
compliance with tax laws, 103D–310
tax clearance, 103–53, 103D–328
taxpayer preference, 103D–1008
Public employer contributions to other post-employment benefits trust fund, 87A–42, 237–31
Real property
auditor reviews, 23–73
leases and subleases, 237–16.5
Refunds

appeal of denial, 232–14.5
Reports
federal contractors, 237–10.5
Returns
electronic filing, 231–8.5
failure to file, 237–9.3
network marketing, 237–9
taxpayer communication confidentiality, 231–1.5
Rules
call center exemptions, 237–29.8
federal contractors, 231–9.3
importation for resale at wholesale, 237–29.55
network marketing, 237–9
simplified sales and use tax administration, 255D–4
Sales
affiliated buyers and sellers, 231–3.1
auditor reviews, 23–80
gross income and gross proceeds of sale, 237–2.5
importation for resale at wholesale, 237–29.55
network marketing, 237–9
property used outside state, 237–29.57
resale at wholesale, 237–29.55
Service business or calling
defined, 237–29.53
exported services, 237–29.53
imported goods and services, 238–2.3
prepaid telephone calling services, 237–13.8
professional services, 237–7, 13
sales at wholesale, 237–4
Ship building and ship repair businesses
auditor reviews, 23–75
Streamlined sales and use taxes, see Multistate sales and use tax agreement, above
Telephone services
prepaid telephone calling services, 237–13.8
wireless telecommunication services
assessment, 237–13
segregation of gross income, 237–14.5, 239–4.5
Trust companies
auditor reviews, 23–77
United States
federal contractors, 231–9.3, 237–10.5
Value
amount paid not indicative of true value, 231–3.1
Wholesalers
auditor reviews, 23–80
certification that sale is a sale at wholesale, 237–13
importation for resale at wholesale, 237–29.55
Withholdings to pay taxes
failure to timely pay, 237–41.5

EXECUTIONS

Partnerships
liabilities of partnership, 425–118, 425E–405

EXECUTIVE OFFICE ON AGING
see AGED PERSONS

EXEMPTION FROM ATTACHMENT OR EXECUTION
College savings accounts, 654–8.5
Savings accounts
Hawaii ABLE savings accounts, 256B–6, 651–124

EXPLOSIVES
Dealers
certification required, 396–9
defined, 396–3
Emergencies
restrictions, 127A–13
Fish and fisheries
penalty for violation, 188–70
Homemade explosive devices
prohibited, 134–28
Kahoolawe island reserve
unexploded ordnance, 662–18
Possession
certification required, 396–9
Purchase
certification required, 396–9
Rules, 396–9
Sales
certification required, 396–9

EXPORTS
Endangered and threatened species, 195D–6.5

EXPUNGEMENT OF RECORDS
DNA testing and identification of offenders, 844D–71, 72
Drug offenses, 706–622.5, 622.8
Juvenile arrest records, 571–72, 88, 846D–1
Minors
alcohol or drug use or possession at school or school activities, 302A–1134.6
operating vehicle or vessel under the influence of alcohol or drugs, 291E–64
Property crimes, 706–622.9
Sealing records, 831–3.2

EXTORTION
Computer crimes, 707–764
Human trafficking
see PENAL CODE, Labor trafficking
Labor trafficking
see PENAL CODE
Money laundering

see MONETARY LAUNDERING

EXTRADITION
Minors
interstate compact for juveniles, 582D–1
Support enforcement
interstate rendition, 576B–801, 802

FALSE ALARMS
Misuse of 911 emergency telephone service, 710–1014.5

FAMILY COURTS
Abuse of family and household members
informal adjustment of cases, 571–42
proceedings before family court, 571–42
Administrative monitoring, 571–48
Adults
pretrial detention of adult for crime committed while minor, 571–8.5, 13
Arbitration of family disputes
see ALTERNATIVE DISPUTE RESOLUTION, Family law arbitration
Child custody
see CHILD CUSTODY
Children's justice program
see CHILD ABUSE
Child support enforcement
see CHILD SUPPORT
Civil unions
jurisdiction, 580–1
Costs
court costs, 571–8.5
parent education for separating parents, 607–5.6
Crimes
criminal acts of minors
confidentiality of records waived, 571–84.6
restorative justice program, 571–31.4
risk and needs assessment, 571–45
Delinquency proceedings
reports, 571–45
suspension, 571–45
Detention of children
criminal history record checks, 846–2.7
pretrial detention of adult for crime committed while minor, 571–8.5, 13
Hearings
children's cases, 571–84.6
closed hearings, 346–401
open hearings, 571–84.6
young adult foster care program, 346–393, 398, 399, 403
Informal adjustment of cases
annual reports, 571–31.4
domestic abuse, 571–42

exclusions, 571–42
Intake services
reports, 571–31.2
Interstate compact for juveniles
execution of compact, 582D–1
Investigations
child custody evaluators, 571–46
Jurisdiction
concurrent jurisdiction, 571–14, 603–21.5, 604–8
minors
child protective act, 587A–5, 35
multiple offenses, 571–14, 603–21.5, 604–8
young adult foster care program, 346–394, 404, 405
Notice
posting of notices, 601–13
Orders
administrative monitoring, 571–48
district family judges, 571–8.5
expungement of juvenile arrest records, 571–72, 88, 846D–1
full financial disclosures, 580–10
rehabilitative sailing programs, 200–1
restraining orders, 580–10.5
Probation officers
powers and duties, 352–8.5, 571–48.5
training, 571–6
Records
child support enforcement, 571–84.5, 580–16, 584–23.5
district family judges, 571–8.5
expungement of juvenile arrest records, 571–72, 88
open to public inspection, 571–84.6
Reports
administrative monitoring, probation, and commitment cases, 571–89
diverted and referred cases, 571–31.2
earned discharge credits, 571–48.6
informal adjustment case referrals, 571–31.4
probation and parole cases, 352–25
sanctions and incentives system, 571–48.5
statewide juvenile justice interdepartmental cluster cases, 571–86.5
Risk and needs assessment, 571–45
Rules
child protective proceedings, 587A–12
minors in police custody, 571–74
release of records, 571–84
Social studies, 571–84, 84.6
Statewide juvenile justice interdepartmental cluster
annual reports, 571–86.5
coordinated service plan, 571–86.5
members, 571–86.5
powers and duties, 571–86.5
Status offenders
risk and needs assessment, 571–45

Summons and process
posting of notice, 601–13
Witnesses
fees, 571–8.5
Youth correctional facilities
approval of furlough, parole, or discharge, 352–9, 25

FARM PRODUCE
Actions
crop damage liability, 141–8
Agricultural loans to processors and manufacturers
see AGRICULTURAL LOANS
Certificates of ownership
certificate to accompany shipment, 145–22
definitions, 145–21
enforcement, 145–25
form and contents, 145–22
inspection of shipment, 145–24
possession of products or livestock without certificate
deemed evidence of theft, 708–831, 835.5
seizure and sale, 145–27
violations
criminal penalties, 145–25
enforcement officers, 145–25
generally, 145–23
seizure of produce, 145–27
theft of produce or livestock, 708–831, 835.5
when required, 145–22
Crop damage
civil liability, 141–8
Dealers in farm produce
transportation and sale, see Certificates of ownership, above
Exports
agricultural loans, 155–9
coffee, 147–23
labels
coffee, 147–23
Fees
appeals, 147–8
deposit of fees, 147–10
Grades and standards
inspections
federal inspectors, 147–7
self inspection and certification, 147–7
Hawaii good agricultural practices program
established, 147–116
requirements, 147–116
rules, 147–116
Honey
see HONEY
Inspections

agriculture department duties
certificate as evidence, 147–115
cooperative agreements, 147–112
definitions, 147–111
employees, 147–113
fees, 147–114
food security and product traceability, 147–112
generally, 147–113
request for inspections, 147–113
seal of quality, 148–64
Kalo Appreciation Month, 8–22
Records
seal of quality, 148–63, 64
Rules
seal of quality, 148–63
Seal of quality
certificate of origin, 148–61
enforcement, 148–64
established, 148–61
implementation, 148–62
labels and trademarks, 148–61
licenses, 148–63
marketing program, 148–62
operation, 148–62
prohibited acts, 148–65
rules, 148–63
special fund, 148–67
standards and criteria, 148–62
violations, 148–65, 66
State purchases
procurement code, 103D–104.5
Taro
cultivation and uses, 10–20
Kalo Appreciation Month, 8–22
Theft
sentencing, 708–835.55
theft of equipment, supplies, or produce, 708–831
transportation and sale, see Certificates of ownership, above
trespass to property, 708–814
Transportation
ownership certificates, see Certificates of ownership, above
Violations
seal of quality, 148–65, 66

FEDERAL AID
Agriculture
extension service and experiment station, 304A–2402
soil conservation program, 304A–203
Aquatic resources
alien aquatic organisms, 187A–32
aquaculture programs, 141–2.5

Child abuse prevention and intervention
infants and toddlers early intervention program, 321–355
Commission for national and community service, 90D–6
Contracts
indemnification of federal agencies, 29–15.5
Counties
emergency management, 127A–5
Early childhood education
see SCHOOLS
Education
see SCHOOLS
Emergency management
counties, 127A–5
Federal programs reimbursements
education department, 302A–1406
public safety department, 353C–7
Funds
education department revenue maximization revolving fund, 302A–1406
housing programs special funds, 201H–16, 17
public safety department maximization special fund, 353C–7
Grants and purchases of service
hindering application and use of, 103F–105
Liability
indemnification of federal agencies, 29–15.5
insurance coverage, 29–15.5, 41D–8.5
Post-secondary education commission
see UNIVERSITY OF HAWAII
Quarantine
biosecurity program, 150A–55
Rural designation for federal programs, 1B–1
State departments and agencies
indemnification of federal agencies, 29–15.5
Vocational education
administration, 304A–301, 302
coordinating advisory council, 304A–303
generally, 304A–2403
Water resources
safe drinking water
see WATER SYSTEMS AND WATERWORKS, Loans and grants

FEED
Definitions, 155D–1
Grants to farmers for feed costs
administrative procedures, 155D–3
amounts, 155D–2
applications, 155D–2
definitions, 155D–1
eligibility, 155D–1
reports, 155D–2
requirements, 155D–2
Grants to feed developers, 155D–2.5

FEES
Agents for service of process
filing fees, 425R–2
Agriculture department
aquaculture programs, 141–2.6
grades and standards, 147–7, 8
inspections and certifications, 147–102, 114
insurance fees
agricultural loans, 155–5.5
Bicycles and mopeds
transfer of registration, 249–14.2
Center for nursing fee
disbursements to center for nursing special fund, 457–9.5
Charitable organizations
filing fees, 467B–6.5
Check cashing businesses
see CHECK CASHING BUSINESSES
Commerce and consumer affairs department
business educational publications, 26–9
Corporations
see CORPORATIONS
Crime victims compensation
compensation fees, 351–62.6
order of priority, 706–651
Criminal history record checks
interstate and federal compact, 846C–1
Dental insurers, 432G–12
Design claim conciliation panels, 672B–3, 16
Disability and communication access board
sign language interpreter credentialing, 348F–8
Drugs
drug demand reduction assessments, 706–650
medical use of cannabis, 321–30.1, 329–123
Food and food products
food safety and security audits, 147–114
Foreclosure dispute resolution
program fees, 667–79
recording fees, 667–86
Hazardous substances
voluntary cleanup actions, 128D–33, 34
Historic preservation
assessments, 6E–3
leases and concessions
deposit of fees, 6E–16
Human resources development department
in-service training programs, 26–5
Internet crimes against children fee, 846F–3
Libraries
cost recovery fees, 312–4.6
Money transmitters

application and licensing fees, 489D–10
name change, 489D–14.5
renewal fees, 489D–12
Parks
user fees, 184–3.4
Prisons and prisoners
drug and alcohol abuse testing, 353G–10
drug demand reduction assessments, 706–650
failure to pay, 706–644
non-emergency medical, dental, or mental health treatment, 353–13.1
probation services fee, 353–34, 353B–6, 706–648
Probation services fee, 353–34, 353B–6, 706–648
Professional and vocational licensing
athlete agents, 481E–8
collection agencies, 443B–3.5
dentists, 448–29
deposit of fees, 436B–15
dietitians, 448B–7, 9
health department licenses and permits, 321–11.5
inactive licenses, 436B–13.3
marriage and family therapists, 451J–4, 9
mental health counselors, 453D–4, 10
mortgage loan originators, 454F–22
mortgage servicers, 454M–4
nurse aides, 457A–8
respiratory therapists, 466D–6
sign language interpreter credentialing, 348F–8
Public archives
assessment, 94–4
increase or decrease of fees, 92–28
state archives preservation fee, 94–8
Publicity rights name registration, 482P–4.5
Public lands
industrial parks, 171–143
Public officers and employees
in-service training programs, 26–5, 78–28
Quarantine, 142–28.5, 150A–42, 54
Rules generally
fees for copies, 91–2.5, 5
notices, 91–2.5
Smoking restrictions
reduced ignition cigarettes certification, 132C–4
State departments generally
commerce and consumer affairs department, 92–24
finance department, 92–24
government records, 92–21
increase or decrease, 92–28
rules, 91–2.5, 5
state internet portal, 27G–2
Taxation
cigarette and tobacco taxes, 245–26

comfort letters, 235–20
high technology investment credits, 235–110.9, 110.91
tax clearance, 231–10.8
Trademarks and trade names
see TRADEMARKS AND TRADE NAMES
University of Hawaii
see UNIVERSITY OF HAWAII
Vital statistics, 338–14, 14.5

FELONIES
Abuse of family or household members, 709–906
Age verification records
failure to disclose location of records, 712–1219
sexually exploited individuals, 712–1218.5
sexual performers, 712–1218
Agricultural product theft, 145–25
Anatomical gifts
forgery, concealment, or alteration of document of gift, 327–17
sale or purchase of body part, 327–16
Animals
causing injury or death to service or law enforcement animal, 711–1109.4
cruelty to animals, 711–1109.3, 1109.35
offenses involving ten or more animals, 711–1109
Arson, 708–8251, 8252, 8253
Assault, 707–712.5
Burglary, 708–817, 818
Butterfly knives, 134–53
Child abuse, 707–752
Cigarettes and tobacco products
cigarette tax stamps
counterfeit stamps, 245–36
sale or distribution without stamps, 245–37
unlicensed possession, 245–35
unregistered brands, 245–22.5
vending machine sales, 245–38
export or foreign cigarettes, 245–53, 56
sales, 712–1257
unlawful shipment, 245–16
Coffee
false labeling, 708–871.5
Computer crimes
computer damage, 708–892, 892.5, 892.6
computer fraud, 708–891, 891.5, 891.6
unauthorized access, 708–895.5, 895.6, 895.7
Condominiums
embezzlement or misappropriation of association funds, 514B–149
Continuous sexual assault of minor, 707–733.6
Corporations
false documents, 414–20
Dam safety, 179D–8
Deceptive identification document, 710–1017.5

DNA testing and identification of offenders
fraudulent use or manipulation of sample, 844D–112
Drugs
dispensing prescription drugs, 329–41
end-of-life decision prescription request, 327L–20
flammable solvent use on cannabis plants, 329–129
medical cannabis dispensaries
distribution to minors, 329D–17
diversion of products, 329D–18
prohibited activities, 329D–14
record alteration or falsification, 329D–19
unauthorized access, 329D–15, 16
methamphetamine trafficking, 712–1240.7
precursor substances, 329–67
promoting in or near schools, school vehicles, public parks, or public housing, 712–1249.6
promoting through a minor, 712–1249.7
pseudoephedrine sales, 329–75
Elections
campaign contributions and expenditures, 11–412
false registration information, 11–15.2, 15–7
Electronic enticement of a child, 707–756, 757
Endangered or threatened species
taking Hawaiian monk seal, 195D–4.5
False government-issued identification, 710–1016.3
False labeling of Hawaii-grown coffee, 708–871.5
Firearms
bump fire stocks, 134–8.5
carrying on highway, 134–26
commission of separate felony, 134–21
multiburst trigger activators, 134–8.5
place to keep, 134–23, 24, 25
sale or distribution of drugs, 134–22
trigger cranks, 134–8.5
Fireworks violations, 132D–8.6
Fish and fisheries
explosives, poisons, etc. used to take fish, 188–70
Habitual property crimes, 708–803
Habitual unlicensed contracting, 708–8301
Hazardous waste
violations, 342J–9
Human trafficking
see PENAL CODE, Labor trafficking
Identity theft, 708–839.6, 839.7, 839.8
Insurance
insurance fraud, 431:2–403
Labor trafficking
see PENAL CODE
Misrepresenting notarized document, 710–1069
Money transmitters, 489D–29
Mortgages
distressed property consultants, 480E–12

Motor vehicles
driving under the influence of intoxicants, 291E–61.5
Nonprofit corporations
false documents, 414D–12
Organized crime, 842–11
Partnerships
limited liability partnerships, 425–172
limited partnerships, 425E–1206
Penalties
generally, 701–107
Plea agreements
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
Pollution control
solid waste pollution
illegal disposal, 342H–37
Possession of confidential personal information, 708–839.55
Privacy violations, 711–1110.9
Prostitution
habitual solicitation of prostitution, 712–1209
promoting travel for prostitution, 712–1208
solicitation of a minor for prostitution, 712–1209.1
Publicity rights name registration, 482P–8
Quarantine
generally, 150A–14
microorganism importation, 150A–47
Registration of sex offenders and offenders against minors, 846E–9
Resisting order to stop motor vehicle, 710–1026.9
Securities
sale of securities, 485A–508
Sentences
crime victims compensation fees, 351–62.6
discretionary terms of imprisonment
class B and C felonies, 706–660
Taxation
disclosing returns, 235–116, 237–34, 237D–13, 251–12
tobacco taxes, 245–2.6, 16, 22.5, 35, 36, 37, 38, 53, 56
violent interference with tax official, 231–86
wilful failure to collect and pay tax, 231–36.4
Telemarketing fraud, 708–835.6
Theft of copper, 708–835.7
Theft of urn, 708–835.9
Trademark counterfeiting, 708–875
Trademarks and trade names, 482–51
Unauthorized entry into dwelling, 708–812.55, 812.6
Unlicensed contractor fraud
first degree offense, 708–8303
second degree offense, 708–8304

FENCES
Boundaries
minor discrepancies and encroachment

see QUIETING TITLE

FIDUCIARIES
Breach of fiduciary duty
personal representatives, 560:3–606
trustees
see TRUSTS AND TRUSTEES, Investments
Condominiums
managing agents, 514B–132
Crimes
time limitations for prosecution, 701–108
Digital assets access upon death or incapacity
see Uniform fiduciary access to digital assets act, below
Disclaimer of property interests
see DECEDENTS' ESTATES
Home and community-based case management agencies, 321–482
Investments
special purpose revenue bonds
agricultural enterprises, 39A–329
dams and reservoir owners, 39A–359
low and moderate income housing, 39A–299
private schools and colleges, 39A–269
Investment securities
indorsement and instructions, 490:8–107
Principal and income
see TRUSTS AND TRUSTEES
Uniform fiduciary access to digital assets act
applicability, 556A–3
custodian's duties, 556A–16
definitions, 556A–2
disclosure instructions, 556A–4
disclosure procedures
discretion of custodian, 556A–6
documents to be submitted, 556A–7, 8, 9, 10, 11, 12, 13, 14
disclosure recipients
conservator, 556A–14
personal representatives, 556A–7, 8
power of attorney agents, 556A–9, 10
trustees, 556A–11, 12, 13
electronic communications
contents, 556A–7, 8, 9, 10, 11, 12, 13, 14
electronic signatures, 556A–17
fiduciary's duties and authority, 556A–15
immunity from liability, 556A–16
short title, 556A–1
terms-of-service agreements, 556A–5

FINANCIAL INSTITUTIONS
Accounts
college savings accounts
see UNIVERSITIES AND COLLEGES

direct deposits
public employees, 40–53, 88–6
Hawaii ABLE savings program
see DEVELOPMENTAL DISABILITIES
identity theft
see IDENTIFICATION
individual development accounts
see UNIVERSITIES AND COLLEGES
Acquisitions
emergencies, 412:2–110
Advertising and marketing
unauthorized use of institution name or logo to solicit business, 412:2–606.5
Auditor reviews
capital goods, 23–93
capital infrastructure, 23–93
international banking facilities, 23–93
low-income housing building, 23–95
renewable energy technology systems, 23–92
Automated teller machines
business permitted at, 412:3–501
transaction fees, 412:14–100
Branch
temporary relocation, 412:3–507
Checks
bad checks, 490:3–506.5
electronic records retention, 489E–12
Commissioner of financial institutions
emergency powers, 412:2–110
escrow depositories
powers, 449–1.9
money transmitters
contracts for NMLS services, 489D–9
powers, 412:2–100.5, 449–1.9, 489D–34
request for institution records, 412:3–111.5
subpoena powers, 412:2–111
Compliance resolution
deposit of tax revenues into fund, 241–7
Crimes
financial abuse or exploitation of elderly, 412:3–114.5
identity theft
see IDENTIFICATION
Debit cards
bail payments, 804–11, 11.5
court costs, fees, and fines payment, 601–17
definitions, 231–9.4, 708–800
fraudulent encoding, 708–8100.5
fraudulent use, 708–8100
payments to state generally, 40–51.6
public assistance benefits, 346–34, 39.5
tax payments, 231–9.4
theft or forgery, 708–8102

Definitions
automated teller machine, 412:3–501
remote service unit, 412:3–501
total assets, 412:2–105.1, 105.2
Direct deposits into accounts
income tax refunds, 235–102.6
national guard member's paychecks, 121–39, 40
public employee salaries and pensions, 40–53, 88–6
Directors
criminal history record checks, 412:3–201, 301, 412:10–103, 846–2.7
Division of financial institutions
attorneys, 28–8.3
Electronic records and signatures
see ELECTRONIC TRANSACTIONS
Emergency powers, 412:2–110
Enforcement
administrative fines
noninstitutional parties, 412:2–609.5
commissioner's powers, 412:2–100.5, 111, 412:3–111.5, 454M–4, 8.5
Examinations
emergencies, 412:2–110
exemptions, 412:2–110
revolving fund
transferred to compliance resolution fund, 26–9
waivers, 412:2–110
Failing financial institutions
emergency applications, 412:2–110
purchase or merger
applications, 412:2–110
Fees
annual fees, 412:2–105.2
application fees, 412:2–105.1
automated teller machine transaction fees, 412:14–100
deposit of fees, 412:2–105, 109, 315
increase or decrease, 412:2–109
penalties, 412:2–105.1, 105.2
Fraud
name fraud, 412:2–606.5
Funds
examiners' revolving fund transferred to compliance resolution fund, 26–9
Hearings
emergencies, 412:2–110
exemptions, 412:2–110
subpoena powers, 412:2–111
Insurance
investment pools, 431:6–601
marketing products under joint agreements
use of consumer financial information, 431:3A–401
Investments
high technology businesses, 241–4.8
special purpose revenue bonds

agricultural enterprises, 39A–329
dams and reservoir owners, 39A–359
low and moderate income housing, 39A–299
private schools and colleges, 39A–269
Loans
lending limits, 412:5–302, 412:6–303
Magnetic ink character recognition numbers
definitions, 708–850
fraudulent encoding, 708–851, 852
Money transmitters
see MONEY TRANSMITTERS
Mortgages
foreclosure
see FORECLOSURE
mortgage loan originators
see MORTGAGES
mortgage servicers
see MORTGAGES
reverse mortgage loans, 506–10
Names
name fraud, 412:2–606.5
Notes
electronic records, 489E–16
Notice
emergency applications, 412:2–110
noninstitutional parties, 412:2–609.5
Officers
criminal history record checks, 412:3–201, 301, 412:10–103, 846–2.7
Penalties
name fraud, 412:2–606.5
nonpayment of fees, 412:2–105.1, 105.2
Place of business
opening or relocating
temporary relocation, 412:3–507
Records
access to institution records
child support enforcement, 576D–15, 18
college savings accounts, 256–3, 4
commissioner's powers, 412:2–111, 412:3–111.5
Hawaii ABLE saving accounts, 256B–4
insurance fraud investigations, 431:2–204
college savings accounts, 256–3, 4
electronic records and signatures
see ELECTRONIC TRANSACTIONS
individual development accounts, 257–10
Reports
college savings accounts, 256–3, 4
financial abuse or exploitation of elderly, 412:3–114.5
Hawaii ABLE saving accounts, 256B–4
individual development accounts, 257–11
Rules

college savings accounts, 256–3, 4
fees, 412:2–109
individual development accounts, 257–7, 11
Safety deposit boxes
abandoned property, 523A–4
Subpoenas
power to issue, 412:2–111
Taxation
capital infrastructure tax credit, 241–4.4
high technology business investment credits, 241–4.8
returns
electronic filing, 231–8.5
Unregulated parties or activities
administrative fines, 412:2–609.5
cease and desist orders, 412:2–302, 305
commissioner's powers, 412:2–300
violations, 412:2–609.5
Violations
name fraud, 412:2–606.5
noninstitutional parties, 412:2–609.5

FINANCIAL SERVICES LOAN COMPANIES
Definitions, 412:9–404
Directors
criminal history record checks, 412:3–301, 846–2.7
Licenses
display, 412:9–103
Mergers and consolidations
requirements, 412:3–609
Mortgages
registration as mortgage loan originator, 412:9–501
Nondepository
mergers and consolidations
requirements, 412:3–609
mortgage loans, 412:9–501
Officers
criminal history record checks, 412:3–301, 846–2.7

FINANCING AGREEMENTS
Actions, 37D–10
Budget and finance department
administration and control of program, 37D–2
approval of agreements, 37D–2
Certificates of participation
sale, 37D–3
Education department
budget considerations, 37–34.5
Exemptions, 37D–1
Health systems corporation
exemption from requirements, 37D–1, 2
Lines of credit, 37D–9

University of Hawaii
approvals, 37D–2
budget considerations, 37–34
review by budget director, 37–74
Validity of agreements, 37D–10

FINES
Adult day care centers
unlicensed operation, 321–495
Adult entertainment products, 489X–1
Aerial luminaries, 132–19
Aged persons
dependent elder abuse, 28–94
unlicensed contractors, 444–10.7
Airports and aviation
interisland air carriers, 261E–17
Alcoholic beverages
administrative penalties, 281–91
consuming on highways, 291–3.1
unlicensed activities, 281–101.4
Animals
misrepresentation of a service animal, 347–2.6
Antitrust
fraud against elderly, 480–13.5
Aquatic resources
administrative penalties, 187A–12.5
general penalty, 187A–13
marine life conservation areas, 190–5
Bicycles
bicycle helmets, 291C–150
transfers, 249–14.2
Blind persons
concessions on public property, 102–14
Boats and boating
administrative penalties, 200–14.5, 266–30
emergency communication devices, 200–37.5
minors, 291E–64
ocean recreation activities, 200–25
operating vessel under the influence of alcohol or drugs, 291E–61
operating vessel while privilege suspended or revoked, 291E–62
Cave protection, 6D–11, 12
Charitable organizations
failure to file reports, 467B–6.5
Check cashing businesses, 480F–6
Child support
employer's report of new hires, 576D–16
failure to provide information, 576D–17
financial institution data match system, 576D–15
Concessions on public property
blind or visually handicapped concessionaires, 102–14
Condominiums

sales to owner-occupants, 514B–99
violations generally, 514B–69
Conservation programs and enforcement
endangered or threatened species, 195D–4.5, 9
forest reserves, 183–5
natural area reserves, 195–8
Counties
delinquent fines become lien on property, 46–1.5
Crimes
collection of fines and penalties, 601–17.5, 706–647
delinquent fines collected through tax refund retention
see TAXATION, Recovery of moneys owed state
duty to pay after discharge from probation, 706–630
enforcement, 706–647
failure to pay fine, 706–644
uncollectible accounts, 40–82
Crime victims compensation
compensation fees, 351–62.6
order of priority, 706–651
Death
sale or display of dead human bodies, 327–38
Dental insurers
administrative fines, 432G–15
failure to file reports, 432G–4, 6
failure to pay extension fee, 432G–12
requirements for imposing, 432G–13
Desecration, 711–1107
Domestic abuse
out-of-state protective order violations, 586–26
temporary restraining order violations, 580–10, 586–4, 11
Drugs
controlled substances violations, 329–49
industrial hemp pilot program violations, 141–38
medical use of cannabis, 329–128
regulated chemicals, 329–71
sale of donated medicines and supplies, 328C–3
Elections
administrative penalties, 11–410
advertisements, 11–391
failure to allow employee leave on election day, 11–95
failure to file reports, 11–340
false registration information, 11–15.2, 15–7
Emergency management violations, 127A–29
Employers and employees
dislocated workers, 394B–9
employment, terminations, etc., 383–94
interference or discrimination in collective bargaining, 377–9
National Human Trafficking Resource Center poster, 371–20
wage reports, 383–94
Employment agencies, 373–14
Employment security

employer reports, 383–94
transfer or acquisition of employing unit, 383–66
Farm produce and products
seal of quality, 148–66
Financial institutions
child support data match system, 576D–15
name fraud, 412:2–606.5
non-institution parties, 412:2–609.5
Fireworks violations, 132D–14
Fish and fisheries
manta rays, 188–39.5
shark fins, 188–40.7
Forests
administrative penalties, 183–5
Gasoline
industry information reporting, 486J–9
price cap violations, 486H–13
unfair trade practices, 486B–4
Hansen's disease
Kalaupapa settlement, 326–26
Harbors
administrative penalties, 266–30
Health maintenance organizations, 432D–8, 17
Health planning and resources development, 323D–50
Historical properties
burial sites, 6E–72, 73
destruction or removal of artifacts, 6E–71
penalties for violations, 6E–11.5, 11.6
Insurance
failure to file documents, 431:3–302, 431:3D–109
fraud, 431:2–405
health insurance, 431:14G–111
hurricane relief fund, 431P–5
licensing requirements, 431:9A–127
managing general agents, 431:9C–106
mutual benefit societies, 432:1–407
taxation, 431:7–201, 202
unpaid collected premiums, 431:15–323
vehicle protection product warranties, 481R–13
International matchmaking organizations
criminal and marital disclosures, 489N–4
Kahoolawe island reserve, 6K–8.5
Laser pointing devices, 136–6
Medical torts
peer review adverse decision reports, 663–1.7
Money transmitters
civil penalties, 489D–28
criminal penalties, 489D–29
Mopeds
driving moped without license, 291C–194
transfers, 249–14.2

Motor vehicles
advertising on vehicles, 445–112.5
all-terrain and utility-terrain vehicles, 286–12
child passenger restraints, 291–11.5
driving record review, 286–128
ignition interlock devices, 291E–66, 67
interest penalty, 291C–171
intoxicating liquor in vehicle, 291–3.1
jaywalking, 291C–73
minors, 291E–64
mobile electronic device use
commercial drivers, 291–17
generally, 291C–137
mudguards for commercial vehicles, 286–202.8
operating vehicle under the influence of alcohol or drugs, 291E–61
operating vehicle while license suspended or revoked, 291–4.6, 291E–62
parking for disabled, 291–53, 57, 58
parking for electric vehicles, 291–72
parking on bikeway, 291C–123
passing school bus, 291C–95
pedestrian right of way, 291C–72
school zone or construction area
mobile electronic device use, 291C–137
speeding, 291C–104
speeding
excessive, 291C–105
school zone or construction area, 291C–104
spilling loads on highways, 291C–131
traffic violations, 266–25
wheel boot use, 291C–115
Notaries public, 456–9
Parks
violations, 184–5, 5.5
Partnerships
limited liability partnerships, 425–172
limited partnerships, 425E–1206
Pollution control
hazardous substance releases
penalties, 266–25
noise pollution
leaf blowers, 342F–30.8
permit exemptions, 342F–4.5
solid waste pollution
illegal disposal, 342H–37, 39
tire recovery, 342I–34
water pollution
penalties, 266–25
Professional and vocational licensing
athlete agents, 481E–16
cemetery and funeral authorities, 441–22.7
charter tour operators, 468L–27

contractors, 444–10.5
dietitians, 448B–12
genetic counselors, 451K–15
marriage and family therapists, 451J–5, 11
mental health counselors, 453D–5, 12
mixed martial arts contests, 440E–28
mortgage loan originators, 454F–12
mortgage servicers, 454M–10
motor vehicle repairs, 437B–12.1
occupational therapists, 457G–1.4, 7
occupational therapy assistants, 457G–1.4, 7
radiologic technology, 466J–9
respiratory therapists, 466D–3, 11
solicitors of funds, 467B–9.7
tour activity providers and activity desks, 468M–2, 8
travel agencies and charter tour operators, 468L–5.6
Public access to recreational areas
obstructing access, 115–9
Public contracts
procurement code violations, 103D–106
public works employee wages, 104–22
Publicity rights name registration, 482P–8
Public lands
administrative penalties, 171–6.4
criminal penalties, 171–31.6
Public officers and employees
ethics code violations, 84–39
financial disclosures, 84–17
Quarantine
failure to pay fees, 150A–5.4
microorganism importation, 150A–47
Receiving stolen property, 706–640
Recycling
computers, televisions, and other electronic devices, 339D–8
Scrap dealers, 445–235
Securities
sale of securities, 485A–412, 602, 603, 604
violations against elderly, 485A–603.5, 604.5
Security breach involving personal information
failure to provide notice, 487N–3, 487R–3
Security freeze on consumer credit reports
violations, 489P–6
Smoking
distribution of samples, promotional materials, and coupons, 328J–17
electronic smoking device sales to minors, 712–1258
possession or consumption of tobacco products by minors, 321–214
reduced ignition cigarettes
testing, 132C–3
violations, 132C–6
sales, 328J–16, 712–1257
smoking restrictions, 328J–12, 712–1258

Social security number disclosures, 487J–3
Taxation
cigarette tax stamps
deferred payment purchases, 245–30
sale or transfer by licensee, 245–34
unstamped packages, 245–37
vending machine sales, 245–38
contractors on federal construction projects, 237–10.5
failure to keep books and records, 231–95
failure to produce license, 231–94
failure to record transactions, 231–96
insurers, 431:7–201, 202
interference with tax official, 231–86, 100
possession of currency for tax avoidance purposes, 231–99
promoting abusive tax shelter, 231–36.7
tax avoidance price fixing, 231–98
tax preparers, 231–36.5
tobacco taxes, 245–58
wilful failure to collect and pay tax, 231–36.4
Time sharing plans, 514E–11
Trademarks and trade names
false documents, 482–51
infringement, 482–4
Trails and access program, 198D–12, 13
Unclaimed property, 523A–24
University of Hawaii
Mauna Kea lands violations, 304A–1904
parking violations, 304A–2602

FINGERPRINTING
Forensic identification
see DNA TESTING AND IDENTIFICATION
Pawnbrokers
identification of persons pawning goods, 445–134.13
Registration of sex offenders and offenders against minors, 846E–2

FIREARMS
Aliens
recreational hunting or target shooting, 134–3
Ammunition magazines
storage and transportation, 134–27
Appointment of guardian, 560:5–311
Background check
permit applicants, 134–2, 846–2.7
person registering firearm, 134–3, 846–2.7
Carrying or use in commission of separate felony
drug offenses, 134–22
elements of offense, 134–21
penalty, 134–21
Civil defense or emergency periods, 134–7.2
Containers

place to keep firearms, 134–23, 24, 25
Definitions, 134–8.5
Disposal of firearms
when required, 134–7.3
Domestic abuse
law enforcement officers, 134–7, 11
Drugs
possession while distributing drugs, 134–22
Education and training
permit requirements, 134–2
Electric guns
law enforcement agency use, 134–16
national guard use, 121–34.5, 134–16
Emergency management restrictions, 127A–13
Fees
registration, 134–3
Felons
denial of permit application, 134–2
Fingerprinting
person registering firearm, 134–3
Forfeiture
criminal forfeitures, 712A–6
emergencies, 134–32
generally, 134–17
Homemade explosive devices
prohibited, 134–28
Hunters
education and training program, 134–2
Law enforcement officers
use of firearm outside scope of employment, 663–9.5
Liability
exemption for instructors, 663–9.5
state and counties, 663–9.5
Mentally ill
access to records of applicants, 134–3.5
appointment of guardian, 560:5–311
disclosure of involuntary civil commitment orders, 334–5
ownership or possession prohibited, 134–7.3
ownership or possession prohibition relief, 134–6.5
Money laundering
see MONETARY LAUNDERING
National emergency
seizure of lawful firearms prohibited, 134–7.2
National guard
electric guns, 121–34.5, 134–16
Ownership
denial, 134–2, 7.3
disposal of firearms, 134–7.3
when prohibited, 134–7.3
Permits
denial, 134–2, 7.3

mental health records, 134–3.5
target shooting, 134–5
waiver, 134–2, 5
Person under restraining order
denial of permit application, 134–2
Photograph
person registering firearm, 134–3
Physicians
providing information, 134–3.5
Pistols
carrying or possessing, 134–25
hunting, 134–5
transportation of pistol or revolver, 134–25
Place to keep
ammunition
elements of offense, 134–27
penalty, 134–27
loaded firearms
elements of offense, 134–23
penalty, 134–23
pistol or revolver
elements of offense, 134–25
penalty, 134–25
requirements, 134–23, 24, 25
unloaded firearms
elements of offense, 134–24
penalty, 134–24
Police
domestic abuse offenders, 134–7, 11
electric guns used by law enforcement agencies, 134–16
restraining orders, 134–7
seizure of firearms, 134–7.3, 806–11
use of firearm outside scope of employment, 663–9.5
Possession
disposal of firearms, 134–7.3
distribution of controlled substances, 134–22
possession or use in commission of separate felony, 134–21, 22
seizure of firearms upon disqualification, 134–7.3
when prohibited, 134–7.3
Psychologists
providing information, 134–3.5
Records
electric guns used by law enforcement agencies, 134–16
Registration
background check on registering person, 134–3
fees, 134–3
fingerprint and photograph required, 134–3
Reports
electric guns used by law enforcement agencies, 134–16
theft of firearm, 663–9.5
Rules

hunting with pistols, 134–5
Sale of firearms
bump fire stocks prohibited, 134–8.5
heirs, 134–2
multiburst trigger activators prohibited, 134–8.5
trigger cranks prohibited, 134–8.5
Seizures
illegally possessed firearms, 134–17
lawful firearms during emergency period
seizure prohibited, 134–7.2
persons denied permit, 134–7.3
persons under arraignment, 806–11
Simulated firearm, 707–716, 708–840
Storage
place to keep, 134–23, 24, 25
Theft
liability for injury or damage in use, 663–9.5
Transfers
heirs, 134–2
Transportation of firearms
carrying firearms on highway, 134–26
requirements, 134–23, 24, 25
Trigger mechanism modification devices prohibited, 134–8.5
Violations
carrying on highway, 134–26
place to keep, 134–23, 24, 25
storing ammunition, 134–27
use in separate felony, 134–21, 22

FIRE PROTECTION
Aerial luminaries
penalties, 132–19
possession, 132–19
Airports
fire and safety inspections, 132–6, 261–4
Arson
criminal offenses
first degree offense, 708–8251
fourth degree offense, 708–8254
second degree offense, 708–8252
third degree offense, 708–8253
liability for costs to control fire, 706–606.2
Codes
state building codes, 107–25
Counties
display fireworks
event information, 132D–8.6
inventory information, 132D–8.6
Emergency assistance
automated external defibrillation, 453–2, 663–1.5
landowners liability, 520–3, 4

911 system
see TELEPHONES
False alarms
misuse of 911 emergency telephone service, 710–1014.5
Fire chiefs
display fireworks
event information, 132D–8.6
inventory information, 132D–8.6
site inspections, 132D–16.6
stop orders, 132D–16.7
Fire engines
driver licensing, 286–105, 235.5
traffic regulations
see MOTOR VEHICLES, Emergency vehicles
Firefighters
assault, criminal penalties, 707–711
automated external defibrillation, 453–2, 663–1.5
contingency planning
coordination, 132–16
criminal history record checks, 846–2.7
explosives, 396–9
injury
accidental injury leave, 78–24
accumulation of leave credits, 78–25
liability of third party, 78–24
overdose prevention
opioid antagonist administration, 329E–3
peer support counseling
confidentiality of information, 78–52
training
coordination, 132–16
workers' compensation, 386–21.9
Fire hazards
cigarettes and smoking
self-extinguishing cigarettes
definitions, 132C–2
enforcement, 132C–6
exemptions, 132C–7, 8
labeling, 132C–4
purpose of provisions, 132C–1
requirements for sale, 132C–3
rules, 132C–5
state fire council powers, 132–16, 132C–5
violations, 132C–6
Fire sprinklers
county requirement prohibited, 46–19.8
Flame retardant chemicals
definitions, 332D–1
products containing chemicals
manufacture or distribution, 332D–2, 3
Interference with reporting an emergency or crime, 710–1010.5

Motor vehicles
redirecting traffic
see EMERGENCIES, Traffic control
Novelty lighters prohibited, 132–17
Records
emergency 911 calls
retention of recordings and radio dispatches, 46–1.7
Rules
adoption, 132–16
Schools
fire and safety inspections, 132–6
Search and rescue operations
definitions, 137–1
landowners liability, 520–3, 4
reimbursement for expenses, 137–2, 3
Sky lanterns
see Aerial luminaries, above
State fire council
administrative staffing, 132–18
advisory committees, 132–16
Workers' compensation
cancer claims, 386–21.9

FIREWORKS
Aerial fireworks
defined, 132D–2
forfeitures, 712–1281
importing, 132D–8, 8.5, 8.6
labeling, 132D–16.5
penalties for violations, 132D–14
time period allowed, 132D–4
Consumer fireworks
definitions, 132D–2
purchase
fees, 132D–11
permit required, 132D–7, 10
sales
amount allowed, 132D–3, 8.6
violations, 132D–8.6
Counties
display fireworks
site inspections, 132D–16.6
stop orders, 132D–16.7
fireworks auditor, 132D–11
fireworks ordinances, 132D–17.5
inspections, 132D–8.6
notice of importation and storage, 132D–8.6
Display fireworks
defined, 132D–2
importing, 132D–8, 8.5, 8.6
labeling, 132D–16.5

penalties for violations, 132D–14
site inspection, 132D–16.6
stop orders, 132D–16.7
time period allowed, 132D–4
Fees, 132D–11
Fire chiefs
display fireworks
site inspection, 132D–16.6
Importation
amount allowed, 132D–8.5
event information, 132D–8, 8.6
identification on bills of lading, 132D–8.6
inspection of shipping documents and facilities, 132D–8.6
notice to county, 132D–8.6
penalties for violations, 132D–8.6, 14
storage facilities, 132D–2
Injury reports, 132D–21
Inspections
display site, 132D–16.6
Licenses
duration, 132D–2
Permits
aerial fireworks, 132D–4
consumer fireworks, 132D–7
display fireworks, 132D–4
duration, 132D–2
fees, 132D–11
Records
recordkeeping, 132D–11
Reports
injury reports, 132D–21
Sales
aerial fireworks, 132D–8
consumer fireworks
amount allowed, 132D–3, 8.6
permit required, 132D–7
display fireworks, 132D–8
monitoring and enforcement, 132D–11
violations, 132D–8.6
Shipping
bills of lading and manifests, 132D–8.6
Storage
aerial fireworks, 132D–8.5
amount allowed, 132D–8.5
approval of facilities, 132D–8.6
compliance with standards, 132D–2
display fireworks, 132D–8.5
inspections, 132D–8.6
license required, 132D–7
penalties for violations, 132D–8.6
Violations

forfeitures, 132D–8.6, 712–1281
import, shipping, and storage, 132D–8.6
minors, 132D–12, 13
penalties, 132D–8.6, 14
sales, 132D–8.6, 12

FIRST AID
School health services
establishment, 302A–851

FISH AND FISHERIES
Aquarium fish
sales
invoicing and receipt, 189–11
recordkeeping, 189–11
West Hawaii fishery management area restrictions, 188F–4
Bag limit
rules, 187A–5.5
Catch reports
commercial fishing, 189–3.5
Climate change adaptation priority guidelines, 226–109
Commercial fishing
catch reports, 189–3.5
commercial marine dealers
licensing, 189–10
rules, 189–10
unlicensed activities, 189–10
Ewa beach limu management area, 188–22.8
false statements, 187A–12.4
licenses
child support debt, 189–2
dealers, 189–10
exports, 189–10
rules, 189–10
suspension or denial, 189–2
misrepresentation of receipts, 187A–12.4
penalties for violations, 187A–12.5
shark fins, 188–40.7
special fund, 189–2.4
Corals
permits to take, 188–68
rules, 188–68
Crabs
female crabs
taking or killing prohibited, 188–58.5
rules, 188–57
Dealers
aquarium fish purchase and sale, 189–11
false statements, 187A–12.4
licensing, 189–10
misrepresentation, 187A–12.4

receipts and records, 187A–12.4
rules, 189–10
shark fins, 188–40.7
unlicensed activities, 189–10
Definitions
shark fins, 188–40.7
water quality certification, 342D–6.5
Electrofishing devices
penalty for violation, 188–70
repeat offenders, 706–606.5
Explosives
penalty for violation, 188–70
repeat offenders, 706–606.5
Export
license required, 189–10
Fees
commercial marine licenses, 189–10
crab or lobsters, 188–57
deposit of fees, 189–2.4
mullet licenses, 188–44
Fishing gear
explosives, poisons, etc., 188–70
rules, 187A–5.5
Fishing in certain waters prohibited, 188F–4
Funds
commercial fishing special fund, 189–2.4
Land and natural resources department
administrative costs, 189–2.4
Licenses
suspension, revocation, or denial
child support debt, 188–50, 189–2
student loan default, 189–2
Lobsters
crustaceans with eggs, 189–6
female lobsters, 188–58.5
restriction on taking and sale, 188–58.5, 189–6
rules, 188–57
Loko ia, see Fishponds
Manta rays
capturing or killing prohibited, 188–39.5
Mullet
stocking fishponds, 188–44
Nehu and iao
rules, 188–45
taking for bait, 188–45
Nets and traps
gill nets, 188F–4
West Hawaii fishery management area restrictions, 188F–4
Northwestern Hawaiian Islands
lobsters
restriction on taking and sale, 189–6

Ocean Day
World Ocean Day, 8–12
Oil and gas
penalty for violation, 188–70
repeat offenders, 706–606.5
Open and closed fishing seasons
mullet, 188–44
rules, 187A–5.5
Organic foods production tax credit, 235–110.94
Permits
rocks with marine life attached, 188–68
shark feeding, 188–40.6
stony corals, 188–68
Petroleum
penalty for violation, 188–70
repeat offenders, 706–606.5
Poisonous substances
penalty for violation, 188–70
repeat offenders, 706–606.5
Public fishing areas
Hawaiian subsistence fishing, 188–22.7, 22.9
Reports
commercial fishing, 189–3.5
false receipts and reports, 187A–12.4
West Hawaii fishery management area, 188F–5
Reserves
West Hawaii fishery management area restrictions, 188F–4
Rocks with marine life attached
permits to take, 188–68
rules, 188–68
Rules
adoption, 187A–5.5
bait fish, 188–45
commercial fishing, 189–3.5, 10
Ewa beach limu management area, 188–22.8
federal regulations, 187A–5.5, 189–3.5
Haena fisheries management area, 188–22.9
manta rays, 188–39.5
Milolii fisheries management area, 188–22.7
mullet licenses, 188–44
nehu and iao, 188–45
penalties for violations, 187A–12.5
rocks with marine life attached, 188–68
shark fins, 188–40.7
stony coral, 188–68
subsistence fishing areas, 188–22.7, 22.9
West Hawaii fishery management area, 188F–6
Sharks
definitions, 187A–1, 188–40.7
shark feeding, 188–40.6
shark fins prohibited, 188–40.7

Size limits
rules, 187A–5.5
State fish
designation of official state fish, 5–11.5
Subsistence fishing areas
fishery management, 188–22.7, 22.9
Haena fisheries management area, 188–22.9
Milolii fisheries management area, 188–22.7
United States
conformance to federal regulations, 187A–5.5, 189–3.5
Vessels
large vessel loan program
transfers of moneys between funds, 210D–4
small vessel loan program
transfers of moneys between funds, 210D–4
Violations
actions, 187A–12.5
false receipts and reports, 187A–12.4
manta rays, 188–39.5
minor infractions
applicability, 199D–2
enforcement program established, 199D–1
penalties, 187A–12.5
repeat offenders, 706–606.5
shark feeding, 188–40.6
West Hawaii fishery management area
boundaries, 188F–2
definitions, 188F–1
establishment, 188F–2
fish replenishment areas
designation, 188F–3, 4
management plans
contents, 188F–4
development, 188F–4
purpose, 188F–3
reviews, 188F–5
ocean recreation
prohibited, 188F–3, 4
prohibited practices, 188F–3, 4
purpose, 188F–3
reports, 188F–5
rules, 188F–6

FLOODS AND FLOOD CONTROL
Counties
agricultural buildings and structures, 46–88
floodplain management requirements, 46–88
Drainage
mitigating hazardous conditions, 127A–18
Federal flood insurance
agricultural buildings and structures, 46–88

FLOWERS AND FOLIAGE
Lei Day, 8–13
State and island flowers, 5–16
Theft
see FARM PRODUCE, Certificates of ownership

FOOD AND FOOD PRODUCTS
Agricultural food safety certification program, 141–12
Condiments
general excise tax on intermediary sales, 237–4
Containers
general excise tax on intermediary sales, 237–4
Contamination
causes of diseases or public health threats, 321–29
Ethnic culture public market at Kakaako, 206E–34
Food hubs in agricultural districts, 205–2
Food safety certification costs grant program
see AGRICULTURE DEPARTMENT, Agricultural food safety certification program
Food service industry
university and community college courses, 304A–1851
Hand-pounded poi, 321–4.7
Hawaii good agricultural practices program, 147–116
Hawaii-made products
labeling, 486–119
Honey
see HONEY
Inspections
agriculture department duties
cooperative agreements, 147–102
employees, 147–102
fees, 147–102
inspectors, 321–4.5
Kalo Appreciation Month
designation, 8–22
Labels
Hawaii-made products, 486–119
Latex gloves use, 328–12.4
Medically necessary foods
health insurance coverage, 431:10A–120, 432:1–609, 432D–23
public assistance coverage, 346–67
Poi
agricultural loans to processors
see AGRICULTURAL LOANS
hand-pounded, 321–4.7
Processed food
agricultural loans to processors
see AGRICULTURAL LOANS
certificates
evidence of grade or classification, 147–115
request for audit, 147–113

grades and standards
certificates as evidence, 147–115
inspections
cooperative agreements, 147–112
requests, 147–113
United States
cooperative agreements, 147–112
Rules
processed food, 147–58
Sanitation
advisory council, 321–4.6
federal regulations, 321–4.6
health inspectors, 321–4.5
permits
transfer, 321–11.51
rules, 321–4.6
Taro
cultivation and uses, 10–20
designation as official state plant, 5–15.5
Kalo Appreciation Month, 8–22
University of Hawaii
courses of instruction, 304A–1851
Violations
dietary supplements, 329–65

FOOD, DRUGS, AND COSMETICS
Dietary supplements
claims, 329–65
telephone sales, 481P–4
violations, 329–65
Drugs
dietary supplements, 329–65
emergency response stockpile of drugs and medications, 321–441, 442
records, 328–17.7
Labeling
dietary supplements, 329–65
Latex gloves use, 328–12.4
Records and reports
drugs
recordkeeping, 328–17.7
requirements generally, 328–17.7

FORECLOSURE
Agreements of sale
nonjudicial foreclosure, 667–40
Agricultural loans
generally, 155–4
guaranteed loans, 155–5.5
Agriculture
agricultural park leases, 166–8.5
irrigation water tolls and acreage assessments, 167–6

Alternate power of sale, see Nonjudicial power of sale, below
Association foreclosure
    commencement of action, 667–19
    curing default, 667–19
    notice of intention to foreclose, 667–20
    payment plan, 667–19
    postponement or cancellation of sale, 667–20.1
Capital loan program
    loan guaranteed by state, 210–7.5
Condominiums
    association foreclosures
        commencement of action, 667–19
        curing default, 667–19
        notice of intention to foreclose, 667–20
        payment plan, 667–19
        postponement or cancellation of sale, 667–20.1
    nonjudicial foreclosure, 667–40
    unpaid common expenses, 514B–146
Consumer education for distressed property owners, 480E–2.5
Dispute resolution
    administration, 667–73
    alternative dispute resolution program assistance, 667–73
    applicability, 667–71
    closing report, 667–81
    confidentiality, 667–84
    election to participate, 667–78
    filing fee for foreclosure notice, 667–76
    judiciary assistance, 667–73
    mortgagor's rights, 667–77
    neutral's qualification, 667–85
    noncompliance, 667–82
    notice requirement, 667–75
    procurement contracts, 667–73
    program fee, 667–79
    recording fee, 667–86
    requirements, 667–74, 79
    sanctions, 667–82
    sessions, 667–80
    special fund
        deposits, 454M–10, 667–76, 86
    stay of nonjudicial foreclosure, 667–83
    stay of proceedings, 667–79
Distressed property consultants
    attorneys' duties, 480E–13
    cancellation of contract by owner
        contract requirements, 480E–4
        generally, 480E–5
        notice, 480E–5, 8
    complaints, 480E–9.5
    contracts
        attorneys' duties, 480E–13

conveyance contracts, 480E–6
disclosures, 480E–3
in writing, 480E–3
mortgage assistance relief services, 480E–3
records, 480E–9.5
requirements, 480E–3
right to cancel, 480E–4, 5, 7
conveyance of property
contracts, 480E–6
prohibited acts, 480E–10
recordation, 480E–6
right to cancel
by owner, 480E–8
contract requirements, 480E–7
generally, 480E–7
criminal penalties, 480E–12
definitions, 480E–2
disclosures
contract with owner, 480E–3
conveyance of property, 480E–6
failure to disclose, 480E–10
duties, 480E–9.5
exemptions from regulations, 480E–2
lease of property to former owner
contract requirements, 480E–9
rights of lessees, 480E–9
legislative intent, 480E–1
misrepresentations, 480E–10
mortgage assistance relief services
contracts, 480E–3
prohibited practices, 480E–10
unfair or deceptive act or practice, 480E–11
notice
cancellation of contract by owner, 480E–5, 8
conveyance of property, 480E–6
lease agreements, 480E–9
purpose, 480E–1
recordkeeping, 480E–9.5
rescission rights, 480E–4, 5, 7
unfair or deceptive act or practice
penalties, 480E–11
violations
investigation, 480E–14
prohibited practices, 480E–10
waiver of provisions, 480E–10
Junior lienholders
suspension of actions, 667–57
Mortgagee
actions and communications by, 667–59
Mortgage rescue fraud prevention, see Distressed property consultants, above
Mortgages

affiliate statement, 667–58
appeals, 667–51
conversion to judicial foreclosure
circuit court fees, 607–5
conditions, 667–53
petition, 667–54
deficiency judgments, 667–38
foreclosure without court action, see Nonjudicial power of sale, below
judicial foreclosure
attorney affirmation requirements, 667–17
circuit court fees, 607–5
notice of intention to foreclose, 667–20
postponement or cancellation of sale, 667–20.1
loss mitigation efforts, 454M–5.5
notice of default and intention to foreclose, 667–55
purchasers
escrow agent and title insurer, 667–52
valid notice, 667–58
Nonjudicial power of sale
applicability
other situations, 667–40
time share interests, 667–65
association lien
curing default, 421J–10.5
breach of mortgage agreement
curing default, 667–24, 28
failure to cure, 667–24
notice, 667–22
curing default
association lien, 421J–10.5
deadline date, 667–22, 28, 92, 97
effect, 667–24, 94
payment plan, 667–94
requirements, 667–22, 28, 92, 97
delinquent association assessment
curing default, 667–94, 97
failure to cure, 667–94
notice, 667–92
enforcement, 667–39
eviction of borrower, 667–33, 102
intention to foreclose, 667–22, 23, 24, 92, 93, 94
judicial proceedings, 667–37
lien creditors, 667–31, 33, 63, 100, 102
multiple properties, 667–36
notice of default, 667–22, 62, 92
notice of intention to foreclose, 667–22, 23, 24, 92, 93, 94
notice to owners' associations, 667–21.5
public information notice, 667–41
purpose, 667–21, 91
recordation, 667–23, 33, 93, 102
sale of property

advertisements, 667–27, 96
affidavits, 667–32, 64, 101
bidders, 667–29, 98
cancellation, 667–28, 97
completion of purchase, 667–30, 99
conveyance of property, 667–31, 62, 100
deficiency judgments, 667–38
escrow agent and title insurer, 667–52
multiple properties, 667–36
postponement, 667–28, 97
prohibited conduct, 667–104
public notice, 667–27, 96
sales proceeds, 667–31, 100
satisfaction of debt, 667–103
terms and conditions, 667–29, 30, 98, 99
when held, 667–25, 62, 95
where held, 667–25, 95
service of notice, 667–22, 62, 92
stay of proceeding, 667–83
summary possession, 667–33, 102
writs of possession, 667–33, 102
Notice
contents, 667–22, 92
intention to foreclose, 667–22, 23, 24, 92, 93, 94
nonjudicial foreclosure for delinquent association assessment, 667–92, 96
nonjudicial foreclosure of mortgage, 667–22, 27
postponement or cancellation of sale, 667–20.1
public information, 667–41
Payment plans, 667–19, 94
Power of sale
foreclosure without court action, see Nonjudicial power of sale, above
Prohibited conduct of foreclosing association, 667–104
Prohibited conduct of foreclosing mortgagee, 667–56
Property transfers to stop or prevent foreclosure, see Distressed property consultants, above
Secured transactions
defaults, 490:9–601
Time share interests
nonjudicial foreclosure
affidavit, 667–64
agreement or document, 667–40
applicability, 667–65
creditors, 667–63
non-mortgage situations, 667–40
notice, 667–62, 63
sale, 667–62
recordation of leasehold interests, 501–241
Transfer of title, 667–60
Unfair or deceptive practices, 667–60
Water resources
irrigation water tolls and acreage assessments, 167–6

FOREIGN COUNTRIES AND GOVERNMENTS
Children
child custody
applicability of uniform act, 583A–105
enforcement of orders, 583A–302, 315
child support
see CHILD SUPPORT
Crimes
crime victims compensation, 351–2, 31, 32
Diplomats and consuls
tax exemptions, 237–24.3, 237D–3, 238–1
Filipino World War II veterans
transportation and burial grants, 363–12, 13
Incapacitated adults
applicability of uniform adult guardianship and protective proceeding jurisdiction act, 551G–3
International affairs office, 201–17
International matchmaking organizations
annual reports, 489N–2
applicability, 489N–3
criminal conviction and marital history records
disclosures, 489N–2
right to request, 489N–2
definitions, 489N–1
doing business in the state, 489N–3
domestic abuse disclosures, 489N–2
other laws apply, 489N–5
violations
other relief, 489N–5
penalties, 489N–4
Motor vehicles
reciprocal licensing, 286–101.5
waiver of driving examination and demonstration, 286–108
Peace Day, 8–16
Sister-state relationships
advisory committee, 229–2
establishment, 229–3
review and evaluation, 229–4
termination, 229–5
Taxation
exemptions, 237–24.3, 237D–3, 238–1
Terrorism
crime victims compensation, 351–2, 31, 32
Tourism
international events curtailing travel and tourism, 201B–9, 10
promoting travel for prostitution, 468L–7.5, 712–1208
Trade agreements
definitions, 489M–1
limitations on state procurement of goods, 489M–2
prior agreements, 489M–4
state agreements, 489M–3

University of Hawaii
faculty exchanges, 304A–1003
medical and nursing students exchange program, 304A–1802
tuition and fees
waiver of nonresident differential, 304A–502

FOREIGN MONEY JUDGMENTS
see JUDGMENTS

FOREIGN TRADE ZONES
Honolulu harbor
piers 1 and 2 designated for foreign trade zone, 212–5.5

FORENSIC IDENTIFICATION
see DNA TESTING AND IDENTIFICATION

FORESTS
Education
University of Hawaii at Hilo program, 304A–205
Hunting
public hunting areas, 183D–4
Land and natural resources department
administrative penalties for violations, 183–5
Native forests
harvesting, 183–16.5
koa wood and wood products
labeling, 486–119.5
state cultivated seedlings, 183–16, 195D–4
Public lands
harvesting, 183–16, 16.5, 195F–4
management plans, 183–16.5
state nurseries, 183–16
Reports
administrative penalties, 183–5
Reserves
development without permit or approvals, 607–25
education and training programs, 195F–3
harvesting, 183–16, 16.5, 195F–4
hunting, 183D–4
management plans, 183–16.5
penalties
administrative penalties, 183–5
timber
administrative penalties, 183–5
Stewardship program
public forest reserves
education and training programs, 195F–3
funding programs, 183–16, 195F–4
reports, 195F–6
Violations
administrative penalties, 183–5

minor infractions
applicability, 199D–2
enforcement program established, 199D–1
Watersheds
hunting, 183D–4
management plans
funding, 247–7

FORFEITURES
Animals
cruelty to animals, 711–1109.2
Cave protection
violations, 6D–12
Cigarettes and tobacco products
cigarette tax stamp violations, 245–9, 40, 712A–5
export or foreign cigarettes, 245–55
reduced ignition cigarettes, 132C–6
tobacco products or electronic smoking devices, 712–1258
Computers
criminal forfeitures, 708–894
Contractors
unlicensed contractors, 444–23, 23.5
Criminal forfeitures
computer crimes, 708–894
drug offenses, 712A–4
labor trafficking, 712A–4
prostitution, 712A–4
Deceptive identification document, 710–1017.5
Drugs
medical use of cannabis, 329–125
Emergency management
property unlawfully possessed, 127A–26
Employer-union health benefits trust fund
forfeited benefits or payments, 87A–31
reimbursement of medicare premiums, 87A–31
Exempt property, 712A–5
Farm produce and products
transportation without certificate of ownership, 145–27
Firearms
hunting violations, 183D–5
Fireworks, 132D–8.6, 712–1281
Fish and fisheries
manta rays, 188–39.5
shark fins, 188–40.7
Motor vehicles
driving under the influence of intoxicants, 291E–61, 61.5
racing on highways, 291C–103
Professional and vocational licensing
contractors, 444–23, 23.5
marriage and family therapists, 451J–10
Prostitution

criminal forfeitures, 712A–4
Securities violations
sale of securities, 485A–508
Sex trafficking
criminal forfeitures, 712A–4
Taxation
tobacco taxes, 245–40, 55, 712A–5
Telemarketing fraud, 708–835.6
Trademarks and trade names
trademark counterfeiting, 708–875, 712A–4
Workers' compensation
provider fees, 386–21

FORGERY
Commercial code
investment securities, 490:8–205
Drugs
obtaining precursor substances, 329–65
prescriptions, 329–42
Insurance, 431:10C–107
Magnetic ink character recognition numbers
definitions, 708–850
fraudulent encoding, 708–851, 852
Medical care decisions
damages, 327E–10
Motor vehicles
insurance identification cards, 431:10C–107
Repeat offenders, 708–803
Securities
unauthorized signatures, 490:8–205
Trademarks and trade names
trademark counterfeiting, 708–875

FORMS
Commercial code
secured transactions, 490:9–521, 613, 614
Medical care decisions, 327E–16
Mental health care decisions, 327G–14
Power of attorney
agent's certification, 551E–52
designation of agent, 551E–51
Probate code
self-proved will, 560:2–504

FOSTER CARE
Adult foster homes
certification
dual, 321–11.2
waiver, 321–11.2
criminal history record checks, 846–2.7
elder abuse or neglect, 28–94

home care programs, 346D–2
inspection reports, 321–1.8
latex gloves use, 321–11.9
liability insurance, 321–11.7, 11.8
medicaid reimbursements, 346D–1.5
unannounced inspections and visits, 321–1.9
Care facilities
action upon investigations, 321–486.1
exclusion of landlords, 321–488
investigations, 321–486
penalties, 321–486.3, 487
right of entry during investigations, 321–486.2
Certificates of approval
criminal history record checks, 346–17
expiration, 346–17
renewal, 346–17
Child foster homes
criminal history record checks, 846–2.7
immunity from liability, 346–17
siblings, 346–16
special licensed or relative foster home care, 346–17
training for operators, 346–17
Child placing organizations
criminal history record checks, 846–2.7
no cost emergency shelter for consenting minor, 346–17.6
Community care foster family homes
background and adult abuse record checks, 321–15.2, 483
certificate of approval, 321–483
definitions, 321–481
latex gloves use, 321–11.9
monitoring services to clients, 321–482
private-pay individuals, 321–481
standards, 321–482
violations, 321–485
Developmental disabilities
home care programs, 346D–2
inspection reports, 321–1.8
medicaid reimbursements, 346D–1.5
unannounced inspections and visits, 321–1.9
Foster grandparents program
criminal history record checks, 846–2.7
Insurance
motor vehicle insurance for foster children, 346–17.3, 431:10C–407
Motor vehicles
driver's licensing of foster children
applications, 286–112
motor vehicle insurance coverage, 346–17.3, 431:10C–407
No cost emergency shelter for consenting minor, 346–17.6
Young adult foster care program
case plan
contents, 346–400

report, 346–400
confidentiality of information, 346–401
court proceedings
court-appointed attorneys, 346–402
periodic review hearings, 346–403
reestablishment of jurisdiction, 346–405
requirements, 346–401
termination of jurisdiction, 346–404
definitions, 346–392
eligibility requirements, 346–395
established, 346–391
extended foster care services, 346–397
hearings, 346–398, 403
jurisdiction
generally, 346–394
reestablishment, 346–405
termination, 346–404
liability of department, 346–406
notice of hearing, 346–399
petition
contents, 346–398
notice of hearings and reviews, 346–399
periodic reviews, 346–398, 403
purpose, 346–391
reports, 346–400
rights of the young adult, 346–393
voluntary care agreement, 346–396

FRANCHISES
Motor vehicle sales
cancellation or nonrenewal, 437–58
license required of manufacturers and distributors, 437–2
prohibited practices, 437–3.6, 28, 28.5
recall repairs, 437–59
right of action, 437–28.5
sale, assignment, or transfer, 437–53, 54
stop-sale orders, 437–59
Real estate brokers, 467–9

FRAUD
Aged persons
actions, 487–14
financial abuse or exploitation, 412:3–114.5
fraud against elderly, 480–13, 13.5
restitution, 487–14
securities violations, 485A–603.5, 604.5
unlicensed contractors, 444–10.7
Arbitration proceedings
vacating award, 658A–23
Commercial code
general principles of law apply, 490:1–103

Computer fraud, 708–891, 891.5, 891.6
Consumer education for distressed property owners, 480E–2.5
Contractors
    habitual unlicensed contracting, 708–8301
    unlicensed contractor fraud
        elements of crime, 708–8302
        first degree offense, 708–8303
        second degree offense, 708–8304
        valuation of property, 708–8305
Corporations
    procuring articles through fraud, 414–411
Drugs
    medical use of cannabis, 329–128
    obtaining precursor substances, 329–65
    obtaining prescription drugs through fraud, 329–42
Elections
    election fraud, 11–139
False claims on government contracts and programs
    see ACTIONS
Financial institutions
    unauthorized use of institution name or logo to solicit business, 412:2–606.5
Fraudulent or deceptive identification documents, 710–1017.5
Gasoline and petroleum products
    false advertising, 486B–2
Government-issued identification obtained under false pretenses, 710–1016.3, 1016.4
Identity theft
    see IDENTIFICATION
Internet sales
    bad faith registration or use of domain names, 481B–22, 23
Life settlements
    see INSURANCE
Medical care decisions
    damages, 327E–10
Misrepresenting notarized document, 710–1069, 1069.5
Mortgages
    property transfers to stop or prevent foreclosure
        see MORTGAGES, Distressed property consultants
Motor vehicles
    drivers' licenses, 710–1017.5
    parking for disabled, 291–51.4, 52.7
Nonprofit corporations
    see NONPROFIT CORPORATIONS
Partnerships
    limited partnerships, 425E–208
Probate code
    actions, 560:1–106
    personal representatives, 560:3–611
    probate proceedings, 560:3–301
Professional and vocational licensing
    dietitians, 448B–11
    marriage and family therapists, 451J–11

mental health counselors, 453D–12
occupational therapists, 457G–7
occupational therapy assistants, 457G–7
Publicity rights name registration, 482P–8
Securities
broker-dealers and investment advisers, 485A–501, 502
filed records, 485A–505
Tax fraud
powers of department, 231–82
Telemarketing fraud
see SALES, Telemarketing
Tour activity providers and activity desks
client trust accounts, bonds, or letters of credit, 468M–11
Trademarks and trade names
actions, 482–52
infringement, 482–31
trademark counterfeiting, 708–875
Travel agencies and charter tour operators
denial of registration, 468L–2.5
penalties, 468L–5.6

FUEL TAXES
Alternative fuels
defined, 243–1
rate of tax, 243–4
Auditor reviews
commercial fishers, 23–94
Definitions, 243–3.5
Ferry systems
intra-county ferry system
tax exemption, 243–7
Highway fund
trail and access uses, 248–8
Payment of tax
electronic filing of tax returns, 231–8.5
Trails and accesses
deposit of funds, 171–19, 198D–2, 248–8

FUGITIVES
Public assistance
access to department records, 346–10
denial, 346–29

FUNDS
Access Hawaii committee special fund, 27G–6
Administratively established funds and accounts, 37–52.5
Agricultural development and food security special fund, 141–10
Animal industry special fund, 142–3.6
Animal quarantine special fund, 142–28.5
Antitrust trust fund, 28–13
Aquaculture development special fund, 141–2.7

Asbestos and lead abatement special fund, 342P–8
Audit revolving fund, 23–3.6
Beach restoration special fund, 171–156
Birth defects special fund, 321–426
Boiler and elevator revolving fund, 397–13
Brownfields cleanup revolving loan fund, 201–18
Building energy efficiency revolving loan fund, 201–20
Bureau of conveyances special fund, 502–8
Captive insurance administrative fund, 431:19–101.8
Central service expenses
    transfers from special funds, 36–29.5
Certification services revolving fund, 147–101
Child support payment special account, 576D–10
Cigarette tax stamp administrative special fund, 245–41.5
Civil identification card fee special fund, 286–312
Civil monetary penalty special fund, 321–30.2
College savings program trust fund, 256–6
Commercial exploitation of crime special account, 351–84
Commercial fisheries special fund, 189–2.4
Commission on the status of women trust fund, 367–5
Community health centers special fund, 321–1.65
Condominium education trust fund, 514B–71
Conservation and resources enforcement special fund, 199–1.5
Consumer protection office restitution account, 487–14
Convention center enterprise special fund, 201B–8
Court interpreting services revolving fund, 607–1.5
Dam and reservoir safety special fund, 179D–25
Deposit beverage container deposit special fund, 342G–104
Diamond Head state monument subaccount, 184–3.4
Dietitian licensure special fund, 448B–10
Disability and communication access board special fund, 348F–7
DNA registry special fund, 706–603
Domestic violence and sexual assault special fund, 321–1.3
Drinking water treatment revolving loan fund, 340E–35
Drug demand reduction assessments special fund, 706–650
Dwelling unit revolving fund, 201H–191
Early intervention special fund, 321–355
Education department, see Schools, below
Election campaign fund, 11–421
Electronic device recycling fund, 339D–10
Emergency and budget reserve fund, 328L–3
Emergency management
    major disaster fund, 127A–16
Emergency medical services special fund, 321–234
Employer-union health benefits trust fund, 87A–30
Endangered species trust fund, 195D–31
Energy security special fund, 201–12.8
Energy systems development special fund, 304A–2169.1
Enhanced 911 fund, 138–3
Excess general funds, see General funds, disposition of excess funds, below
Federal funds

defined, 37–62
Federal reimbursement maximization special fund, 353C–7
Ferry project special fund, 268–2.6
Friends of the library of Hawaii program fund, 312–3.8
General funds
disposition of excess funds
definitions, 37B–2, 3, 4
prepayments
effect on tax refund or credit or reserve fund deposit, 37B–5
general obligation bond debt service, 37B–2
pension liability, 37B–4
post-employment benefit liability, 37B–3
purpose of chapter, 37B–1
Hawaii ABLE savings program trust fund, 256B–8
Hawaii green infrastructure special fund, 196–65
Health planning and development special fund, 323D–12.6
Heeia community development revolving fund, 206E–204
Highway beautification and disposal of abandoned or derelict vehicles revolving fund, 286–51
Highway development special fund, 264–122
Hoisting machine operators certification revolving fund, 396–20
Hospital sustainability program special fund, 36–27, 30, 346G–4, 10
Housing finance revolving fund, 201H–80
Housing for elders revolving fund, 356D–72
Human resources development special fund, 26–5
Human trafficking victim services fund, 706–650.5
Hydrogen investment capital special fund, 211F–5.7
Indigent legal assistance fund, 607–5.7
Industrial hemp special fund, 141–41
Information and notification system special fund, 353–136
Interim assistance reimbursement special fund, 346–57.5
Internet crimes against children special fund, 846F–4
Kalaeloa community development revolving fund, 206E–195
Labor law enforcement special fund, 371–12.5
Land conservation fund, 173A–5
Lapsed warrants trust fund, 46–44.5
Law enforcement standards board special fund, 139–4
Litigation deposits trust fund, 28–16
Local emergency response planning committees account, 128E–8
Low-income housing revolving fund, 356D–45
Major disaster fund, 127A–16
Mass transit special fund, 248–2.7
Medical cannabis registry and regulation special fund, 321–30.1
Milk control special fund, 157–29
Mortgage loan recovery fund, 454F–41
Motorcycle and motor scooter operators education fund, 431:10G–107
Motor vehicle express warranty arbitration program trust fund, 481I–4
Neurotrauma special fund, 321H–4
Noise, radiation, and indoor air quality special fund, 342P–7
Non-agricultural park lands special fund, 166E–7
Notaries public revolving fund, 456–9.5

Nursing facility sustainability program special fund, 36–27, 30, 346F–4
Oahu transportation management area metropolitan planning organization revolving fund, 279D–5
Office of health care assurance special fund, 321–1.4
Organ and tissue education special fund, 327–24
Pacific international space center for exploration systems special fund, 201–80.2
Parent education special fund, 607–5.6
Park acquisition trust fund, 184–3.5
Passenger facility charge special fund, 261–5.5
Pest inspection, quarantine, and eradication fund, 150A–4.5
Post-employment benefits trust fund, 87A–42
Post-secondary education authorization special subaccount, 26–9, 305J–19
Probation services special fund, 706–649
Professional student exchange program revolving fund, 304A–2277
Public assistance emergency fund, 346–53
Public housing revolving fund, 356D–28
"Rainy day" fund, see Emergency and budget reserve fund, above
Reduced ignition propensity cigarette program special fund, 132C–9
Regional state infrastructure subaccounts, 201H–191.5
Rental assistance revolving fund, 201H–123
Rental housing revolving fund, 201H–202
Rental motor vehicle customer facility charge special fund, 261–5.6
Research and development special fund, 206M–15.3
Revolving funds
  criteria for continuation, 37–52.4
  establishment by legislature, 37–52.4
Safe routes to school program special fund, 291C–4
Sanitation and environmental health fund, 321–27
Schools
  after-school plus program revolving fund, 36–27, 302A–1149.5
  charter schools account, 302D–28
  curricular materials fee special account, 302A–1130.6
  early learning trust fund, 302L–5
  educational facilities repair and maintenance account, 36–35
  education design and construction project assessment fund, 302A–1508
  federal grants revolving fund, 302A–1405
  federal revenue maximization program revolving fund, 302A–1406
  Felix stipend program special fund, 302A–707
  Hawaii 3R's school improvement fund, 36–27, 302A–1502.4
  Hawaii 3Ts school technology laboratories fund, 302A–1314
  lease payments for schools account, 36–32
  out-of-school time instructional program fund, 302A–1310
  private trade, vocational, and technical school licensure special fund, 302A–425.5
  school bus fare revolving fund, 302A–407.5
  school facilities subaccount, 302A–1148, 1151.1, 1151.2
  school level minor repairs and maintenance special fund, 302A–1504.5
  school physical plant operations and maintenance account, 36–36
  teachers housing revolving fund, 302A–833
Seal of quality special fund, 148–67
Shared services technology special fund, 27–43
Solicitation of funds for charitable purposes special fund, 467B–15

Special funds
administrative funds and accounts, 37–52.5
auditor's reviews, 23–12
criteria for continuation, 37–52.3
establishment by legislature, 37–52.3
reports on non-general funds, 601–3.2
transfers for central service expenses, 36–29.5
State archives preservation and long-term access special fund, 94–8
State facility renovation partnership program, 107D–2
State parks special fund, 184–3.4
Tax administration special fund, 235–20.5
Technology loan revolving fund, 206M–15.6
Television and film development special fund, 201–113
Tobacco enforcement special fund, 28–15
Tobacco prevention and control trust fund, 328L–5
Tobacco settlement special fund, 328L–2
Tourism emergency special fund, 201B–10
Tourism special fund, 201B–11
Transportation improvement special fund, 264–19
Trauma system special fund, 321–22.5
Turtle Bay conservation easement special fund, 171–172
Unclaimed property trust fund, 523A–26
University of Hawaii
see UNIVERSITY OF HAWAII
Vital statistics improvement special fund, 338–14.6
Voluntary response action account, 128D–36
Waiahole water system revolving fund, 163D–15.5
Washington Place trust fund, 26–6
Wastewater treatment certification board special fund, 340B–3.5
Water infrastructure special fund, 155–34
Water pollution control revolving fund, 342D–83
Water resource management fund, 174C–5.5

FUNDS TRANSFERS
Federal law
remittance transfers, 490:4A–108
Fraud
definitions, 708–800
fraudulent encoding, 708–8100.5
fraudulent use, 708–8100
public assistance benefits, 346–34
theft or forgery, 708–8102
Payments from state
generally, 40–51.5
public assistance, 346–34, 39.5
public employee salaries and pensions, 40–53, 88–6
Payments to state
dishonored transfers, 40–35.5
generally, 40–51.6
Public assistance
fraudulent use, 346–34

unclaimed balances in accounts, 346–39.5
Remittance transfers, 490:4A–108
Taxation
dishonored transfers, 40–35.5
payments to state generally, 40–51.6

FURNITURE
Lease-purchase agreements
see PERSONAL PROPERTY

GAMBLING
Animals
dog fights, 711–1109.3, 1109.35
Boxing
promoter's license disqualification, 440–10
Money laundering
see MONETARY LAUNDERING

GARNISHMENT
Government beneficiaries
exemptions
pensions, 88–93.5
pensions exempt, 88–93.5

GASOLINE AND PETROLEUM PRODUCTS
Actions
price caps, 486H–13
Advertising
defined, 486B–1
false advertising, 486B–2
Attorney general
investigations, 486H–17
restricted supply, 486H–17
Contaminated soil
cleanup and monitoring loan program, 201–18
Definitions, 486B–1, 486J–1
Distributors, see Fuel distribution, below
Ethanol
fuel taxes, 243–4
investment tax credit, 235–110.3
notices, 235–110.3
production reports, 235–110.3
Fish and fisheries
penalty for violation, 188–70
Franchises
company-operated service stations, 486H–10.4
lease renewal, 486H–10.4
Fuel distribution
distributors
registration, 486J–2

reporting requirements, 486J–3
reports, see Industry information reporting, below
restraint of trade, 486B–3
unlawful profiteering, 486B–3
Fuel produced from waste
hazardous materials, 342J–34.5
used oil, 342J–52
Gasoline dealers
manufacturers and jobbers operating stations, 486H–10.4
price caps, 486H–13
unfair trade practices
definitions, 486B–1
injunctions, 486B–5
penalties, 486B–4, 6
prohibitions, 486B–2, 3
Governor
suspension of price cap, 486H–13
Hardship set-asides
rules, 125C–3
Imports
reports, see Industry information reporting, below
Industry information reporting
advisory council
duties, 486J–22
established, 486J–21
members, 486J–21
confidentiality, 486J–6, 7
data collection program, 486J–5.5
data obtained by other agencies, 486J–7
definitions, 486J–1
distributors, 486J–3
failure to provide information, 486J–9
false statements, 486J–9
imports, 486J–3
penalties, 486J–9
requirements, 486J–3
violations, 486B–1.5, 486J–9
Manufacturers and jobbers
price caps, 486H–13
reports, see Industry information reporting, above
retail service station operation, 486H–10.4
Prices
adjustment, 486H–16
cost factors, 486H–16
definitions, 486H–1
false advertising, 486B–2
maximum prices
adjustment, 486H–16
suspension, 486H–13
wholesale prices, 486H–13
misrepresentations, 486B–2

restricted supply, 486H–17
unlawful profiteering, 486B–3
violations, 486B–1.5
Producers
price caps, 486H–13
reports, see Industry information reporting, above
Recycled oil
see HAZARDOUS MATERIALS, Used oil
Refineries
reports, see Industry information reporting, above
Reports
manufacturers and distributors, see Industry information reporting, above
price caps, 486H–13
restricted supply or shortages, 486H–17
violations, 486B–1.5
Rules
hardship set-asides, 125C–3, 23
price caps, 486H–13
shortages, 125C–3
Shortages
investigations and surveys, 486H–17
Taxation
alcohol fuels, 243–4
alternative fuels, 243–4
ethanol production facilities, 235–110.3
Unfair trade practices
definitions, 486B–1
false or deceptive advertising, 486B–2
injunctions, 486B–5
misrepresentations, 486B–2
monitoring information, 486B–1.5
penalties, 486B–4
remedies cumulative, 486B–6
reporting violations, 486B–1.5
restraint of trade, 486B–3
restricting supply, 486B–3
unlawful profiteering, 486B–3
Violations
price caps, 486H–13
report to attorney general, 486B–1.5

GENETIC COUNSELORS
Definitions, 451K–1
Exemptions from regulations, 451K–5
Fees
assessment, 451K–12
disposition, 451K–12
Health department
administrative penalties, 451K–13
appeal of actions, 451K–14
powers and duties, 451K–3

Hearings, 451K–14
Licensing
application, 451K–11
denial, suspension, or revocation, 451K–13
endorsement, 451K–8
expiration, 451K–10
issuance, 451K–9
licensees of other states, 451K–8
program established, 451K–2
provisional licenses, 451K–7
qualifications, 451K–6
renewal, 451K–10
required, 451K–4
Powers and duties of director, 451K–3
Prohibited practices, 451K–13, 15
Rules
adoption, 451K–3, 16
fees, 451K–12
licensing, 451K–6
Scope of practice, 451K–1
Titles, 451K–4
Unlicensed practice, 451K–15
Violations
administrative penalties, 451K–13
appeals, 451K–14
penalties, 451K–15
powers of director, 451K–3
prohibited practices, 451K–13

GIFTS
Contests and sweepstakes
disclosures, 481B–1.6, 481P–2
prohibited practices, 481B–1.6
Deceptive trade practices
contests and sweepstakes, 481B–1.6
Disclosures
gifts, prizes, or awards to solicit sale, 481B–1.6
Donations to charities
generally
see SOLICITORS, Fundraising professionals
management of endowment funds
see CHARITIES
Gift certificates
abandoned or unclaimed property, 523A–3.5
Government agencies
solicitation and acceptance
closed meetings to consider, 92–5
Medicines and health care supplies
see DRUGS, Donation of medicines and supplies
National guard youth challenge program, 121–44
Parent and child

gift as advancement on inheritance, 560:2–109, 609
Power of attorney, see POWERS OF ATTORNEY
Public housing authority
acceptance of, 356D–4
Telephone solicitation
see SALES, Telemarketing
University of Hawaii
powers of regents, 304A–106
Unsolicited goods
telemarketing
see SALES

GOLF COURSES
Land use
agricultural districts
existing golf courses and driving ranges, 205–4.5
prohibitions, 205–2
rural district uses, 205–2, 5

GOOD FAITH
Abandoned property
delivery of property to state, 523A–11
Abuse of family or household members
duties of police, 709–906
Condominiums
obligation of good faith in performance, 514B–9
Donation of medicines and health care supplies, 328C–2
Drug or alcohol overdose prevention
immunity from liability, 329E–2
limited immunity, 329–43.6
Employers and employees
disciplinary actions against employees, 386–3
job references, 663–1.95
Immunity from liability
opioid-related drug overdose prevention, 329E–2
Joint tortfeasors
good faith settlement and release of one tortfeasor, 663–15.5
Limited immunity
drug or alcohol overdose prevention, 329–43.6
Nonprofit corporations
acceptance or rejection of member's action, 414D–116
acceptance or rejection of member's vote, consent, waiver, or proxy, 414D–116
director's good faith performance of duties, 414D–149, 160
expulsion or suspension of member, 414D–89
officer's good faith performance of duties, 414D–155, 165
Partnerships
partner's duty to partnership, 425–103, 123, 425E–110, 305, 408
standards of performance, 425–123, 425E–408
Unclaimed property
delivery of property to state, 523A–11

GOOD SAMARITAN
Drug or alcohol overdose prevention, 329–43.6, 329E–2
Liability for damages, 663–10.7

GOVERNMENTAL PUBLICATIONS
Annual reports
reports to legislature, 93–16
Commerce and consumer affairs department
business educational publications, 26–9
Historic preservation
funding public informational materials, 6E–16
Informational or educational publications
fees for copies, 91–2.5, 92–21
Printing, binding, and stationery work
public contracts, 103D–1003
Reports to legislature, 93–16
State publications distribution center
electronic publication notification, 93–4.5
University of Hawaii
history of Hawaii, 304A–114

GOVERNOR
Board of education
filling vacancies, 302A–125
Boards and commissions
private meetings and discussions, 92–2.5
Construction of facilities
forensic facility, 334–2.7
Contingent fund
emergency management, 127A–17
Elections
campaigning activities at Washington Place prohibited, 84–13.5
Emergencies
declaration of emergency
disasters, 127A–14
major disaster fund, 127A–16
delegation of powers, 127A–11
interstate compact for mutual aid, 128F–2
investigations and surveys, 127A–24
powers generally, 127A–12
rules and orders, 127A–25
Enterprise technology services office
chief information officer, 27–43
Environmental impact statements
exemptions for secondary actions, 343–5.5
Ethics training courses, 84–42, 43
Gasoline and petroleum products
suspension of price caps, 486H–13
Grants
non-release of appropriated grant moneys, 42F–107
High technology development

special advisor, 27–41
International trade agreements
legislative approval of special procurement provisions, 489M–2
Judges
appointment to fill vacancies, St Art VI–3
Performance partnerships board
established, 27–51
membership, 27–51
powers and duties, 27–52
reports, 27–52, 53
well-being of children and families data gathering, 27–54
Prisons and prisoners
private development of prisons, 353–16.36
Privatization of government functions
managed competition process
office of collective bargaining and managed competition, 89A–1
private development of prisons, 353–16.35
Salary, St Art XVI–3.5, 26–56
Vacancies
board of education, 302A–125
Washington Place
election activities prohibited, 84–13.5

GRANTS AND PURCHASES OF SERVICE
Adult day care, 321–494
Applications
grants, 42F–102
submission to legislature, 42F–102
Appropriations
allotment system, 42F–105, 103F–414
cost categories and cost elements, 42F–105
disbursing of funds, 42F–104
federal aid funds, 103F–101, 105
grants, 42F–101
non-release of appropriated grant moneys
notice to grantee, 42F–107
purchases of service, 103F–414
requirements, 42F–101
transfer of funds between agencies, 103F–101
Child abuse and neglect prevention
early intervention program, 321–357
human services department, 346–7.5
Commission for national and community service, 90D–6
Construction and interpretation, 103F–105
Contracts
amendment, 103F–407, 408
cancellation, 103F–407, 408
conditions, 42F–103
crisis intervention services, 103F–406
defined, 103F–102
extension or renewal, 103F–410, 413

form, 103F–409
grants, 42F–104
guidelines for vendors, 103F–301
indemnification of state, 103F–409
information database, 103F–301
manual of procedures, 103F–301
multiple awards, 103F–411
multi-term contracts, 103F–410
periodic treatment services, 103F–404
procurement code exemption, 103F–104
prohibited practices, 42F–103
protests
appeals, 103F–502
procedures, 103F–501
remedies, 103F–504
suspension of contract pending appeal, 103F–503
public information, 36–2.5
request for proposals, 103F–402
required, 42F–104
restrictive purchase, 103F–403
scope of services, 103F–102
small purchases, 103F–405
sole source contracts, 103F–403
Definitions, 42F–101, 103F–102
Discrimination
prohibited, 42F–103
Domestic abuse
health department programs, 321–1.3
judiciary programs, 601–3.6
Education department
early learning programs, 302L–4
school technology laboratories, 302A–1314
Exemptions
agribusiness development corporation, 163D–6
emergency and trauma services, 321–22.5
generally, 103F–101
Hawaii medical center-east, 323F–33
Waiahole water system, 163D–15.5
False claims on government contracts and programs
see ACTIONS
Federal aid
hindering application and use, 103F–101, 105
Grants
allotment system applies, 42F–105
application to legislature, 42F–102
contracts, 42F–104
definitions, 42F–101
disbursing of funds, 42F–104
health and human services, 103F–101
monitoring and evaluation, 42F–103, 106
nonprofit organizations, 42F–103

non-release of appropriated grant moneys, 42F–107
prohibited practices, 42F–103
public information, 36–2.5
qualifications of recipients, 42F–103
standards for award, 42F–103
Health and human services
advisory committees, 103F–201, 202
applicability, 103F–101
appropriations, 103F–414
contracts, see Purchases of service, below
Historic preservation
Bishop Museum, 6E–40
funding, 6E–16
Judiciary
indigent legal services, 607–5.7
parent education for separating parents, 607–5.6
spouse and child abuse services, 601–3.6
Legislature
application for grants, 42F–102
appropriations, 42F–101
Livestock feed producers and developers
see AGRICULTURAL GRANTS AND LOANS
Manufacturing development program, 206M–15.1
Monitoring and evaluation
grants, 42F–103, 106
Nepotism
prohibited, 42F–103
Notice
anticipated needs, 103F–412
non-release of appropriated grant moneys, 42F–107
periodic treatment services, 103F–404
request for proposals, 103F–402
restrictive purchase, 103F–403
Prisons and prisoners
reentry programs and services, 353H–31
Procurement office
administrator's powers and duties, 103F–301
crisis intervention services, 103F–406
delegation of duties, 103F–302
notice of anticipated needs, 103F–412
periodic treatment services, 103F–404
request for proposals, 103F–402
restrictive purchase, 103F–403
Provider agencies
interpreter and translation services to limited-English proficient persons, 321C–3
public information, 36–2.5
Public contracts
procurement code exemption, 103F–104
tax clearance exemption, 103–53
Purchases of service
allotment system applies, 103F–414

amending request for proposals, 103F–407
anticipated needs for purchases of service, 103F–412
applicability, 103F–101
assessment of needs, 103F–201, 202
budget planning, 103F–201, 202
change in needs, 103F–408
community council, 103F–202
contract modification or termination, 103F–408
contracts database, 103F–301
crisis intervention, 103F–406
definitions, 103F–102
early intervention program for infants and toddlers, 321–357
education and training program, 103F–103, 301
emergency procurement, 103F–404, 406
evaluation of proposals, 103F–201, 202
exemptions, 103F–101
extension of contract, 103F–410, 413
federal aid, 103F–105
form of contract, 103F–409
funds unavailable, 103F–408
guidelines for vendors, 103F–301
indemnification of state, 103F–409
information database, 103F–301
interagency committee, 103F–201
interim services, 103F–413
manual of procedures, 103F–301
medicaid contractors, 103F–107
multiple awards, 103F–411
multi-term contracts, 103F–410
nonperformance, 103F–408
payment amount and terms, 103F–408
periodic services, 103F–404
procurement code exemption, 103F–104
procurement office duties, 103F–301, 302
protest of award
    administrative appeal, 103F–502
    procedures, 103F–501
    remedies, 103F–504
    suspension of contract, 103F–503
provider deemed independent contractor, 103F–409
provider participation, 103F–203
public information, 36–2.5
renewal of contract, 103F–410
restrictive purchase, 103F–403
rules, 103F–106
scope of services, 103F–408
selection of vendor
    appeals, 103F–502
    cancellation of request for proposals, 103F–407
    competitive bidding, 103F–402
    crisis purchase, 103F–406

generally, 103F–401
periodic services, 103F–404
protests, 103F–501, 502, 504
rejecting bids, 103F–407
restrictive purchase, 103F–403
sole source contracts, 103F–403
soliciting proposals, 103F–402
suspension of contract, 103F–503
treatment purchase, 103F–404
violations, 103F–501
small purchases, 103F–405
sole source procurement, 103F–403
time of performance, 103F–408
treatment purchase, 103F–404
Records
access to provider records, 42F–103
grants, 42F–103
information database, 103F–301
purchases of service, 103F–301
Reports
medicaid contractors, 103F–107
Rules
amending request for proposals, 103F–407
contract modification or termination, 103F–408
delegation of duties, 103F–302
exemptions, 103F–101
multiple awards, 103F–411
protest of award, 103F–501
purchases of service, 103F–106
request for proposals, 103F–402
restrictive purchase, 103F–403
Sports hall of fame, 6E–46
Taxation
tax clearance exemption, 103–53
Television and film development, 201–113
Water resources
safe drinking water
see WATER SYSTEMS AND WATERWORKS, Loans and grants

GROUP HOMES
Background checks of employees and volunteers, 321–15.2
County building and zoning codes compliance, 445–94
Criminal history record checks of employees and volunteers, 846–2.7
Developmental disabilities domiciliary homes, 321–15.2, 378–2.5
Drug rehabilitation homes
clean and sober homes registry, 321–193.7
Waimano ridge lands, 171–64.5
Halfway houses
clean and sober homes registry, 321–193.7
county zoning, 46–4
Waimano ridge lands, 171–64.5

Hospices
definitions, 321–15.1, 15.63
insurance coverage, 431:10A–119, 432:1–608, 432D–23
licensing, 321–15.63, 15.7
permitted in residential areas, 46–15.36
prescription drugs, 329–38
rights of residents, 321–15.63
rules, 321–15.63
unlicensed activities, 321–15.7
violations, 321–15.63, 15.7
Inspections
reports, 321–1.8
unannounced inspections and visits, 321–1.9
Liability insurance, 321–11.7, 11.8
Special treatment facilities
licensing, 321–16.5
rules, 321–16.5
Therapeutic living programs
licensing, 321–16.6
rules, 321–16.6
Violations
penalties, 445–96

GUARDIANS
Adult guardianship and protective proceedings jurisdiction
see ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION
Appointment
disclaimer, 526–5, 9
Civil unions
consent of guardian required, 572B–7
Education of adult students with disabilities
see SCHOOLS, Special education
Guardians ad litem
appointment, 571–8.5
assisted community treatment hearing, 334–126
child protective act, 587A–16
Incapacitated persons
appointment of guardian, 560:5–311

HARASSMENT
District courts
family courts concurrent jurisdiction, 571–14
Domestic abuse
concurrent charge or complaint, 571–14
contact with victim prohibited, 709–906
court jurisdiction, 571–14
insurance policies, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
Family courts
jurisdiction, 571–14
protective orders, 607–2.5

Harassment by impersonation
elements of crime, 711–1106.6
misdemeanor, 711–1106.6
Laser pointing devices, 136–2
Orders
waiver of court costs and fees, 607–2.5
Sexual harassment or assault
civil actions, 626–1: Rule 412
past sexual behavior, 626–1: Rule 412
prison inmates, 353C–8
protective orders, 607–2.5
rules of evidence, 626–1: Rule 412
Stalking
criminal offense, 711–1106.4, 1106.5
repeat offenders, 711–1106.4
Telephone calls
telephone solicitations, 481P–3
Victims of crime
protection from threat or harm, 801D–4

HARBORS
Cargo operations, 266–21.5
Commercial harbors
exemption from approval requirements, 266–2.2
Contracts
capital advancement contracts, 266–19.5
Enforcement vehicles
blue and red lights, 291–31.5
Fees
ferry system and facilities, 268–2.5
rules, 266–17
Ferry system and facilities
intra-county ferry system
fuel tax exemption, 243–7
Oahu water transportation system
authorization, 268–2.5
contracts, 268–2.5
special fund, 268–2.6
operation of system
Oahu water transportation system, 268–2.5, 2.6
private operation, 268–2.5
Freight
Honolulu harbor uses, 266–1.5
Honolulu harbor
cargo operations, 212–5.5, 266–1.5
cruise boat docking, 266–17
foreign trade zone designation, 212–5.5
use permit portability, 266–2.3
Improvements
contracts, 266–19.5
Kapalama container terminal

capital infrastructure tax credit, 235–17.5, 241–4.4
private financing of construction or improvements, 266–19.5
Inspections
biosecurity, inspection, and cargo support facilities, 266–21.5
Leases, licenses, and permits
environmental protection violation by commercial tenant or user, 266–28
ferry system and facilities, 268–2.5
maritime transportation security violation by commercial tenant or user, 266–28
Light pollution
regulation of outdoor lighting of facilities, 266–2.5
Mooring
permit portability, 266–2.3
Penalties
deposit of, 266–19
Rules
fees, 266–17
State harbors civil violations system
administrative penalties, 266–30
established, 266–29
purpose, 266–29
rules, 266–29
Transportation department
jurisdiction, 266–1.5
Violations
criminal trespass, 708–814.7
environmental protection violation by commercial tenant or user, 266–28
maritime transportation security violation by commercial tenant or user, 266–28
penalties, 266–30
Water pollution
environmental protection violation by commercial tenant or user, 266–28

HATE CRIMES
Attorney general
annual reports, 846–54
collection and analysis of hate crime data, 846–52
system maintenance, 846–52
Data collection
agencies to report, 846–52, 53
Definitions, 846–51
Gender identity or expression, 706–662, 846–51
Hostility based on race, religion, disability, or sexual orientation, 846–51
Interagency cooperation, 846–53
Sentencing
extended term of imprisonment, 706–662
When crime deemed to be hate crime, 846–51

HAWAIIAN HOME LANDS DEPARTMENT
Funds
Hawaiian home receipts fund, HHCA 213
investments, HHCA 213
Geothermal royalties, 182–7

Hawaiian homes commission
financial disclosures, 84–17
Housing
additional lodging on premises, HHCA 208
affordable housing credits, 46–15.1
construction by department, HHCA 207.5
development and improvements, HHCA 207.5
multifamily units, HHCA 207.5
rental by department, HHCA 207.5
rental by lessee, HHCA 208
tenants of lessee, HHCA 208
Leases
commercial and multipurpose projects, HHCA 228
housing development, HHCA 207.5
Loans
interest rate, HHCA 215
Native Hawaiians
self-governance, HHCA 201.6
Public records
see PUBLIC RECORDS
Reports
commercial and multipurpose projects, HHCA 228
Rules
appraisals, HHCA 209
community self-governance, HHCA 201.6
conditions of lease, HHCA 208
housing development, HHCA 207.5
interest rate on loans, HHCA 215
use of lands, HHCA 208
Sewers and sewage
county ownership and operation, 46–20.1
State
affirmation of fiduciary duty to native Hawaiians, HHCA 201.5
United States
affirmation of fiduciary duty to native Hawaiians, HHCA 201.5

HAWAIIAN PEOPLE
Aha moku advisory committee, 171–4.5
Claims against the state
not affected by native Hawaiian recognition law, 10H–9
Climate change adaptation priority guidelines, 226–109
Corpses
preparation for burial, 711–1108
Farming
traditional Hawaiian farming systems, 226–7
Fish and fisheries
Haena fisheries management area, 188–22.9
Milolii fisheries management area, 188–22.7
subsistence fishing areas, 188–22.7, 22.9
Hawaiian architectural practices and materials
building permit exemption, 46–88

permitted use, 46–1.55
Hawaiian center and museum of Hawaii music and dance
transient accommodations tax funding, 237D–6.5
Hawaiian language
immersion schools
administration, 302H–3, 6
collaboration with other agencies, 302H–7
districts, 302H–6
eligibility, 302H–2
enrollment, 302H–2
facilities, 302H–4
governance, 302H–6
program established, 302H–1
purpose, 302H–1
scope, 302H–1
sites, 302H–4
staffing, 302H–3
state agency, 302H–6
student assessment and performance, 302H–5
teachers, 302A–630, 302H–3
Mahina Olelo Hawaii, 8–24
Olelo Hawaii Month, 8–24
outreach program, 304A–1302
teacher training, 304A–1302
university education, 304A–1301, 1302
Hawaiians
registry, 10–19
Healing practices
physician's license exemption, 453–2
History
compilation, 304A–114
Kalo Appreciation Month, 8–22
Kanaka maoli
defined, 226–2
Kupuna Recognition Day, 8–15
Makahiki Commemoration Day, 8–19
Mauna Kea lands
regulation of public and commercial activities, 304A–1903
Native Hawaiian recognition
aboriginal and indigenous people, recognition as, 10H–1
Admission Act, delegation of authority to state reaffirmed, 10H–8
claims, settlement of not affected, 10H–9
convention, 10H–5
governing entity, organization of, eligibility for participation, 10H–4
purpose of law, 10H–2
rights and privileges of native Hawaiians, no diminishment, 10H–7
roll commission
dissolution, 10H–6
establishment, 10H–3
qualified native Hawaiian roll, publication, 10H–4
verification documents, 10H–3, 4

statement of recognition, 10H–1
Papa Ola Lokahi
traditional healing practices, 453–2
Poi (hand-pounded), 321–4.7
Public land trust
pro rata portion for 1997 to 1999, 10–13.3
self-governance, HHCA 201.6
Registry of Hawaiian persons, 10–19
Rights
preservation of traditional rights and practices
environmental assessments and impact statements, 343–2
permits to access cultural and historic sites and monuments, 6E–3
taking of sand, coral, or marine deposits, 171–58.5, 205A–44
Roll commission, see Native Hawaiian recognition, above
South Kona wilderness area
see HISTORICAL PROPERTIES
Sovereignty
Hawaiian home lands self-governance, HHCA 201.6
State plan
objectives and policies, 226–20
Sustainability, 226–2
University of Hawaii
publication of revised history of Hawaii, 304A–114

HAWAII COUNTY
Airports
Ellison Onizuka Kona international airport, 261–26
Fish and fisheries
Milolii fisheries management area, 188–22.7
Highways
Daniel K. Inouye highway
speed limit, 291C–106
Hilo community economic district
see PUBLIC LANDS
Kona
south Kona wilderness area
see HISTORICAL PROPERTIES
Kona coffee
Hawaii-grown labeling requirements, 486–120.6
Mauna Kea Science Reserve
regulation of public and commercial activities, 304A–1903
Puna district
air quality monitoring, 342B–18, 19
South Kona wilderness area
see HISTORICAL PROPERTIES
West Hawaii
fishery management area, 188F–2

HAWAII TECHNOLOGY DEVELOPMENT CORPORATION
Actions
immunity from liability, 206M–22

indemnification of corporation, 206M–44
Board of directors
contract for management and operation, 206M–3.4
immunity from liability, 206M–22
trade secrets, 206M–2.5, 21
Capital access
small businesses, 206M–15.2
Contracts
management and operation, 206M–3.4
Definitions, 206M–15.2, 41
Funds
loan revolving fund, 206M–15.6
research and development special fund, 206M–15.3
Grants
small businesses, 206M–15.2
Hydrogen implementation coordinator, 206M–23
Industrial parks
development, 206M–42
rental, 206M–44
revenue bonds, 206M–42, 45
special facility leases, 206M–43, 44
Investments
immunity from liability, 206M–22
loan revolving fund, 206M–15.6
powers of board, 206M–3
trade secrets, 206M–2.5, 21
Leases
special facility leases
authorization, 206M–42
criteria, 206M–43
developments, 206M–42
powers of corporation, 206M–42
terms and conditions, 206M–43, 44
Loans
loan revolving fund, 206M–15.6
powers of board, 206M–3
Manufacturing development program
established, 206M–15.1
grants, 206M–15.1
report, 206M–15.1
Project agreements
special facility leases, 206M–44
Projects
immunity from liability, 206M–22
management and operation, 206M–3.4
trade secrets, 206M–2.5, 21
Public lands
exemption from public land laws, 171–2
Records
confidentiality, 206M–2.5, 21
Reports

manufacturing development program, 206M–15.1
Research and development program
established, 206M–15.2
purpose, 206M–15.2
special fund, 206M–15.3
Revenue bonds
authorization, 206M–45
exemption from taxation, 206M–12.5
issuance, 206M–42
special facilities
authorization, 206M–45
definitions, 206M–41
issuance, 206M–42, 45
Rules
project agreements, 206M–8
research and development program, 206M–15.2
Taxation
exemption for bonds, 206M–12.5
Technology loan revolving fund
established, 206M–15.6

HAZARDOUS MATERIALS
Actions
development without permit or approvals, 607–25
Director
powers and duties, 321–1.1
staff, 128D–2.5, 2.6
Emergencies
redirecting traffic
see EMERGENCIES, Traffic control
Emergency planning and right to know
local planning committees
funding, 128E–8
Environmental covenants
actions, 508C–11
amendment, 508C–9, 10
assignment to new holder, 508C–10
contents, 508C–4
definitions, 508C–2
duration, 508C–9
effect on other instruments, 508C–5
electronic documents and signatures, 508C–13
enforcement, 508C–11
limitations, 508C–4
nature of rights, 508C–3
notice, 508C–4, 7
other land use laws apply, 508C–6
prior covenants, 508C–5
property interests, 508C–3
recordation, 508C–8
registry of covenants, 508C–12

reports, 508C–4
short title, 508C–1
termination or modification, 508C–9, 10
validity, 508C–5
Environmental response
contiguous landowners
immunities, 128D–6
definitions, 128D–32
ecological risk assessor, 128D–2.6
health risk evaluation and monitoring, 128D–2.5, 2.6
public participation, 128D–31
removal or remedial actions
loan program, 201–18
revolving fund
additional funds, 128D–4
deposits
chemical inventory fees, 128E–9
emergency planning and community right to know programs, 128E–8
maximum amount in fund, 128D–4
voluntary response action account, 128D–36
toxicologists, 128D–2.5
voluntary cleanup
applicability, 128D–31
applications
contents, 128D–34
criteria for approval, 128D–35
denial, 128D–35
fees, 128D–33, 34
re-submission, 128D–35
review, 128D–34, 35
completion, 128D–34, 39
contamination left on site, 128D–39
continued use of site or property, 128D–35
definitions, 128D–32
description of site and history, 128D–34
eligible sites, 128D–33
enforcement actions, 128D–41
exceptions, 128D–33
funding, 128D–36
guarantees of completion, 128D–34
health department
administration costs, 128D–36, 37
agreements, 128D–34, 41
contracts for services, 128D–37
enforcement, 128D–41
oversight duties, 128D–36, 37
review of applications, 128D–34, 35
staff, 128D–38
imminent threat to public health, 128D–41
land use restrictions, 128D–39
liability exceptions

applicability, 128D–31, 39
generally, 128D–40
persons not exempt, 128D–39
scope, 128D–40
loan program, 201–18
new development of site or property, 128D–35, 39
notice, 128D–31
other provisions apply, 128D–31
property owner's consent to cleanup actions, 128D–33, 34
public participation, 128D–31
reports to department, 128D–34
restrictions on land use to run with the land, 128D–39
scope of work
capacity to carry out work, 128D–35
description, 128D–34
improper or inadequate, 128D–35
sites not eligible for voluntary cleanup, 128D–33
special account
accounting, 128D–36
deposits into, 128D–36
established, 128D–36
inadequate funds, 128D–41
payment of oversight costs, 128D–37
termination, 128D–41
Fees
chemical inventory reports, 128E–9
emergency planning and right to know, 128E–9
voluntary cleanup actions, 128D–33, 34
Hazardous waste
abandoning on site, 342J–9
permits
violations, 342J–9
Infectious wastes
transportation, see Transportation, below
Lead contamination
abatement
accreditation program, 342P–8, 41
inspections, 342P–3, 4
research and education, 342P–44
special fund, 342P–8
standards, 342P–41
variances, 342P–5.5
business or development permits, 91–13.5
definitions, 342P–1
drinking water contamination
lead pipes prohibited, 340E–7
notice to users, 340E–4.7
water catchment systems, 340E–4.8
emergency powers, 342P–6
enforcement powers, 342P–31
fees

deposits, 342P–8
establishment, 321–11.5, 342P–28, 41
lead based paint
inspectors and abatement personnel
accreditation, 321–11
training programs, 321–11
rules, 321–11
variances, 342P–5.5
notice
variances, 342P–5.5
violations, 342P–5
ordinances, 342P–33
records, 342P–29, 42
rules
adoption, 342P–3
variances, 342P–5.5
special fund, 342P–8
standards
powers of director, 342P–41
variances, 342P–5.5
variances, 342P–5.5
violations
complaints, 342P–43
corrective actions, 342P–5
hearings, 342P–5
investigations, 342P–43
knowing endangerment, 342P–24
knowing violations, 342P–23
negligent violations, 342P–22
notice, 342P–5
penalties, 342P–20, 21
prohibited, 342P–40
water catchment systems, 340E–4.8
Liabilities
transportation, 286–223, 225
voluntary cleanup actions, 128D–39, 40
Notice
transportation releases, 286–225
voluntary cleanup actions, 128D–31
Permits
approval or denial time limits, 91–13.5
development without permit or approvals, 607–25
electronic processing of applications, 321–11.4
violations, 342J–9
Releases
carrier reports, 286–225
cleanup actions, 286–223
powers and duties of department, 321–1.1
redirecting traffic
see EMERGENCIES, Traffic control
used oil, 342J–52

Reports
carriers, 286–225
environmental goals and objectives, 321–1.1
Rules
permit approval or denial time limits, 91–13.5
Storage
storage incident to transportation, 286–223
Used oil
abandoning on site, 342J–9
inspection of premises
powers of department, 342J–55
recycling
state and county purchase
see PROCUREMENT CODE, Recycled materials

HEALTH
Medical records
see MEDICAL RECORDS

HEALTH AUTHORITY
Established, 322H–1
Membership, 322H–1
Powers and duties, 322H–2
Reports, 322H–2

HEALTH CARE PROFESSIONALS
Assault on, 707–711
Diseases
reporting, 325–2.5
E-mail address
filing required, 451D–5
Licenses
e-mail address, 451D–5
Medical records
disclosure of de-identified information, 323B–5
individually identifiable
compliance with HIPAA, 323B–3
effect on other laws, exceptions, 323B–4

HEALTH CLUBS
Contracts
active duty military personnel
suspension or cancellation of contract, 486N–7.5

HEALTH DEPARTMENT
Background checks
healthcare facility employees, 321–15.2
mental health services providers, 321–171.5
Birthing facilities
see BIRTHS
Board of health

training requirement, 10–41
Brain injury, see Neurotrauma injury, below
Cancer control plan
development, 321–45
Care facilities
action upon investigations, 321–486.1
exclusion of landlords, 321–488
investigations, 321–486
penalties, 321–486.3, 487
right of entry during investigations, 321–486.2
transfer of patients to unlicensed or uncertified facilities, 321–487
Cesspool upgrade, conversion, or connection
certification by department, 235–16.5
definitions, 235–16.5, 342D–72
exemptions, 342D–72
records, 235–16.5
requirement, 342D–72
rules, 235–16.5
Civil monetary penalty special fund
established, 321–30.2
report, 321–30.2
transfers from special funds, 36–27, 30
uses, 321–30.2
Clean and sober homes registry
certificate of registration
issuance, 321–193.7
revocation, 321–193.7
definitions, 321–191
established, 321–193.7
purpose, 321–193.7
rules, 321–193.7
Community care foster family homes
see FOSTER CARE
Contracts
adult day care, 321–494
mental health facilities and services, 334–2.5
Criminal history record checks
adult day care centers, 846–2.7
foster family homes, 846–2.7
healthcare facility employees, 846–2.7
home and community-based case management agencies, 846–2.7
medical cannabis dispensaries, 329D–12, 846–2.7
mental health services providers, 846–2.7
Cytomegalovirus public education program
requirements, 321–34
Dietitian regulation
see DIETITIANS
Durable medical equipment supplier license program
definitions, 321–542
exemption, 321–545
licenses

fees, 321–1.4, 544
requirements, 321–543
rules, 321–546
severability, 321–547
short title, 321–541
Emergency contraception
penalties, 321–513
powers and duties, 321–513
rules, 321–514
violations
penalties, 321–513
Employees
air quality modelers, 342B–17
background checks, 321–171.5
criminal history record checks, 846–2.7
ecological risk assessor, 128D–2.6
environmental health program, 321–27
environmental response voluntary cleanup program, 128D–38
epidemiological specialists, 321–4.3
fall prevention and early detection coordinator, 321–225.5
mental health program, 321–171.5, 334–4, 846–2.7
recycling coordinator, 342G–12.5
toxicologists, 128D–2.5
Fees
audits, 321–27.5
electronic processing of permit or license applications, 321–11.4
increase or decrease, 338–14
Fireworks injury reports, 132D–21
Food and food products
poi (hand-pounded), 321–4.7
Funds
asbestos and lead abatement special fund, 342P–8
civil monetary penalty special fund, 321–30.2
community health centers special fund, 321–1.65
domestic violence and sexual assault special fund, 321–1.3
emergency medical services special fund, 321–234
health planning and development special fund, 323D–12.6
medical cannabis registry and regulation special fund, 321–30.1
noise, radiation, and indoor air quality special fund, 342P–7
office of health care assurance special fund, 321–1.4
trauma system special fund, 321–22.5
vital statistics improvement special fund, 338–14.6
water pollution control revolving fund, 342D–83
Genetic counselor regulation
see GENETIC COUNSELORS
Health centers
see HOSPITALS, Community health centers
Health QUEST
exemption from mandatory insurance benefits coverage, 431:10A–602, 432:1–610, 432D–23.6
Health surveillance

epidemiological investigations, 321–1, 4.3, 29
Home and community-based case management agencies
see LONG-TERM CARE FACILITIES
Injury prevention program
fall prevention and early detection coordinator, 321–225.5
use of trauma system special fund, 321–22.5
Inspections
advisory council, 321–4.6
audit of sanitation branch, 321–27.5
federal regulations, 321–4.6
hospitals, 321–14.5
inspectors, 321–4.5
unannounced inspections and visits, 321–1.9, 15.6, 15.62, 329D–4, 7, 23
Laboratories
Waimano ridge lands uses, 171–64.5
Latex gloves
use, 321–11.9
Licensed care facilities
inspection reports, 321–1.8
unannounced inspections and visits, 321–1.9
Licenses
civil unions
see CIVIL UNIONS
environmental health professions, 321–13
fees, 321–1.4, 11.5, 544
hospitals, 321–14.5
marriage
see MARRIAGE
reciprocal beneficiaries
see RECIPROCAL BENEFICIARIES
sanitation permits, 321–11.51
suspension, revocation, or denial, 321–15, 329D–21
unannounced inspections and visits, 321–1.9, 15.6, 15.62, 329D–4, 7, 23
Limited service pregnancy centers
civil actions, 321–562
defined, 321–561
definitions, 321–561
enforcement, 321–562
exemption from regulation or oversight, 321–562
information disclosures, 321–561
notices, 321–561
penalties, 321–562
request for information, 321–561
violations, 321–562
Medical cannabis dispensary system
applicability of other laws, 329D–24
arrest and prosecution, 329–125.6
audits, inspections, and reports, 329D–23
computer software tracking system, 329D–6
continuing education and training program, 329D–26
coordination among state and federal agencies, 329D–25

county zoning, 46–4
cultivation of cannabis, 329D–24
data or information collection, 201–13.9
defenses for owners and employees, 329–125.6
definitions, 329–122, 329D–1, 10, 19, 22
dispensary operations
    computer software tracking system, 329D–6
    employees, 329D–6
    facilities information, 329D–6
    general requirements, 329D–6
    prohibited activities, 329D–6
dispensing limits
    generally, 329D–13
distribution to minors, 329D–17
diversion from dispensary or production center, 329D–18
laboratory standards and certifications, 329D–8
licenses
    applications, 329D–3, 4
    background checks, 329D–12
    criminal history record checks, 846–2.7
    fees, 329D–4
    information required, 329D–4
    issuance, 329D–2
    qualifications, 329D–3
    renewal, 329D–4
    revocation and suspension, 329D–21
    selection of licenses
        process, 329D–5
        standards and criteria, 329D–7
manufacturing products
    advertising, 329D–11
    packaging
        requirements, 329D–11
    product types, 329D–10
    retesting of products, 329D–8
    standards and criteria, 329D–9
medical cannabis registry and regulation special fund
    see DRUGS, Cannabis
office of medical cannabis control and regulation, 329D–2.5
penalties, 329D–14, 15, 16, 17, 18, 19
production centers
    audits, inspections, and reports, 329D–23
    diversion of products, 329D–18
    number allowed, 329D–2
    records disclosure, 329D–20
    required information, 329D–6
    security requirements, 329D–7
    unauthorized access, 329D–16
    violations, 329D–16
    zoning, 329D–22
prohibited activities, 329D–6, 14

records
access by law enforcement, 329D–20
alteration or falsification, 329D–19
retail locations
number allowed, 329D–2
required information, 329D–6
security requirements, 329D–7
unauthorized access, 329D–15
violations, 329D–15
rules, 329D–7, 21, 27
testing services, 304A–1865
transportation of products, 329–122
violations, 329D–14, 15, 16, 17, 18, 19, 21
zoning, 329D–22
Mental health council, 334–10
Minors
Hawaii home visiting program, 321–327
tanning facilities use, 321–12.2
Neurotrauma injury
advisory board, 321H–3
brain injury advisory board, 321–28
definitions, 321H–1
rules, 321H–5
special fund, 321H–4
support and services system, 321H–2
Notice
Waimano ridge lands uses, 171–64.5
Office of language access
see LANGUAGE, Language access office
Office of medical cannabis control and regulation
duties, 329D–2.5
established, 329D–2.5
Opioid therapy
informed consent process agreement, 329–38.5
Overdose prevention
education and training, 329E–7
Pesticides
restricted use pesticides information; online posting requirements, 149A–31.2
Powers and duties
definitions, 321–1
sexuality health education, 321–11.1
Preceptor credit assurance committee
definitions, 235–110.25
duties, 235–110.25, 321–2.7
established, 321–2.7
members, 321–2.7
records, 235–110.25
Public health
case management services to medically fragile children, 321–431, 432
emergency response stockpile of drugs and medications, 321–441, 442
epidemiological investigations, 321–1, 4.3, 29

public health nursing services, 321–1.7
volunteer medical assistance services, 321–2.5
Records
hospital licensing, 321–14.5
Reports
audit of sanitation branch, 321–27.5
care facilities' inspections, 321–1.8
child death reviews, 321–345.5
civil monetary penalty special fund, 321–30.2
death reviews, 321–345.5, 324–6
domestic violence and sexual assault special fund, 321–1.3
emergency medical services special fund, 321–234
end-of-life decisions, 327L–14, 25
environmental goals and objectives, 321–1.1
forensic patient data, 334–16
Kalaupapa settlement operations and expenditures, 326–25.5
maternal death reviews, 324–6
medical cannabis production centers and dispensaries, 329D–23
newborn screening data, 321–296
office of health care assurance special fund, 321–1.4
opioid-related drug overdose fatalities report, 329E–6
representative payee program, 346–74
trauma system special fund, 321–22.5
Rules
background checks, 321–15.2
birth defect and infant mortality studies, 321–424
care home liability insurance, 321–11.8
day care centers, 321–493
emergency medical services, 321–23.6
emergency response, 321–23
emergency response stockpile, 321–442
environmental health professions, 321–13
extended or expanded care adult residential care homes, 321–15.62, 323D–2
fees, 321–11.5
food safety and sanitation, 321–4.6
home care agencies, 321–14.8
hospice services, 321–15.63
hospital licensing, 321–14.5
household aerobic units, 342D–61
provider orders for life-sustaining treatment, 327K–4
recycling electronic devices, 339D–7
special treatment facilities, 321–16.5
tanning facilities use by minors, 321–12.2
therapeutic living programs, 321–16.6
trauma system special fund, 321–22.5
Schools
physical examination follow-up information, 321–35
Service area boards, 334–11
Social services
adult day care, 321–494
Spinal cord injury, see Neurotrauma injury, above

Stroke system of care
confidentiality of information, 321–534
data collection and database development, 321–533
definitions, 321–531
department duties, 321–532
requirements, 321–532
stroke coalition
defined, 321–531
department duties, 321–532
Tanning facilities
use by minors, 321–12.2
Tobacco settlement
see SMOKING RESTRICTIONS
Vital statistics
see VITAL STATISTICS

HEALTH MAINTENANCE ORGANIZATIONS
Assets
reserves, 432D–9.5
Benefits
autism coverage, 432D–23
colon cancer screening, 432D–23
contraceptive services and devices, 431:10A–116.7
dependent coverage, 432D–31
diabetes self-management equipment, supplies, and training, 432D–23
drug formulary, 432D–23
exemptions from mandatory coverages, 432D–23.6
hospice care services, 432D–23
medication synchronization, 432D–30
orthodontic services for orofacial anomalies, 432D–23
preexisting conditions, 432D–32
premiums or conditions by gender, 432D–33
rescission rights, 432D–29
sexually transmitted disease screening coverage, 432D–23
Capitation, see Managed care plans, below
Certificates of authority
extension and expiration, 432D–17
renewal, 432D–17
suspension or revocation
failure to pay fees, 432D–17
Contracts
domestic abuse cases, 432D–27
Definitions, 432D–26.3
Disclosures
consumer financial information
see INSURANCE
Drug formulary, 432D–23
Enrollees and subscribers
trade associations, 432D–1.5
Examinations, 432D–8
Federal law compliance, 432D–28

Federally funded programs
exemption from mandatory coverages, 432D–23.6
Fees
compliance resolution fund, 431:2–216
Gender identity or expression, 432D–26.3
Genetic testing and information
confidentiality, 432D–26
Health insurance, coverage determinations
see INSURANCE
Insurance
motor vehicle insurance, 431:10C–302.5
Managed care plans
accreditation
required, 432E–11
appeal of plan decision
defined, 432E–1
expedited appeals
defined, 432E–1
notice, 432E–5
procedures, 432E–6.5
standards for decision, 432E–6.5
external reviews
defined, 432E–1
internal reviews
appeal to external review, 432E–5
decisions, 432E–5
defined, 432E–1
notice, 432E–5
requirements, 432E–5
benefits and services
change in services or benefits, 432E–7
external reviews, 432E–11
information to enrollees, 432E–7
reports, 432E–13
services or benefits not covered by plan, 432E–4
treatment options, 432E–4
conflicts with other laws, 432E–2
definitions, 432E–1, 1.4
emergency services
defined, 432E–1
health care provider network adequacy
annual filing, 432F–2
criteria for determination, 432F–2
definitions, 432F–1
insurance commissioner's duties, 432F–2
national certification, 432F–2
health care providers
defined, 432E–1
expedited appeal of plan decision, 432E–6.5
information to enrollees, 432E–7
medically necessary treatment or services, 432E–1.4

treatment options, 432E–4
health insurance, coverage determinations
see INSURANCE
information to enrollees, 432E–4, 7, 11
insurance commissioner
enforcement powers, 432E–8, 432F–2
oversight, 432E–7
medicaid recipients, 346–59.5
medical directors
defined, 432E–1
licensing required, 432E–1.5
medically necessary treatment or services
criteria for determination, 432E–1.4
definitions, 432E–1, 1.4
expedited appeal of plan decision, 432E–6.5
information to enrollees, 432E–4, 7
requirements, 432E–1.4
standards, 432E–1.4
peer reviews
medically necessary treatment or services, 432E–1.4
quality of care reviews, 432E–9
quality of care standards, 432E–9, 10
rate regulation
annual premiums information, 431:14G–109.5
appeals, 431:14G–112
change or rerate, 431:14G–103.5
definitions, 431:14G–102
denial of rate change, 431:14G–107
effective date of rates, 431:14G–105
false information, 431:14G–110
filings, 431:14G–104, 105
generally, 431:14G–103
hearings, 431:14G–107, 112
information to enrollees, 431:14G–109
monopolies, 431:14G–108
penalties, 431:14G–111
policy revisions, 431:14G–106
scope, 431:14G–101
records, 432E–10
reports
complaints and deficiencies, 432E–13
generally, 432E–10
rules
adoption, 432E–12
standards of care, 432E–9, 10
unfair practices, 432E–8
violations
remedies, 432E–8
Medically necessary foods, 432D–23
Medical records, see Records, below
Minors

autism coverage, 432D–23
orthodontic services for orofacial anomalies, 432D–23
Notice
contested or denied claims, 431:13–108
medically necessary foods coverage, 346–67
recoupment or offset demands, 431:13–108
renewal of certificates, 432D–17
rescission rights, 432D–29
Patients' bill of rights, see Managed care plans, above
Peer review
generally, 663–1.7
managed care plans, 432E–1.4, 9
Providers
contested or denied claims
notice and procedures, 431:13–108
payment of claims
time to pay, 431:13–108
recoupment or offset demands
notice and procedures, 431:13–108
telehealth, 432D–23.5
Public assistance
enforcement of contracts, 346–59.5
exemptions from mandatory coverages, 432D–23.6
medically necessary foods, 346–67
monitoring performance, 346–59.5
Rate regulation, see Managed care plans, above
Records
consumer financial information
see INSURANCE
disclosure of de-identified information, 323B–5
discovery, 624–25.5
individually identifiable
compliance with HIPAA, 323B–3
effect on other laws, exceptions, 323B–4
Reinsurance
reserve credit, 432D–9.5
Reports
audits, 432D–5
contents, 432D–5
managed care plans, 432E–13
net solvency reports, 432D–8
Rescission rights, 432D–29
Rules
managed care plans, 432E–12
Sexually transmitted diseases
annual screening coverage, 432D–23
Telecommunications
telehealth, 432D–23.5
Torts
see MEDICAL TORTS
Violations

failure to pay fees, 432D–17
net solvency reports, 432D–8

HEALTH PLANNING AND RESOURCES DEVELOPMENT
Appeals, 323D–75
Certificate of need
hospital acquisition, 323D–73
Definitions, 323D–18.5, 71
Fees
adoption by rules, 323D–12.6
deposit of fees, 323D–12.6
Funds
special fund, 323D–12.6
Hearings
administrative reviews, 323D–44.5
hospital acquisition, 323D–74, 78
violations, 323D–50
Hospital acquisition
acquisition without approval, 323D–80
appeals, 323D–75
applicability, 323D–81
applications, 323D–72
approvals, 323D–75, 76
compliance reviews, 323D–79
criteria for approval, 323D–76, 77
definitions, 323D–71
hearings, 323D–74, 78
licenses
renewal, 323D–80
revocation, 323D–78, 80
noncompliance, 323D–78, 80
notice, 323D–72, 73
other laws apply, 323D–83
patient care and services reduction, 323D–82
procedure, 323D–72, 73
public interest, 323D–76, 79
reviews, 323D–73, 75
safeguards, 323D–76, 77
violations, 323D–78, 80
Notice
administrative reviews, 323D–44.5
hospital acquisition, 323D–72, 73
violations, 323D–50
Reports to agency
data collection and analysis, 323D–18.5
exempt services and expenditures, 323D–18
privacy of data, 323D–18.5
violations, 323D–50
Report to legislature, 323D–18.5
Research and development
reports, 323D–18

Rules
certificates of need, 323D–44
extended care residential care homes, 323D–2
fees, 323D–12.6
organized ambulatory health care facilities, 323D–2
reconsideration of agency decisions, 323D–47
Services
change in usage of bed complement, 323D–18, 54
consent decrees and court orders, 323D–18, 54
hospital acquisition, 323D–82
reports, 323D–18
State health planning and development agency
health care cost analytics, 346–421
special fund, 323D–12.6
Violations
hospital acquisition, 323D–78, 79

HEARING AIDS
Dealers and fitters
advisory committee to director, 451A–5
regulation generally, 451A–5
Director of commerce and consumer affairs
advisory committee, 451A–5
powers and duties, 451A–5
Examinations
powers of director, 451A–5
requirements for licensing, 451A–6
testing agency, 451A–6
waiver, 451A–10
Fees
examinations, 451A–6
Licenses
endorsement, 451A–10
nonresident licensees, 451A–10
powers of director, 451A–5
standards, 451A–5
Rules
adoption, 451A–5
examinations, 451A–6
Warranties
see DISABLED PERSONS, Assistive devices

HEARINGS
Adoption proceedings, 578–8
Community development authority
community input into decision-making, 206E–5.5, 5.6
contested case hearing, 206E–5.6
Conservation districts
contested cases, 183C–9
Conservation programs and enforcement
voluntary habitat conservation, 195D–4, 21, 22

Corporations
infringement of corporate name, 414–53
Dental insurers, 432G–13
Design claim conciliation panels, 672B–7
Disability insurance
failure to appear, 392–72
methods of appearance, 392–72
Ethics commission, 97–6
Forfeiture of property, 712A–6
Health planning and resources development
certificates of need, 323D–44.5, 47
hospital acquisition, 323D–74, 78
violations, 323D–50
Historic property preservation
violations, 6E–10.5
Hospitals
acquisition, 323D–74, 78
Labor and industrial relations appeals board
hearing notices, 371–4
Land use commission
contested cases, 205–19
Limited liability companies
infringement of business name, 428–105.5
Lobbyists, 97–6
Money transmitters
denial of license, 489D–11
Nonprofit corporations
infringement of corporate name, 414D–64
Notice
publication of notice, 1–28.5
Parole, 706–669
Partnerships
infringement of partnership name, 425–196, 425E–108.5
Post-secondary education authorization program, 305J–11.5
Professional and vocational licensing
contractors, 444–23.5
cosmeticians, 438–5
genetic counselors, 451K–14
mixed martial arts contests, 440E–3
mortgage loan originators, 454F–4.8, 12
motor vehicle repairs, 437B–12.1
prohibition on practice prior to hearing, 448–26, 453–8.6, 457–12.5, 461–21.5
reciprocal disciplinary action, 448–26, 453–8.6, 457–12.5, 461–21.5
Public participation in government
see ACTIONS, Strategic lawsuits against public participation (SLAPP)
Rules generally
notice, 1–28.5
Structured settlements
transfer of payment rights, 676–5
Trademarks and trade names
see TRADEMARKS AND TRADE NAMES

Wages and hours
public works employee wages, 104–22, 24
Workforce development council, 202–3
Young adult foster care program, 346–398, 399, 403

HIGH TECHNOLOGY INDUSTRIES
Biotechnology and genetic engineering
enterprise zone eligibility, 209E–2
tax exemptions, 209E–11, 235–7.3, 9.5, 110.9
Consolidation of state functions
chief information officer, 27–43
governor's special advisor's duties, 27–41
Cybersecurity, economic, education, and infrastructure security coordinator
see DEFENSE DEPARTMENT
Employees
agreements not to compete or solicit, 480–4
Governor's special advisor for technology development
duties, 27–41
established, 27–41
Infrastructure renovation
tax credits, 235–110.51
Investments
employees' retirement system, 88–119
Hawaii technology development corporation, 206M–3, 15.6, 21
income tax exemptions and credits
annual survey, 235–110.91
certification of credit claims, 235–110.9, 110.91
employee stock options, 235–9.5
financial institutions, 241–4.8
generally, 235–110.9
records, 235–110.9, 110.91
research activities, 235–110.91
royalties, 235–7.3
loan revolving fund, 206M–15.6
promotion and marketing, 206M–3
strategic development corporation, 211F–52
Job training
governor's special advisor's duties, 27–41
millennium workforce development training program, 371–17
Open data portal
see ACCOUNTING AND GENERAL SERVICES DEPARTMENT, High technology development
Pacific international center for high technology research, 304A–3101
Patents and copyrights
income tax exemption on royalties, 235–7.3
research activities tax credit, 235–110.91
Planning and development
governor's special advisor's duties, 27–41
growth industries support program, 201–19
research activities tax credit, 235–110.91
Promotion and marketing

governor's special advisor's duties, 27–41
Schools
e-mail accounts, 226–107
public-private partnerships, 302A–1314
school technology laboratories, 302A–1314
science and technology education, 304A–1861, 1862, 1863
Surveys, 235–110.91
Taxation
annual survey, 235–110.91
business investment tax credits, 235–110.9, 241–4.8, 431:7–209
employee stock options, 235–9.5
infrastructure renovation tax credits, 235–110.51
net operating loss carryover sale, 235–111.5
research activities, 235–110.91
royalties and business income, 235–7.3
Tourism
promotion of state as place to do business, 201B–7, 206M–3

HIGHWAYS AND STREETS
All-terrain and utility-terrain vehicles
permitted uses, 286–12
Bicycles riding on, 46–16.3
Condemnation
powers of state and counties, 264–1
Construction and maintenance
complete streets policy, 264–20.5
county powers, 46–15.9
damage to underground utilities
see PUBLIC UTILITIES, One call center
developer obligations, 264–19
federal aid reimbursements, 264–19
flexible highway design standards, 264–20
impact fees, see Impact fees, below
outdoor lighting, 264–45
paving materials from recycled materials, 103D–1005
preservation of scenic, historic, etc. environment, 264–20
private streets or roads, 206E–36
rules, 291C–104
speed limits, 291C–104
standards and procedures, 264–20
tort liability
design professionals, 663–10.98
use of highways by pedestrians, bicyclists, etc., 264–20.5
Counties
disputed ownership and responsibility for public road, 46–15.9, 264–2.1
impact fees, see Impact fees, below
regulation of outdoor lighting, 264–45
Curb markings
parking, standing, and stopping, 291C–111
Daniel K. Inouye highway
speed limit, 291C–106

Definitions
disputed road, 264–2.1
wheel boot, 291C–115
Emergencies
hazardous material releases
see HAZARDOUS MATERIALS, Releases
redirecting traffic
see MOTOR VEHICLES, Accidents
traffic emergency zones, 264–1.5
Firearms carried on highways, 134–26
High occupancy vehicle lanes
defined, 291C–53, 221
designation, 291C–222
emergency use, 291C–221.5
motorcycles, 291C–53, 222
rental vehicles, 291C–226
rules, 291C–53
school buses, 291C–221, 222.5
signs, 291C–53, 221
use, 291C–53, 222
violations
citations, 291C–224
failure to comply, 291C–225
penalties, 291C–227
rental vehicles, 291C–226
Highway development special fund
established, 264–122
uses, 264–122
Housing projects
cooperative agreements, 201H–10
housing finance and development corporation duties, 201H–10
Impact fees
approval of department, 264–124
authority of counties, 264–123, 124
contesting assessments, 264–127
definitions, 264–121
needs assessment study, 264–123
refund to counties, 264–125
rules, 264–126
special fund, 264–122
unexpended funds, 264–125
Littering
removal, 291C–133
waste material falling from vehicles, 291C–133
Ownership of public highways, 46–15.9
Pornography
display of adult entertainment products along streets, 489X–1
Private streets
abandoned vehicle removal, 290–1
construction and maintenance standards, 206E–36
redirecting traffic in emergencies, 135–2

wheel boot use, 291C–115
Public highways
airspace vending permit, 264–101
disputed ownership and responsibility for public road, 46–15.9, 264–2.1
ownership, 46–15.9, 264–2.1
shoulder lanes, 291C–43, 44, 54, 153
wheel boot use, 291C–115
Roadside vending
airspace vending permit, 264–101
Shoulder lanes
motorcycles, 291C–43, 44, 54, 153
State highway fund
transfers from special funds, 36–31
State highway system
disputed ownership and responsibility for public road, 46–15.9
impact fees, see Impact fees, above
Street lights
advertising and signs on, 445–121
lighting fixture requirements, 201–8.5
regulation of outdoor lighting, 264–45
Traffic congestion
Oahu water transportation system, 268–2.5
Transportation improvement special fund
creation, 264–19
reports, 264–19
uses of fund, 264–19
Utility poles and facilities
damage to underground utilities
see PUBLIC UTILITIES, One call center
flexible highway design standards, 264–20
penalties for unlawful posting, 445–121
relocation or replacement
payment of costs, 103D–309
removal of posted material, 445–121
wireless communication services
see TELECOMMUNICATION SERVICES, Wireless broadband and communications networks
Vending on roadside
airspace vending permit, 264–101
Zipper lanes
emergency use, 291C–221.5
school buses, 291C–222.5

HISTORICAL PROPERTIES
Actions
development without permit or approvals, 607–25
Archaeology and excavation
caves, see Caves, below
depository for specimens, records, etc., 6E–6
fees, 6E–3
survey and database of information, 6E–17

Caves
access, 6D–7
burials, 6D–8
commercial use, 6D–6
confidentiality, 6D–10
consent to enter, 6D–7
definitions, 6D–1
disturbing or removing resources, 6D–2
eco-tourism, 6D–6
existing uses, 6D–6
forfeitures, 6D–12
immunities, 6D–9
injury to persons or property, 6D–9
liabilities, 6D–9
location and resources disclosures, 6D–10
native organisms, 6D–4
noncommercial use, 6D–1
penalties, 6D–11, 12, 13
permit for use, 6D–6
pollution, 6D–3
prohibited acts, 6D–2, 3, 4
rules, 6D–6
sale of fossil deposits, etc. from caves, 6D–5
storing or dumping material within caves, 6D–3
Definitions, 6E–42.2
Destruction or removal of artifacts
criminal offense, 6E–71
Kahoolawe island reserve, 6K–8.5
penalties, 6E–71
Environmental impact statements
exemptions for secondary actions, 343–5.5
Exemption from review, 6E–42.2
Fees
assessment, 6E–3
leases and concessions, 6E–16
regulating archaeological activities, 6E–3
review of proposed projects, 6E–3
user fees, 6E–16
Hearings
violations, 6E–10.5
Highways and bridges
construction and maintenance to preserve surrounding sites, 264–20
Historic objects and artifacts
Kahoolawe island reserve, 6K–8.5
Historic places review board
training requirement, 10–41
Historic preservation special fund
deposits into, 6E–16
reports, 6E–3
uses, 6E–16
Iolani Palace

fees and charges, 184–3.4
Kukuipahu heiau, 6E–38.5
Mahukona historical sites, 6E–38.5
Mookini heiau, 6E–38.5
Museum of monarchy history
designation, 6E–35
Notice
violations, 6E–10.5
Pearl Harbor historic trail
designation, 6E–47
Private property
removal or destruction of site or artifacts, 6E–11
Projects
development without permit or approvals, 607–25
exemption from review, 6E–42.2
fees for review, 6E–3
Public lands
permit to remove or alter site or artifacts, 6E–11, 12
Records
depository, 6E–6
survey and database of information, 6E–17
Reports
annual reports, 6E–3
cave burials, 6D–8
museum of monarchy history, 6E–35
special fund, 6E–3
Rules
cave protection, 6D–6
review of effect of proposed state projects, 6E–8
review of proposed projects, 6E–42
Signage, 6E–5.5
South Kona wilderness area
construction restrictions, 6E–83
established, 6E–81
government restrictions, 6E–83
Honomalino, 6E–82
Kaulanamauna, 6E–82
land use boundaries, 6E–82
Manuka, 6E–82
Okoe, 6E–82
purposes, 6E–81
restrictions on use, 6E–83
Sports history museum, 6E–46
State capitol
state capitol management committee, 6E–34.5
Violations
administrative penalties, 6E–11.6
arrest of offenders, 199–4
civil action to enforce penalty, 6E–10.5
civil or administrative violations, 6E–11
civil penalties, 6E–11.5

correction or mitigation of damage to sites, 6E–10.5
criminal violations
applicability, 6E–75
burial sites, 6E–72, 73
generally, 6E–71
supplemental remedies, 6E–74
deposit of fines and penalties, 6E–16
enforcement program, 199–1
hearings, 6E–10.5
Kahoolawe island reserve, 6K–8.5
minor infractions
applicability, 199D–2
enforcement program established, 199D–1
notice, 6E–10.5
Washington Place
election activities prohibited, 84–13.5
management, 26–6
trust fund, 26–6

HISTORIC PRESERVATION
Climate change adaptation priority guidelines, 226–109

HOLIDAYS
Asian Lunar New Year Commemoration Week, 8–4.6
Caregiver Recognition Day
not construed as state holiday, 8–17
Children and Youth Day and Month
not construed as state holiday, 8–11
Civil Liberties and the Constitution Day
not construed as state holiday, 8–3.4
Domestic Violence Awareness Month
not construed as state holiday, 8–21
Emergency management
suspension, 127A–13
Farm to School Month in Hawaii
not construed as state holiday, 8–29
Filipino-American History Month
not construed as state holiday, 8–18
Financial Literacy Month
not construed as state holiday, 8–14
Gold Star Family Day
not construed as state holiday, 8–3.6
Homelessness Awareness Month
not construed as state holiday, 8–23
Human Trafficking Awareness Month
not construed as state holiday, 8–25
Kalo Appreciation Month
not construed as state holiday, 8–22
Kupuna Recognition Day
not construed as state holiday, 8–15
Language Access Month

not construed as state holiday, 8–20
Lei Day
not construed as state holiday, 8–13
Mahina Olelo Hawaii
not construed as state holiday, 8–24
Makahiki Commemoration Day
not construed as state holiday, 8–19
Mohandas Karamchand Gandhi Day
not construed as state holiday, 8–16.2
New Year's Day
Chinese New Year's Commemoration Week, 8–4.6
Olelo Hawaii Month
not construed as state holiday, 8–24
Outdoor Heritage Month
not construed as state holiday, 8–28
Patriot Day
not construed as state holiday, 8–3.5
Peace Day
not construed as state holiday, 8–16
Saint Marianne Cope Day
not construed as state holiday, 8–8.2
Sakada Day
not construed as state holiday, 8–18.5
Statehood Day
designation, 8–1
World Ocean Day
not construed as state holiday, 8–12

HOMELAND SECURITY
see DEFENSE DEPARTMENT

HONEY
Bees and bee equipment
export certificates, 150A–31
importation, 150A–6
pests and diseases
agricultural inspections, 150A–6, 31
Health inspections
consumer complaints, 328–80
home-based producers, 328–79, 80
Processed honey
defined, 147–51
grades and standards, 147–52, 53
inspections, 147–58, 59
processing exemption for home-based producers, 328–79
rules, 147–57
violations, 147–62
Sanitation
consumer complaints, 328–80
home-based producers, 328–79, 80
Unprocessed honey

defined, 147–1, 21
grades and standards
classification, 147–7
inspections, 147–7, 24
packaging, 147–5
rules, 147–4, 22
violations, 147–2, 25

HONOLULU
Agriculture
agricultural leaseholds in leeward and central Oahu, 163D–15.6
Barbers point redevelopment
see COMMUNITY DEVELOPMENT AUTHORITY, Kalaeloa community development district
Campbell industrial park
air quality monitoring, 342B–18, 19
Kahe point
air quality monitoring, 342B–18, 19
Kaneohe bay
master plan, 200–39
Pearl Harbor historic trail, 6E–47
Waiahole
water system
preservation of agricultural uses, 163D–15.6
revolving fund, 163D–15.5

HORSES
Cruelty to animals
definitions, 711–1100
desertion, 711–1109.7
forfeiture, 711–1109.2
impoundment, 711–1109.1
offense, 711–1108.5
Desertion of animals, 711–1109.7
Law enforcement horses
causing injury or death to, 711–1109.4
interference with, 711–1109.5

HOSPITALS
Acquisition of hospital
appeals, 323D–75
applicability, 323D–81
approvals, 323D–75, 76
definitions, 323D–71
Hawaii medical center-east
acquisition by state, 323F–33
hearings, 323D–74, 78
Kahuku hospital
acquisition by state, 323F–32
license renewal, 323D–80
notice, 323D–72, 73

other laws apply, 323D–83
patient care and services reduction, 323D–82
procedure, 323D–72, 73
public interest, 323D–76, 77, 79
reviews, 323D–73, 75
violations, 323D–78, 79
Assets
purchase of facilities, see Acquisition of hospital, above
Background checks of employees and volunteers, 321–15.2
Births
birth defects and infant mortality records collection
see BIRTHS
birthing facility defined, 321–296
human placenta released to birth mother, 321–30
newborn hearing screening, 321–362.5
newborn pulse oximetry screening, 321–296
shaken baby syndrome
information to newborn's parents, 321–33
Blood tests
operating vehicle or vessel under the influence of alcohol or drugs reports, 291E–21, 663–1.9
Cancer
hospital-based registries, 324–21
Child abuse or neglect
examination of child and collection of evidence, 350–1.5
shaken baby syndrome
information to newborn's parents, 321–33
Community health centers
dental services, 447–1.5, 448–9.6
essential community providers, 321–1.6
federally qualified health centers and rural health clinics
medicaid reimbursements
appeals, 346–53.65
change in services, 346–53.63
clinic visits, 346–53.64
federal approval, 346–53.61
generally, 346–53.6
payment methodology, 346–53.62
scope of services, 346–53.63
supplemental payments, 346–53.62
operating costs, 321–1.65
regulation, 321–1.6
special fund
deposits, 245–15
established, 321–1.65
transfers from special funds, 36–27, 30
uses, 321–1.65
supplemental payments, 346–41.5
Community hospitals, see Health systems corporation, below
Criminal history record checks of employees and volunteers, 323F–5.5, 846–2.7
Critical access hospitals

defined, 346–1, 346D–1
Kahuku hospital, 346–53.8
medical fee schedule, 346–59
Dental insurers
hospital and medical service corporations, powers, 432G–10
Disasters
disaster response personnel, 321–23.3
hospital privileges conferred, 321–23.3
Discharge plan
definitions, 323G–1
designation of caregiver, 323G–2
effect on health care directive, 323G–3
hospital policies, 323G–2
insurance coverage, 323G–5
limitation of liability, 323G–4
Diseases
epidemics
immunities, 325–20
treatment services, 325–20
infection reporting, 325–2.5
Drugs
detoxification treatment, 329–38
prescription by intern, resident, or foreign-trained physician, 329–38
Emergency contraception
definitions, 321–511
duties of hospitals, 321–512
payment of costs, 321–512
penalties, 321–513
powers and duties of department, 321–513
rules, 321–514
violations
penalties, 321–513
Federally qualified health centers, see Community health centers, above
Funds
hospital sustainability program special fund, 36–27, 30, 346G–4
office of health care assurance special fund
deposits into fund, 321–1.4, 11.5, 15.6
established, 321–1.4
uses, 321–1.4
Hawaii medical center-east
acquisition by state, 323F–33
exemption from certain laws, 323F–33
Health systems corporation
acquisition of Hawaii medical center-east, 323F–33
acquisition of Kahuku hospital, 323F–32
advisory committees, 323F–10.5
attorneys, 28–8.3
board of directors
delegation of authority to regional boards, 323F–7.5
terms, 323F–3
captive insurer

board of directors, 323F–4.5
formation, 323F–4.5
chief procurement officer, 103D–203
collaboration with community health centers, 323F–25
conversion to profit or nonprofit entity, 323F–7.6
credentialing
procedures, 323F–10.6
executive committee, 323F–10.5
financing agreements for purchase or improvement of property, 37D–1, 2
local governance of community hospitals, see regional system, below
peer review
procedures, 323F–10.6
public-private partnerships
established, 323F–12
Maui regional system facilities, 323F–52
purpose, 323F–12
regional system
administration of hospitals in district, 323F–3.5
boards of directors
established, 323F–3.5
meetings, 323F–4
members, 323F–3.5
powers and duties, 323F–3.5, 7, 7.5
capital and strategic planning, 323F–7
chief executive officer for region, 323F–8.5
collective bargaining with employees, 89–8.5
community input, 323F–4
contracts, 323F–7
conversion to profit or nonprofit entity, 323F–7.6
designation of districts, 323F–2
established, 323F–2
facilities
assets and liabilities, 323F–3.5
control by regional boards, 323F–3.5
Maui regional system, see Maui regional system facilities, below
operating and facilities budget, 323F–7, 21
personnel, 323F–7
rates and charges for services, 323F–7
regional policies and procedures, 323F–7
revenue bonds, 323F–7
staff, 323F–8.5
statewide policies, 323F–7
smoking on premises, 323F–34
staff
appointment, 323F–8.5
collective bargaining, 89–2, 6, 8.5
criminal history record checks, 323F–5.5, 846–2.7
statewide policies, 323F–7
tobacco product and electronic smoking device use, 323F–34
Hearings
acquisition, 323D–74

Hospices
see GROUP HOMES
Hospital and medical service corporations
contracts with dental insurers, 432G–10
Hospital sustainability program
definitions, 346G–3
federal approval, 346G–7
hospital sustainability fees
assessments, 346G–6
charges, 346G–5
exemptions, 346G–5
multiple locations, 346G–8
penalties, 346G–9
termination of collection, 346G–12
legislative findings and intent, 346G–2
penalties, 346G–9
severability of provisions, 346G–13
short title, 346G–1
special fund
created, 346G–4
purpose and uses, 346G–4, 10, 11
rate enhancements
retroactive payments, 346G–10
uses, 346G–10
transfers from special funds, 36–27, 30
Insurance
contested or denied claims, 431:13–108
liability insurance
health systems corporation, 323F–4.5
payment of claims
time to pay, 431:13–108
recoupment or offset demands, 431:13–108
Kahuku hospital
acquisition by state, 323F–32
rural hospital designation, 346–53.8
Latex gloves use, 321–11.9
Licensing or certification
exemptions, 321–14.5
fees, 321–1.4, 11.5
required, 321–14.5
rules, 321–11.5
Life-sustaining procedures
see MEDICAL CARE DECISIONS
Limitation of liability, 323G–4
Mammograms
breast density results report, 321–46
Maternal and perinatal studies
confidentiality, 324–43
data collection, 324–42
definitions, 324–41
maternal death reviews, 324–6

reports, 324–42
Maui regional system facilities
definitions, 323F–51
transfer of management rights
agreement, 323F–52
approvals required, 323F–53
employees, 323F–57
funding request
annual audit, 323F–58
capital expenditures, 323F–59
terms and conditions, 323F–58
governance and management structure to improve performance, 323F–60
lease terms and conditions, 323F–54, 55
liabilities, 323F–56
Medical error reporting systems
confidentiality of information, 624–25.5
Medical records, see Records, below
Medical research
birth defect and infant mortality studies, 321–422, 324–42
Medical waste
transportation
see HAZARDOUS MATERIALS, Transportation
Nonprofit corporations
purchase of facilities, see Acquisition of hospital, above
Notice
acquisition, 323D–72, 73
Nurses
advanced practice registered nurses
scope of practice, 323–3
Physicians
credentialing hearings, 323F–10.6
disaster response personnel, 321–23.3
emergency room and trauma services, 321–22.5
interns and residents
prescription drugs, 329–38
limited and temporary licenses, 453–3.5
telehealth
consultations, 453–2
insurance coverage, 431:10A–116.3, 432:1–601.5, 432D–23.5
Poisons
information and poisoning prevention services, 321–224
Reciprocal beneficiaries
health care decisions, 323–2
visitation rights, 323–2
Records
birth defect and infant mortality studies, 321–422, 324–42
disclosure of de-identified information, 323B–5
individually identifiable
compliance with HIPAA, 323B–3
effect on other laws, exceptions, 323B–4
licensing, 321–14.5

Reports
birth defect and infant mortality studies, 321–422, 324–42
cancer, 324–21
newborn pulse oximetry screening, 321–296
office of health care assurance special fund, 321–1.4
operating vehicle or vessel under the influence of alcohol or drugs, 291E–21, 663–1.9
peer review adverse decisions, 663–1.7
trauma patients treatment information, 321–22.5, 230
Rules
advisory committees, 323F–10.5
background checks, 321–15.2
birth defect and infant mortality studies, 321–424
fees, 321–11.5
licensing or certification, 321–11.5, 14.5
Rural health clinics, see Community health centers, above
Sale of facilities, see Acquisition of hospital, above
Smoking
health systems corporation premises, 323F–34
Strokes
data reporting, 321–533
Telecommunications
telehealth
insurance coverage, 346–59.1, 431:10A–116.3, 432:1–601.5, 432D–23.5
nurses, 457–2, 5
physician consultations, 453–2
Tobacco products or electronic smoking devices
use prohibited, 323F–34
Trauma centers
patient treatment information registry, 321–230
peer review of patient care, 624–25.5
reimbursement for emergency room costs, 321–22.5
special fund for services, 321–22.5
Veterans hospitals
prescription drugs
authorization to prescribe, 329–38
Volunteers
background checks, 321–15.2
criminal history record checks, 846–2.7
definitions, 662D–1
liability, 662D–2, 3

HOTELS
Alcoholic beverages
food and beverage service charges, 481B–14
recorking or resealing wines purchased with meals, 281–31
Breastfeeding in public accommodations, 489–21
Catering
food and beverage service charges, 481B–14
Charges
food and beverage service charges, 481B–14
porterage service charge, 481B–14

Conventions, conferences, and trade shows
exhibit or display space fees
exemption from taxation, 237–16.8
County building and zoning codes compliance, 445–94
Definitions, 486K–5.6
Emergency management
compensation, 127A–20
immunity for use of facilities, 127A–20
Food and beverage service
service charge distributed to employees as tip income, 481B–14
Guests
beach or ocean activity injuries, 486K–5.6
recreational equipment provided by hotel, 486K–5.6
Hotel-condominiums
liquor licenses, 281–31, 35.5, 39
Intermediary sales or services
excise taxes, 237–4
use taxes, 238–2
Liability
beach or ocean activity injuries, 486K–5.6
providing recreational equipment, 486K–5.6
Smoking restrictions, 328J–3, 7
Taxation
intermediary sales or services
excise taxes, 237–4
use taxes, 238–2
Time share units and vacation rentals, 514E–5
Tour activity providers and activity desks
see TOURISM
Travel agencies
see TRAVEL AGENCIES
Violations
penalties, 445–96

HOUSING
Affordable rental housing
tax exemptions, 201H–36
Agricultural lands
housing for farmers and farm employees, 205–4.5, 45.5
Condominiums
see CONDOMINIUMS
Construction defect disputes
see CONTRACTORS
Contests and sweepstakes
offering property as prize, 481B–1.6
Development of housing projects
impact on school construction
see SCHOOLS, Impact fees
infrastructure improvements
dedication to county, 46–15.25
public-private partnerships

agreements, 356D–12.5
annual report, 356D–12.5
transfer of development rights between lots or districts
see COUNTIES, Development
Emergency management
generally, 127A–30
Homeless assistance
see PUBLIC ASSISTANCE
Homelessness Awareness Month
designation, 8–23
Housing choice voucher program
see PUBLIC HOUSING AUTHORITY
Hurricanes
grants to install wind-resistive devices
see INSURANCE, Loss mitigation grant program
Individual development accounts
asset disregards for state assistance, 257–7
beneficiaries, 257–5
contributions by businesses and organizations, 257–10
definitions, 257–1
deposits, 257–6
grievance procedures, 257–4
income and eligibility, 257–2
management and operation, 257–3, 11
state matching funds, 257–8
tax exemptions and credits, 235–5.6, 257–9
verification of contributions, 257–10
violations, 257–4
Information clearinghouse
housing finance and development corporation duties, 201H–6
Low income housing
community development districts, 206E–15
condominium developments, 201H–23
criminal trespass, 708–814
excise tax exemption, 46–15.1, 201H–36, 237–29
experimental and demonstration projects, 201H–12
income tax credit, 201H–15, 431:7–208
income tax exemption, 201H–37, 356D–7.5
infrastructure improvements
dedication to county, 46–15.25
land use density flexibility, 46–14.5
rental housing construction and development
loans and grants, 201H–202
residential leasehold development
definitions, 516–1
exemption from mandatory conversion, 516–201
initial sales price in tract, 516–202
recordkeeping, 516–203
renegotiation of lease rent terms, 519–4
university housing development, 516–204
special purpose revenue bonds

see SPECIAL PURPOSE REVENUE BONDS
Planned communities
see REAL PROPERTY
Public housing authority
see PUBLIC HOUSING AUTHORITY
State plan
transit-oriented development planning, 225M–2
Taxation
excise tax exemption, 46–15.1, 201H–36, 237–29
Teachers housing
see TEACHERS
Toilets
low-flow fixtures, 342D–87
Water conservation devices
loans and grants for construction, 342D–87

HOUSING COOPERATIVES
Employees
criminal history record checks, 421I–12
Limited-equity housing cooperatives
criminal history record checks of employees, 421I–12
Nonjudicial power of sale
notice to owners' associations, 667–21.5
Planned communities
see REAL PROPERTY
Service of process, 421I–13
Solar energy devices, 196–7

HOUSING FINANCE AND DEVELOPMENT CORPORATION
Acquisition of property, 201H–9
Actions
actions against corporation, 201H–19
construction or soil defects, 201H–51
enforcement of contracts, covenants, and agreements, 201H–19
Advocacy and information system, 201H–6
Affordable rental housing development program, 201H–59
Agents
exercise of powers through, 201H–11
Armed forces
military housing projects
bond issuance, 201H–71
Board of directors
established, 201H–3
financial disclosures, 84–17
Bond issues
general obligation bonds
see General obligation bonds, below
revenue bonds
see Revenue bonds, below
Business, economic development, and tourism department
placement within department, 26–18, 201H–2

Community facilities
defined, 201H–1
Condemnation
eminent domain powers, 201H–13, 33
Contracts
custody and servicing loans, 201H–107, 144
federal government contracts, 201H–14
loan and mortgage programs, 201H–98, 105
modification, 201H–34.5
public works contracts, 201H–18
remedies of obligees, 201H–19
rental assistance program, 201H–124
subordination of mortgage to contract for supervision, 201H–20
taxable mortgage securities, 201H–144
Cooperative agreements, 201H–10
Counties
approval of development, 201H–38
cooperative agreements, 201H–10
exemption from building and zoning ordinances, 201H–38
facilities and services by counties, 201H–10
Deeds
quitclaim deeds, 201H–22
Definitions
construction or soil defects, 201H–51
generally, 201H–1
housing development programs, 201H–32, 36
lease for affordable housing, 201H–57
loan and mortgage program, 201H–91
mortgage guarantee program, 201H–151
original project cost, 201H–40
rental assistance program, 201H–122
rental housing revolving fund, 201H–201
starter home, 201H–39
taxable mortgage securities, 201H–141
Discrimination
prohibited, 201H–5
Downpayment loan assistance program
amount of loans, 201H–161
conditions of loan, 201H–163
default on loan, 201H–164
establishment of program, 201H–161
fees, premiums, and charges, 201H–163.5
foreclosure proceedings, 201H–164
interest rate, 201H–161
origination of loans, 201H–161
powers of corporation, 201H–170
qualifications of borrowers, 201H–162
repayment, 201H–161
restrictions on borrowers, 201H–163
rules, 201H–161
sale of property, 201H–163

security for loans, 201H–161
Downpayment loans
county projects, 46–15.1
Elder housing
county projects, 46–15.1
Eminent domain
development projects, 201H–13
eminent domain powers, 201H–33
Establishment, 201H–2
Executive director, 201H–2
Experimental and demonstration projects
development generally, 201H–12
Fair housing laws, 201H–5
Federal projects and assistance
contracts with federal government, 201H–14
cooperative agreements, 201H–10
county projects, 46–15.1
development, 201H–12
federal aid, 201H–14, 16
management of federal projects, 201H–14
mortgage guarantee program, 46–15.1
purchase of federal projects, 201H–73
special funds, 201H–16, 17
Fees
application processing fees, 201H–4
certification for tax exemptions, 201H–36
downpayment loan assistance program, 201H–163.5
federal housing programs, 201H–16
loan and mortgage programs, 201H–100
loan commitment fees, 201H–43
low-income housing tax credit, 201H–15
mortgage guarantee program, 201H–151
Funds
annual reports, 201H–21
audits, 201H–21
bond revolving funds, 201H–80
dwelling unit revolving fund, 201H–191
exemption from allotment and appropriation system, 201H–211, 220
expenditure of funds, 201H–211
federal housing programs, 201H–16, 17
housing finance revolving fund, 201H–80, 163.5
investment of reserves, 201H–77
rental assistance revolving fund, 201H–123
rental housing revolving fund, 201H–202
security for funds deposited, 201H–78
General obligation bonds
arbitrage provisions, 201H–79
authority to issue, 201H–33, 35
housing development projects, 201H–33, 35
interest rate, 201H–79
Homebuyers' club program

establishment, 201H–171
powers of corporation, 201H–180
rules, 201H–171
Homeless assistance
experimental and demonstration housing projects, 201H–12
interagency council on homelessness, 346–381
Housing projects
acquisition of land, 201H–33
affordable rental housing development program, 201H–59
agreements with other agencies, 201H–10
basic dwelling units, 201H–39
building codes, zoning, etc.
exemptions, 201H–38
starter homes, 201H–39
commercial or industrial uses of properties, 201H–44
community facilities, 201H–52
condominiums
affordable housing, 201H–23
construction and maintenance
construction or soil defects, 201H–51
contracts for development, 201H–34
guarantee of commercial loans, 201H–42
innovative materials and techniques, 201H–7
interim financing of projects, 201H–43
public works contracts, 201H–18
starter homes, 201H–39
wages of laborers and mechanics, 201H–53, 82
contractors
construction of units, 201H–40
defective property or units, 201H–51
eligibility, 201H–32
excise tax exemption, 201H–36
owner builders, 201H–40
qualifications, 201H–40
wages of laborers and mechanics, 201H–53, 82
counseling and assistance, 201H–8
definitions, 201H–1, 32, 36
developers
building and zoning codes, 201H–33, 38
contracts with corporation, 201H–34
defective property or units, 201H–51
eligibility, 201H–32
guarantee of commercial loans, 201H–42
interim construction loans, 201H–43
modification of development agreements, 201H–34.5
nonprofit organizations, 201H–57
partnership agreements, 201H–40
performance bonds, 201H–40, 41, 42
private development, 201H–41, 42
qualifications, 201H–40
tax exemptions, 201H–36, 37

wages of laborers and mechanics, 201H–53, 82
dwelling unit revolving fund
deposits, 201H–35, 36, 44
establishment, 201H–191
powers of corporation, 201H–200
regional state infrastructure subaccounts
deposits, 201H–191.5
uses, 201H–191.5
uses, 201H–191
easements and licenses, 201H–10
eligibility for housing, 201H–31
funding
advances from general fund, 201H–35
general obligation bonds, 201H–35
interim construction loans, 201H–43
general obligation bonds
amount, 201H–35
authorization, 201H–35
interest rate, 201H–79
government employee housing, 201H–52
group homes, 201H–52
housing finance revolving fund
established, 201H–80
uses, 201H–80
independent developments, 201H–41, 42
market-priced units
qualifications for purchasers, 201H–32
mixed use developments, 201H–44
mortgages
subordination to contract for supervision, 201H–20
option to purchase by qualified nonprofit housing trust, 201H–47
owner occupancy
loan and mortgage programs, 201H–92
requirements, 201H–49
waiver, 201H–49
powers of corporation, 201H–12, 33, 70, 90
preferences, 201H–31
public improvements, 201H–10
purchase of materials and supplies, 201H–7
purchasers
amendment or repeal of law, 201H–50
applications, 201H–33
mortgage loans by corporation, 201H–45, 46
owner builders, 201H–40, 151
owner occupancy requirement, 201H–49, 92
preferences, 201H–31
purchase of larger units, 201H–48
qualifications, 201H–32
refinancing mortgage, 201H–47
resale of units, 201H–47, 50
quitclaim deeds, 201H–22

rehabilitation projects, 201H–36
rental housing construction and development
eligible developers, 201H–203
eligible projects, 201H–204
interim construction financing, 201H–123
loans and grants, 201H–202
revenue bonds
amount, 201H–71
authorization, 201H–71
federal projects, 201H–73
infrastructure development bonds, 201H–72
investment of reserves, 201H–77
pledge of revenues, 201H–71
revolving funds, 201H–80
sale, 201H–74
trustee, 201H–75
trust indenture, 201H–76
rules
adoption, 201H–33
construction of dwelling units, 201H–33
developer and contractor qualifications, 201H–40
owner occupancy, 201H–49
use, zoning, and development of land, 201H–33
sale of dwelling units
commercial or industrial properties, 201H–44
co-mortgagors, 201H–46
construction or soil defects, 201H–51
fee simple and leasehold sales, 201H–45
nonprofit organizations, 201H–52
owner occupancy requirement, 201H–49
private development of housing, 201H–41, 42
procedures generally, 201H–45
purchase of larger units, 201H–48
rent-to-own program, 201H–181
restrictions on transfers, 201H–47, 50
right of first refusal, 201H–47
starter homes, 201H–39
waiver of restrictions, 201H–50
schools
construction, 201H–12
starter homes, 201H–39
streets and roads, 201H–10
urban gardening programs, 201H–4.5
uses of units and property
commercial and industrial uses, 201H–44
community facilities, 201H–52
Information systems
counseling services, 201H–8
development and maintenance, 201H–6
information clearinghouse, 201H–6
Leases

powers of corporation, 201H–9
Loan and mortgage programs
advance commitments
establishment of program, 201H–105
standards and requirements, 201H–97
taxable mortgage securities, 201H–143
assignment, pledge, or sale of loans, 201H–108
bond financing
interest rate, 201H–79
revolving funds, 201H–80
contracts, 201H–98
county projects, 46–15.1
custody and servicing loans, 201H–107, 144
default on loans
enforcement, 201H–110
foreclosure or refinancing, 201H–110, 144
insurance or guarantees, 201H–109
definitions, 201H–91
eligibility for loans
assets, 201H–93
family size and income, 201H–93
generally, 201H–91, 93
homebuyer assistance, 201H–94
improvement loans, 201H–96
location, age, and condition of property, 201H–94
owner occupancy requirement, 201H–92
project loans, 201H–95
rental housing projects, 201H–95
terms of loans, 201H–94
fees and charges, 201H–4, 99, 100
guarantees
mortgage loans, 201H–151, 152
homebuyer assistance, 201H–94
improvement loans
eligibility, 201H–96
evidence of eligible loans, 201H–101
loan funding programs, 201H–106
insurance or guarantees against default, 201H–109
loans to lenders
taxable mortgage securities, 201H–143
low-income housing tax credit loan, 201H–86
mortgage lenders
advance commitments, 201H–105
assignment, pledge, or sale of loans, 201H–108
custody and servicing loans, 201H–107, 144
guarantee program, 201H–151, 152
inspection of books and records, 201H–101
loan funding programs, 201H–106
standards and requirements, 201H–97
owner occupancy requirement, 201H–92
powers of corporation, 201H–98, 120

procedures and requirements, 201H–97
project loans
evidence of eligible loans, 201H–101
loan funding programs, 201H–106
rental housing projects, 201H–95
purchase of existing loans
standards and requirements, 201H–97
taxable mortgage securities, 201H–143
reports, 201H–95
self-supporting nature of loan programs, 201H–99
targeted area residence
eligibility, 201H–91, 93
taxable mortgage securities
authorization, 201H–142
contracts, 201H–144
fees and charges, 201H–144
loan participation, 201H–142
requirements, 201H–143
Low and moderate income housing
condominiums
for sale developments, 201H–23
experimental and demonstration projects, 201H–12
federal projects
revenue bonds for purchase, 201H–73
low-income housing tax credit loan, 201H–86
nonprofit corporation development, 201H–57
private development, 201H–41, 42
self-help housing
leases, 201H–58
special purpose revenue bonds
see SPECIAL PURPOSE REVENUE BONDS
starter homes, 201H–39
tax credit, 201H–15
tax exemptions, 201H–36, 37
Mortgage assistance programs
co-mortgagor, 201H–46
downpayment loans
default, 201H–164
eligibility, 201H–162
establishment of program, 201H–161
restrictions, 201H–163
foreclosure on default, 201H–45
homebuyer's club program, 201H–171
loans for purchase of dwelling unit, 201H–45
mortgage guarantee program
agreements, 201H–152
amount of guarantee authorized, 201H–151, 152
conditions of loan, 201H–151
default and foreclosure, 201H–151
eligibility, 201H–151, 152
federal participation, 201H–152

powers of corporation, 201H–160
qualifications of borrowers, 201H–151
refinancing mortgage, 201H–47, 144
rent-to-own program, 201H–181
Powers and duties
bond issues, 201H–90
cooperative agreements, 201H–10
corporate agents, 201H–11
development, 201H–12, 33, 70
downpayment loan assistance program, 201H–170
dwelling unit revolving fund, 201H–200
expenditure of funds, 201H–220
federal projects, 201H–14
generally, 201H–4
homebuyers' club program, 201H–180
loan and mortgage programs, 201H–98, 120
mortgage guarantee program, 201H–160
rental assistance program, 201H–140
rental housing revolving fund, 201H–210
rent-to-own program, 201H–190
taxable mortgage securities, 201H–150
Public improvements and facilities
bond financing, 201H–72
community facilities, 201H–52
schools, 201H–12
Public lands
acquisition or exchange, 201H–13
development of property, 201H–12
Real property
acquisition, use, or disposition, 201H–9
conveyances by state or county, 201H–10
development, 201H–12
eminent domain powers, 201H–13, 33
powers of corporation, 201H–9
quitclaim deeds, 201H–22
restrictions on transfers, 201H–47, 50
sufficiency of title, 201H–42
title insurance, 201H–42
waiver of restrictions, 201H–50
Rental assistance program
amounts, 201H–124
construction of affordable rental housing, 201H–123
definitions, 201H–122
designation of rental units for assisted households, 201H–125
form of lease, 201H–125
guarantee of assistance and subsidies, 201H–124
legislative findings, 201H–121
other programs for assistance, 201H–126
powers of corporation, 201H–126, 140
procedures and requirements, 201H–125
purpose, 201H–121

revolving fund
establishment, 201H–123
uses, 201H–123
schedule of rents, 201H–125
shared appreciation, 201H–125
subsidizing tenant's rents, 201H–123, 124
tenant selection, 201H–125
terms and conditions, 201H–124, 125
Rental housing
affordable rental housing development program, 201H–59
tax exemptions, 201H–36
Rental housing revolving fund
definitions, 201H–201
developers, 201H–203
establishment, 201H–202
loans and grants for construction or rehabilitation
applications, 201H–204
eligibility, 201H–202, 203, 204
priorities, 201H–202, 204
powers of corporation, 201H–210
projects, 201H–204
reports, 201H–202
rules, 201H–202, 203
uses, 201H–202
Rent-to-own program
establishment, 201H–181
powers of corporation, 201H–190
Reports
annual reports, 201H–21
multifamily revenue bonds, 201H–95
rental housing revolving fund, 201H–202
salary of executive director, 201H–2
starter homes, 201H–39
Resale of units and property
amendment or repeal of law, 201H–50
commercial or industrial uses, 201H–44
construction or soil defects, 201H–51
downpayment loan assistance program, 201H–163
mortgage guarantee program, 201H–151
purchase of larger units, 201H–48
restrictions, 201H–47, 50
right of first refusal, 201H–47
waiver of restrictions, 201H–50
Research and referral services
building materials and techniques, 201H–7
counseling services, 201H–8
information clearinghouse, 201H–6
research activities, 201H–7
Revenue bonds
amount, 201H–71
authorization, 201H–71

covenants in bonds, 201H–76
interest rate, 201H–74
investment of reserves, 201H–77
issuance
generally, 201H–74
infrastructure development, 201H–72
purchase of federal projects, 201H–73
legal investments, 201H–77
multifamily revenue bonds, 201H–95
pledge of revenues, 201H–71
powers of corporation, 201H–90
price, 201H–74
reports, 201H–95
revolving funds, 201H–80
sale, 201H–74
security for deposits, 201H–78
trustee and fiscal agents, 201H–1, 75
trust indenture, 201H–1, 76
Rules
affordable housing, 201H–57
commercial or industrial uses of properties, 201H–44
construction or soil defects, 201H–51
downpayment loan assistance program, 201H–161
federal housing programs, 201H–16
guarantee of commercial loans, 201H–42
homebuyers' club program, 201H–171
housing development programs, 201H–33, 40
interim construction loans, 201H–43
loan and mortgage programs, 201H–91
low-income housing tax credit, 201H–15
mortgage guarantee program, 201H–151
nonprofit organizations and government agencies, 201H–52
owner occupancy, 201H–49
rental assistance program, 201H–124, 125
rental housing revolving fund, 201H–202
resale of dwelling units, 201H–47
starter homes, 201H–39
taxable mortgage securities, 201H–141, 143
Self-help housing
affordable housing developments, 201H–58
long-term leases, 201H–58
mortgage guarantee program, 201H–151
owner builders, 201H–40, 151
Staff, 201H–2
State departments and agencies
cooperative agreements, 201H–10
Targeted area residence
loans, 201H–91
Taxable mortgage securities
definitions, 201H–141
eligibility, 201H–141

fees and charges, 201H–144
loan programs
authorization, 201H–142
contracts, 201H–144
default, 201H–144
procedures and requirements, 201H–143
participation in loans, 201H–142
powers of corporation, 201H–144, 150
rules, 201H–143
sale or purchase of loans, 201H–142
Taxation
excise tax exemptions, 201H–36
exemptions from taxation, 201H–9
income tax exemptions, 201H–37
low-income housing tax credit, 201H–15
Urban gardening programs, 201H–4.5

HUMAN RESOURCES DEVELOPMENT DEPARTMENT
Contracts
personnel services, 76–5
Funds
human resources development special fund, 26–5

HUMAN SERVICES
Human trafficking
see PENAL CODE, Labor trafficking
Labor trafficking
see PENAL CODE

HUMAN SERVICES DEPARTMENT
Children of incarcerated parents
policy of the state, 346–14.3
Commission on fatherhood, 577E–2
Contractors
criminal history record checks, 346–2.5
Criminal history record checks
adult and community care service providers, 346–97
foster homes and child care facilities, 846–2.7
generally, 346–2.5
prospective adoptive parents, 346–19.7
youth services program providers, 352D–4.3
Emergency contraception
payment of costs, 321–512
Employees
civil service exemption, 76–16
criminal history record checks, 346–2.5
Federal aid
expenditure, 346–51.5
Funds
interim assistance reimbursement special fund, 346–57.5
Health analytics program, 346–421

Individual development accounts
verification of contributions, 257–10
Interagency council on homelessness
annual report, 346–381
established, 346–381
meetings, 346–383
members, 346–382
powers and duties, 346–381
Interim assistance reimbursement special fund
established, 346–57.5
report, 346–57.5
uses, 346–57.5
Investigations
prospective adoptive parents, 346–19.7
Job training
annual report, 202–10
Liens
presumptions, 346–29.5
No cost emergency shelter for consenting minor, 346–17.6
Preschool open doors program
see CHILD CARE FACILITIES
Records
child abuse records, 346–10, 350–1.4
Reports
disclosure, 350–2
federal aid, 346–51.5
interim assistance reimbursement special fund, 346–57.5
job training programs, 202–10
young adult foster care program, 346–400
Rules
child abuse records release, 350–1.4
first-to-work program, 346–261
higher education stipend for former foster youth, 346–17.4
home and community-based programs, 346D–7
Safe sleep policy, 346–152.7
Salary commission, 26–56
Telehealth
definitions, 346–59.1
insurance coverage, 346–59.1
Young adult foster care program
see FOSTER CARE

HUMAN TRAFFICKING
see LABOR AND INDUSTRIAL RELATIONS DEPARTMENT, Human trafficking
Crimes
see PENAL CODE, Labor trafficking

HUNTING
Definitions, 183D–4
Game management advisory commission, 183D–4.5
Licenses

suspension, revocation, or denial
child support debt, 183D–22
Nonresidents
bringing firearms into state, 134–3
Outdoor Heritage Month, 8–28
Permits
firearms, 134–5
Public hunting areas
definitions, 183D–4
Public lands
set aside for hunting and habitat management, 183D–4
Rules
pistols, 134–5
Target ranges
firearms, 134–5

HUSBAND AND WIFE
Actions
support enforcement, 576B–316
Evidence
enforcement of support, 576B–316
Gender-neutral interpretation of terms, 572–1.8
Hansen's disease
residence at Kalaupapa, 326–26
Hawaiian home lands
transfer of lease, HHCA 208
Marriage and family therapists
see MARRIAGE AND FAMILY THERAPISTS
Property
community property
securities transfers on death, 539–2
Spousal privilege
child abuse disclosure, 587A–22
child custody proceedings, 583A–310
enforcement of support, 576B–316

IDENTIFICATION
Actions
destruction of personal information records, 487R–3
freeze on consumer credit reports, 489P–6
security breach involving personal information, 487N–3
social security number protection, 487J–3
Civil identification card
see CIVIL IDENTIFICATION
Destruction of personal information records
business records, 487R–2
definitions, 487R–1
financial institutions, 487R–1, 2
government records, 487R–2, 4
liability, 487R–3
penalties for violations, 487R–3
policies and procedures, 487R–2
reports, 487R–4
requirements, 487R–2
DNA testing and identification of offenders
see DNA TESTING AND IDENTIFICATION
Documents, unlawful conduct concerning
criminal offense, 707–787
Driver's license
definitions, 487J–6
unlawful use, 487J–6
Fraudulent or deceptive identification documents, 710–1017.5
Government-issued identification obtained under false pretenses
first degree offense, 710–1016.3
second degree offense, 710–1016.4
Identification card
definitions, 487J–6
unlawful use, 487J–6
Identity theft
destruction of personal information records
policies and procedures, 487R–2
first degree offense
class A felony, 708–839.6
elements of crime, 708–839.6
possession of confidential personal information, 708–839.55
repeat offenders, 706–606.5
second degree offense
class B felony, 708–839.7
elements of crime, 708–839.7
social security number disclosure
prohibitions, 487J–2
third degree offense
class C felony, 708–839.8
elements of crime, 708–839.8
unauthorized access to business or government records
notice to affected persons, 487N–2
Membership stores

retail merchant clubs, 487D–2
Notice
security breach involving personal information, 487N–2
Reports
destruction of personal information records, 487R–4
security breach involving personal information, 487N–4, 5
social security number protection, 487J–4
Retail merchant club cards, 487D–2
Security breach involving personal information
business records, 487N–2
definitions, 487N–1
delay in notification, 487N–2
financial institutions, 487N–1, 2
government records
best practices, 487N–6
generally, 487N–2
oversight, 487N–5
reports, 487N–4, 5, 7
use of information, 487N–7
liability, 487N–3
notice to affected persons, 487N–2, 5
penalties for violations, 487N–3
records destruction companies, 487N–1
reports, 487N–4
Security freeze on credit reports
access to credit report during freeze, 489P–3
change of information, 489P–4
definitions, 489P–2
exemptions, 489P–3, 5
procedures and requirements, 489P–3
protected consumers
definitions, 489P–3.5
effective period, 489P–3.5
removal of freeze, 489P–3.5
requirements, 489P–3.5
purpose, 489P–1
violations, 489P–6
Social security number protection
business records, 487J–2, 3
definitions, 487J–1
financial institutions, 487J–1, 2
government records
agency responsibilities, 487J–5
generally, 487J–2
reports, 487J–4
liability, 487J–3
penalties for violations, 487J–3
permitted uses, 487J–2
prohibitions, 487J–2
reports, 487J–4
Social security numbers

drivers' licenses, 286–109, 111
Unauthorized possession of confidential personal information
class C felony, 708–839.55
definitions, 708–800
elements of crime, 708–839.55
repeat offenders, 706–606.5
Violations
destruction of personal information records, 487R–3
freeze on consumer credit reports, 489P–6
security breach involving personal information, 487N–3
social security number protection, 487J–3

IMMIGRATION
Criminal history record checks, 846–17, 846C–1
Hate crimes
see HATE CRIMES
International matchmaking organizations
annual reports, 489N–2
applicability, 489N–3
criminal conviction and marital history disclosures, 489N–2
definitions, 489N–1
domestic abuse disclosures, 489N–2
other laws apply, 489N–5
violations, 489N–4, 5
Interpreter and translation services for government services and programs
see LANGUAGE, Language access office, scope of services
Public assistance
medical assistance to minors, 346–59.4
pregnant women, 346–70

IMMUNITY
Abandoned property
indemnification of holder for delivery of property, 523A–11
Abuse of family and household members
domestic abuse protective orders
out-of-state orders, 586–25
AIDS and HIV
testing procedures, 325–16.5
Airports
special facilities indemnification, 261–54
Arbitration
arbitrator immune to civil liability, 658A–14, 658J–25
Boards and commissions
sovereign immunity, 26–35
Boats and boating
removal of vessel run aground, 200–47.5
Cave entrance or use, 6D–9
Cemeteries
immunity for injuries or damages, 662D–5
Child abuse
police reports, 350–1.1

Child death reviews, 321–346
Child support
financial institutions, 576D–15
income withholding, 571–52.2, 576E–16
interstate and foreign enforcement, 576B–314, 504
Civil unions
refusal to provide services or facilities for solemnization, 572B–9.5
refusal to solemnize, 572B–4
Conservation of endangered or threatened species
entry onto private lands, 195D–7, 520–4, 520A–4, 5
landowner voluntary habitat conservation, 195D–7, 23
Counties
indemnification by state, 46–71.5
Dangerous ocean conditions
state and county liability protections, 663–1.56
Design claim conciliation panel
immunity of panel members, 672B–14
Developmentally or intellectually disabled persons death review, 321–506
Disaster relief workers, 128F–2, 321–23.3
DNA testing and identification of offenders
immunity to liability, 844D–63
Domestic violence death reviews, 321–476
Donation of medicines and health care supplies, 328C–2
Drug or alcohol overdose
limited immunity, 329–43.6
opioid antagonist dispensing or distribution, 329E–2
Drugs
medical use of cannabis, 329–125, 126
opioid antagonist dispensing or distribution, 329E–2
Emergency assistance, 663–10.7
Emergency management
private shelters, 127A–20
workers, 127A–9
Employers and employees
job reference liability, 663–1.95
Federal aid
indemnification of federal agencies, 29–15.5
insurance coverage, 29–15.5, 41D–8.5
Financial institutions
financial abuse or exploitation of elderly
reports of suspected abuse, 412:3–114.5
Food donations, 663–10.7
Force
use of deadly force to protect self or others, 663–1.57
Good samaritan immunity, 663–10.7
Guardianship and protective proceedings
guardian of incapacitated person, 560:5–316
guardian of minor, 560:5–209
persons dealing with conservator, 560:5–424
Hawaiian healing practices
certification of native Hawaiian healers, 453–2

Hawaii technology development corporation, 206M–22
Hazardous substances
    voluntary cleanup actions, 128D–39, 40
Health department
    emergency aeromedical services, 321–235
Highway or bridge construction or maintenance
    immunity for use of flexible highway designs, 264–20
Homeless assistance donors, 346–363
Hospitals
    medical care decisions, 327E–9
    safe surrender of infant, 587D–5
Housing
    shelter during natural disaster, 663–10.7
Insurance
    life settlements
        examiners, 431C–16
        reports of fraud, 431C–45
    market conduct examinations, 431:2D–109
    risk-based capital, 431:3–414
    termination of producer, 431:9A–115
Interstate compact for adult offender supervision compact, 353B–1
Kahoolawe island reserve
    dangers from unexploded ordnance, 662–18
Limited immunity, 329–43.6
Marriage
    refusal to provide services or facilities, 572–12.1
    refusal to solemnize, 572–12.1
Medical torts
    disaster response personnel, 321–23.3
    emergency aeromedical services, 321–235
    epidemic prevention and control, 325–20
    medical care decisions, 327E–9, 327K–3
    non-resuscitation instructions, 321–23.6
Motorsports facilities
    waiver of liability, 663–10.95
National guard youth challenge program, 121–44
911 system, 138–9
Physicians
    persons who report impairment or unprofessional conduct, 453–8
Police
    abuse of family or household members, 709–906
    safe surrender of infant, 587D–5
Prisons and prisoners
    DNA testing and identification of offenders, 844D–63
    substance abuse testing and treatment, 353G–17
Protection of self or others, 663–1.57
Public lands
    trails and accesses, 198D–7.6
Public officers and employees
    deferred compensation plan investments, 88F–9
Recreational activities, 663–1.54

Registration of sex offenders and offenders against minors, 846E–8
Schools
emergency medications, 302A–1164
Skateboarding parks
immunity for injuries or damages, 46–72.5, 662–19, 662D–4
Sovereign immunity
boards and commissions, 26–35
Strategic development corporation, 211F–53
Unclaimed property
indemnification of holder for delivery of property, 523A–11
United States
indemnification of federal agencies, 29–15.5
University of Hawaii
collaborating institutions, 304A–111
faculty annuity and custodial account investments, 303–3.5
innovation and commercialization initiative program, 304A–1956
research sponsors, 304A–110
Volunteers
definitions, 662D–1
exceptions, 662D–3
medical assistance services, 321–2.5
scope of immunity, 662D–2
Wireless telecommunications service providers
domestic abuse victims, transfer of rights for shared wireless plans, 269–16.93

IMPERSONATION
Fraudulent or deceptive identification documents, 710–1017.5
Government-issued identification obtained under false pretenses, 710–1016.3, 1016.4
Harassment by impersonation, 711–1106.6
Identity theft
see IDENTIFICATION

IMPORTATION
Eggs
documentation required, 147–75
violations, 147–75

IMPRISONMENT
Discretionary terms of imprisonment
class B and C felonies, 706–660
Extended terms of imprisonment
failure to stop at accidents, 706–662
labor trafficking, 707–784
negligent homicide, 706–662
notice to defendant, 706–664
repeat violent and sexual offenders, 706–606.6
Hate crimes
criteria for extended term of imprisonment, 706–662
Recalculation and review of multiple sentences, 706–668.5
Wrongful conviction and imprisonment
see WRONGFUL CONVICTION AND IMPRISONMENT

IMPROVEMENT DISTRICTS
Assessments
special improvement districts, 46–80.5
Bond issues
special improvement districts, 46–80.5
Ordinances
special improvement districts, 46–80.5

IMPROVEMENTS
State building codes
adoption of code or standard, 107–24
applicability, 107–27
building code council, 107–22
compliance, 107–31
contents, 107–25
county ordinances, 107–27, 28
definitions, 107–21
establishment of code, 107–24, 25
exclusions, 107–26
reports, 107–30
rules, 107–29

INCEST
Continuous sexual assault of minor, St Art I–25, 707–733.6

INCOME TAXES
Agriculture
important agricultural land agricultural costs tax credit, 235–110.93
organic foods production, 235–110.94
Alternate energy
energy conservation devices tax credit, 235–12.5, 241–4.6
ethanol investment tax credit, 235–110.3
renewable fuels production tax credit, 235–110.31
Auditor reviews
capital gains of regulated investment companies, 23–94
capital goods, 23–93
capital infrastructure, 23–93
cesspool upgrade, conversion, or connection, 23–95
child passenger restraint systems, 23–96
commercial fishers, 23–94
energy conservation devices, 23–92
enterprise zone businesses, 23–94
ethanol facilities, 23–93
exceptional tree maintenance, 23–95
food and excise tax, 23–96
generally, 23–91
high technology businesses, 23–93
household and dependent care services, 23–96
important agricultural land qualified agricultural costs, 23–94
individual housing accounts, 23–95

in-kind services for school repair and maintenance, 23–95
international banking facilities, 23–93
low-income household renters, 23–96
low-income housing, 23–95
motion picture, digital media, and film production, 23–92
organic foods production, 23–94
property disaster loss, 23–95
renewable energy technologies, 23–92
S corporations, 23–94
taxes paid to another jurisdiction, 23–94
trusts, 23–94
vocational rehabilitation referral, 23–95
Cash-based businesses
see TAXATION
Civil unions
applicability, 235–93.4
Comfort letters
fee for issuance, 235–20
Corporations
capital infrastructure tax credit, 235–17.5
deductions, 235–111.5
high technology business investments, 235–110.9
net operating losses, 235–111.5
technology infrastructure renovation, 235–110.51
Credits
capital infrastructure, 235–17.5
cesspool upgrade, conversion, or connection, 235–16.5
comfort letter issuance, 235–20
earned income tax credit, 235–55.75
energy conservation devices, 235–12.5
erroneous claims, 231–36.8
ethanol investments, 235–110.3
food/excise tax credit, 235–55.85
healthcare preceptor tax credit, 235–110.25
high technology business investments, 235–110.9, 241–4.8, 431:7–209
important agricultural land qualified agricultural costs, 235–110.93
individual development account contributions, 235–5.6
low-income housing credit, 201H–15, 431:7–208
low-income housing tax credit loan, 201H–86
motion picture, digital media, and film production, 235–17
organic foods production, 235–110.94
refundable and nonrefundable credits claimed on same return
order in which credits applied, 235–91.5
renewable fuels production, 235–110.31
research activities, 235–110.91
school repair and maintenance services, 235–110.2
technology infrastructure renovation, 235–110.51
Deductions
college savings accounts
see UNIVERSITIES AND COLLEGES
exceptional tree maintenance costs, 235–19

individual development accounts
see UNIVERSITIES AND COLLEGES
net operating losses, 235–111.5
transportation pretax program for public officers and employees, 78–53
Definitions
aerobic treatment unit system, 235–16.5
capital infrastructure costs, 235–17.5
cesspool, 235–16.5
credit period, 235–110.31
ethanol investments, 235–110.3
high technology business employee stock options, 235–9.5
high technology business royalties and income, 235–7.3
investment tax credit, 235–110.9
net income tax liability, 235–17.5, 110.31, 110.94
net operating losses, 235–111.5
Organic Foods Production Act, 235–110.94
qualified cesspool, 235–16.5
qualified expenses, 235–16.5, 110.94
qualified high technology business, 235–110.91
qualified infrastructure tenant, 235–17.5
qualified research, 235–110.91
qualified research expenses, 235–110.91
qualified taxpayer, 235–110.94
qualifying individual taxpayer, 235–55.75
renewable feedstocks, 235–110.31
renewable fuels, 235–110.31
residential large capacity cesspool, 235–16.5
school repair and maintenance services, 235–110.2
septic system, 235–16.5
sewer system, 235–16.5
technology infrastructure renovation, 235–110.51
wastewater, 235–16.5
Domestic abuse prevention accounts
donation of refunds, 235–102.5
Earned income tax credit
annual report, 235–55.75
generally, 235–55.75
Electronic filings
dishonored items, 40–35.5
penalty for failure to file properly, 231–8.5
remittances, 40–51.6, 231–9.9
returns and documents, 231–8.5
Employment
unemployment benefits, 383–163, 163.6
Energy resources
conservation devices, 235–12.5, 241–4.6
ethanol investment tax credit, 235–110.3
renewable fuels production, 235–110.31
Estate and transfer taxes
see ESTATE AND GENERATION-SKIPPING TRANSFER TAX
Exemptions

deposit beverage container deposits, 235–18
high technology businesses
employee stock options, 235–9.5
royalties and income, 235–7.3
low and moderate income housing, 201H–37, 356D–7.5
low-income housing tax credit loan, 201H–86
motion picture and film production, 235–9
potable water companies, 235–2.3
public employee pensions, 88–93.5
Fees
comfort letter issuance, 235–20
high technology investment credits, 235–110.9, 110.91
High technology
administrative costs and expenses, 235–20
annual survey, 235–110.91
comfort letter issuance, 235–20
employee stock options exemption, 235–9.5
infrastructure renovation tax credit, 235–110.51
investment tax credits, 235–110.9, 241–4.8, 431:7–209
net operating loss carryover sale, 235–111.5
research activities, 235–110.91
royalties exemption, 235–7.3
Housing
low-income housing credit, 201H–15, 431:7–208
low-income housing tax credit loan, 201H–86
Internal revenue code
operation of certain provisions, 235–2.35, 2.45
taxpayer communication confidentiality, 231–1.5
Libraries
donation of refunds, 235–102.5
Motion picture, digital media, and film production
tax credits, 235–17
tax exemption, 235–9
Nonresidents
personal exemptions, 235–5
standard deductions, 235–5
Payment of taxes
credit or debit cards, 40–51.6, 231–9.4
dishonored items, 40–35.5
electronic funds transfers, 231–9.9
tax clearance for public contracts, 103–53, 103D–328
wilful failure to collect and pay tax, 231–36.4
Potable water companies
exempt from tax when, 235–2.3
Public contracts
tax clearance, 103–53, 103D–328
Public officers and employees
cafeteria plans, 78–30
death benefits, 88–84.5
Real property
exceptional tree maintenance costs, 235–19

important agricultural land agricultural costs tax credit, 235–110.93
leasehold conversions, 235–7
Records
high technology business investment credits, 235–110.9, 110.91
Refunds
appeal of denial, 232–14.5
direct deposits into taxpayer's bank account, 235–102.6
donations, 235–102.5
erroneous claims, 231–36.8
Reports
earned income tax credit, 235–55.75
ethanol investment tax credit, 235–110.3
important agricultural land agricultural costs tax credit, 235–110.93
renewable fuels production tax credit, 235–110.31
research activities tax credit, 235–110.91
Returns
electronic filing, 231–8.5
erroneous claim for refund or credit, 231–36.8
libraries special fund check-off, 235–102.5
promoting abusive tax shelter, 231–36.7
school maintenance and repair fund check-off, 235–102.5
understatement of tax, 231–36.6
Rules
capital infrastructure tax credit, 235–17.5
ethanol investment tax credit, 235–110.3
exceptional tree maintenance, 235–19
motion picture, digital media, and film production, 235–17
renewable fuels production tax credit, 235–110.31
Schools
donation of refunds to school maintenance and repair, 235–102.5, 302A–1504.5
repair and maintenance in-kind services tax credit, 235–110.2
Tax preparers
defined, 231–36.5
exempt practices, 231–36.5
taxpayer communication confidentiality, 231–1.5
understatement of taxpayer's liability, 231–36.5
Trees and timber
exceptional tree maintenance costs, 235–19
Withholding of tax on wages
unemployment compensation payments, 383–163, 163.6

INCOMPETENT PERSONS
see also DEVELOPMENTAL DISABILITIES, Intellectual disability
Adult guardianships
see ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION
Endangering welfare
court jurisdiction, 603–21.5, 604–8
Firearms
disclosure of involuntary civil commitment orders, 334–5
relief from prohibition, 134–6.5
Sexual assault, 707–730

Sterilization
advisory opinions, 560:5–606.5

INDICTMENT AND INFORMATION
Information charging
affidavit or declaration, 806–84
allowed, St Art I–10, 806–82
constitutional provisions, St Art I–10
copies furnished defendant, 806–6
definitions, 806–81
dismissal
court ruling, 806–88
evidence, 806–87
hearing, 806–86
motion to dismiss, 806–86
evidence, 806–84, 86
excluded felonies, 806–83
exhibits, 806–84
felonies chargeable by written information, 806–83
probable cause, 806–84, 85
when permitted, 806–83

INDIGENT PERSONS
Civil actions
legal services, 607–5.7
Collaborative law proceedings
parties in, 658G–10
Death
burial or cremation, 346–15, 841–10

INFECTIONS
see DISEASES

INFORMATION
Anonymous court filings, 634–71
Automated victim information and notification system
see VICTIMS OF CRIME, Information and notification system
Broadband service providers
informational reports, 440J–2
Chief information officer
see ACCOUNTING AND GENERAL SERVICES DEPARTMENT, High technology development
Commercial mobile radio service providers, 440J–2
Digital assets access upon death or incapacity
see FIDUCIARIES
Disclosure of personal records
child support enforcement, 576D–18
courts, 704–404, 407.5
DNA testing and identification of offenders
exemption from disclosure, 844D–81, 82
permitted disclosures, 844D–84

violations, 844D–83
financial abuse of elderly, 412:3–114.5
job references, 663–1.95
juror qualification forms, 612–13
membership stores, 487D–2
pension, annuity or retirement records
disclosure of information, 88–103.7
public agencies, 704–404, 407.5
retail merchant club cards, 487D–2
sexual offenders, 353E–2
vital statistics records, 576D–18
DNA testing and identification of offenders
see DNA TESTING AND IDENTIFICATION
Drugs
medical use of cannabis, 329–123
Freedom of information
disclosure
action to compel, 92F–15.3
exemptions, 92–5, 92F–11, 92J–1, 844D–81, 82
Government-issued identification obtained under false pretenses
first degree offense, 710–1016.3
second degree offense, 710–1016.4
Hawaii technology development corporation
trade secrets, 206M–2.5, 21
Human trafficking
National Human Trafficking Resource Center hotline posting, 371–20
Identity theft
see IDENTIFICATION
Information practices office
appeal of a final decision, 92–1.5, 92F–43
attorneys, 28–8.3
disclosures, 92F–15
intervention in civil action, 92F–15.3
notice of private action, 92F–15.3
open meeting enforcement, 92–1.5, 92F–42
opinions and rulings
admissibility, 92–12
disclosures, 92F–15
placement within accounting and general services department, 26–6, 92F–41
reports, 92–1.5, 92F–42
searching and segregating government records fee, 91–2.5
service fees, 91–2.5
Insurance
health insurance premiums information, 431:14G–109.5
Notice
action against agency, 92F–15.3
Pesticides
online posting of restricted use pesticides information, 149A–31.2
Public contracts
professional service contracts, 103D–304
vendors and awards, 36–2.5

Refusal to disclose
action to compel, 92F–15.3
boards and commissions, 92–5
Hawaii technology development corporation, 206M–21
legislative auditor's working papers, 23–9.5
Rules
information practices office, 92F–42
internet access, 91–2.6, 3
searching and segregating government records fee, 91–2.5
service fees, 91–2.5
Sexual offender registration
see SEXUAL OFFENSES
State internet portal
access Hawaii committee, 27G–3, 4
definitions, 27G–1
fees, 27G–2
portal manager, 27G–4
reports, 27G–5
services, 27G–4
special fund, 27G–6

INFORMERS
False claims on government contracts and programs
see ACTIONS

INJUNCTIONS
Antitrust
actions by injured persons, 480–7
Cigarettes and tobacco products
export or foreign cigarettes, 245–61
reduced ignition cigarettes, 132C–6
reports on imports and sales, 486P–3
Conservation programs and enforcement
voluntary habitat conservation, 195D–32
Corporations
unauthorized corporate actions, 414–44
Dam safety
enjoining unlawful actions, 179D–23
Drugs
controlled substances violations, 329–50
Electronic eavesdropping, 803–48.5
Emergency management
enforcement of provisions, 127A–28
preliminary or interlocutory, 127A–27
temporary restraining orders, 127A–27
Environmental covenants, 508C–11
Gasoline and petroleum products
unfair trade practices, 486B–5
Housing finance and development corporation
remedies of obligees, 201H–19
Internet sales and services

bad faith registration or use of domain names, 481B–25
Liens
nonconsensual common law liens, 507D–4, 7
Medical care decisions, 327E–14, 327G–13
Nuisances
see NUISANCES
Partnerships
foreign limited liability partnerships, 425–171
Pollution control
lead acid battery disposal, 342I–8
recycling of computers and electronic devices, 339D–8
solid waste pollution, 342G–72
Professional and vocational licensing
contractors, 444–10.5
tour activity providers and activity desks, 468M–6, 13
Public housing authority
remedies of obligees, 356D–18
Securities
violations, 485A–603
Smoking restrictions, 328J–11
Taxation
cash-based businesses, 231–92
cigarette tax stamps, 245–41
promoting abusive tax shelter, 231–36.7
Trademarks and trade names
infringement, 482–4, 32, 33

INSPECTIONS
Agriculture department
food products, 147–113
generally, 147–102
microorganism importation, 150A–41, 46
Airport cargo
biosecurity, inspection, and support facilities, 261–4.5
Aquatic resources
alien aquatic organisms, 187A–32
Display fireworks site inspections, 132D–16.6
Farm produce and products
certificates of ownership, 145–24
cooperative agreements, 147–112
fees, 147–114
generally, 147–113
seal of quality, 148–64
Food and food products
food safety and security audits, 147–113
Health department
unannounced inspections and visits, 321–1.9, 15.6, 15.62, 329D–4, 7, 23
Hospitals
licensing exemptions, 321–14.5
Hotels
obstruction, 445–96

Lodging houses
obstruction, 445–96
Maritime cargo
biosecurity, inspection, and support facilities, 266–21.5
Medical cannabis dispensaries, 329D–23
Pest control or eradication
right of entry onto private property, 46–1.52
Television and film development
inspection of facilities receiving state grants, 201–114

INSURANCE
Accident and sickness insurance
association health plans, 431:10A–105.3, 209
autism coverage, 431:10A–133
dependent coverage, 431:10A–141, 210
drug formulary, 431:10A–140
end-of-life decisions not to affect, 327L–17
gender identity or expression, 431:10A–118.3
group and blanket disability policies
association health plans, 431:10A–209
dependent coverage, 431:10A–210
preexisting conditions, 431:10A–211
premiums or contributions by gender, 431:10A–212
health insurance, see Health insurance, below
individual policies
dependent coverage, 431:10A–141
pre-existing conditions, 431:10A–142
premiums or contributions by gender, 431:10A–143
medication synchronization, 431:10A–606
orthodontic services for orofacial anomalies, 431:10A–132
preexisting conditions, 431:10A–142, 211
premiums or contributions by gender, 431:10A–143, 212
sexually transmitted disease screening coverage, 431:10A–134
Accounts and accounting
actuarial opinions, 431:3–304.5
examinations, 431:2–306
insurance products and annuities regulation, 431:30–117
managing general agents, 431:9C–103
premiums, 431:9A–123.5
United States branch of alien insurer, 431:4F–104
violations by licensees, 431:9A–112
Actions
attorney for division, 28–8.3
guaranty associations, 431:16–108
hurricane relief fund, 431P–11, 14
immunity of state, 431:3–414
insurance fraud
statute of limitations, 431:2–405, 408
insurance products and annuities regulation
immunities, 431:30–110
venue, 431:30–103

liquidation
recovery of premiums owed, 431:15–323
risk-based capital, 431:3–414
service contracts, 481X–12
termination of producer, 431:9A–115
third party claims, 431:13–103, 663–10
Adjusters
change of information
notice to commissioner, 431:9–203
claims following events, 431:9–201
examinations, 431:9–206, 207
licenses
applications, 431:9–204
denial, suspension, or revocation, 431:9–235
examinations, 431:9–206, 207
exemptions, 431:9–201
expiration and renewal, 431:9–232
qualifications, 431:9–203
required, 431:9–201
name, 431:9–203
nonresident independent adjusters, 431:9–201
premiums
trust fund shortage, 431:2–306
prohibited practices, 431:9–235
scope of regulation, 431:9–101
violations
actions taken in other jurisdictions, 431:9–234.5
disciplinary actions, 431:9–235
penalties, 431:9–201
Advertising
insurance products as investments, see Insurance products and annuities regulation, below
life insurance
illustrations, see Life insurance, policy illustrations, below
replacements, see Life insurance, below
life settlements, 431C–21
long-term care insurance, see Long-term care insurance, below
market conduct examinations, see Market conduct examinations, below
Agents, see Producers, below
Antitrust
motor vehicle insurance, 431:10C–202
Appeals
health insurance rate regulation, 431:14G–107, 112
liquidation proceedings, 431:15–323
Audits
captive insurance companies, 431:19–107
health insurers, see Independent bill reviewers, below
managed care plans, 432E–10
market conduct examinations, see Market conduct examinations, below
Autism coverage, 431:10A–133, 432:1–614, 432D–23
Bail agents

applicability, 431:9N–101
attorneys, 431:9N–104
definitions, 431:9N–101
fiduciary responsibilities, 431:9N–103
prohibited practices, 431:9N–102, 104
Brokers
licensing, 431C–3
Captive insurance companies
actuaries
approval, 431:19–101.4
administrative fund, 431:19–101.8
administrator
appointment, 431:19–101.5
funding office, 431:19–101.8
powers and duties, 431:19–101.7
salary, 431:19–101.6
advertising of state as domicile, 431:19–101.8
applicability, 431:19–202
audits, 431:19–107
branches
capital and surplus, 431:19–104
definitions, 431:19–101
examinations, 431:19–108
financial statements, 431:19–107
name, 431:19–103
place of business, 431:19–102
reports, 431:19–107, 108
certificate of authority
classes, 431:19–111.5
fines, 431:19–109
hearing, 431:19–109
renewal, 431:19–102
special purpose financial companies, 431:19–204, 212
classes, 431:19–111.5
confidentiality of information, 431:19–101.2
conversions, 431:19–106.5
county-owned facility
authorization, 46–1.5
credit life and disability, 431:19–102, 115.6
development of industry, 431:19–101.5
enforcement, 431:19–101.7
fees, 431:19–102
financial oversight, 431:19–115
health systems corporation
board of directors, 323F–4.5
formation of captive insurer, 323F–4.5
loss reserve specialists
approval, 431:19–101.4
managers
approval, 431:19–101.4
marketing and promotion of state as domicile, 431:19–101.8

mergers, 431:19–106.5
monitoring, 431:19–101.5
reinsurance, 431:19–111.5
risk retention captive insurers
    applicability, 431:19–115
    other laws apply, 431:19–115
    permitted activities, 431:19–102
    reinsurance, 431:19–111
    risks permitted, 431:19–102
rules, 431:19–102, 115
service providers
    approval, 431:19–101.4
special purpose financial companies
    applicability, 431:19–202, 214
    assets
        capital and surplus requirements, 431:19–207
        disposition, 431:19–210
        generally, 431:19–203
        insolvency, 431:19–203, 213
        investments, 431:19–210
    books and records, 431:19–211
    certificate of authority
        issuance, 431:19–204
        revocation, suspension, or modification, 431:19–204, 212
    contracts and agreements, 431:19–209
    definitions, 431:19–203
    dissolution
        liquidation, 431:19–213
        revocation of authority, 431:19–212
        voluntary dissolution, 431:19–205
    exemptions, 431:19–202
    existing companies, 431:19–214
    formation, 431:19–206
    incorporation or organizational form, 431:19–206
    insolvency
        supervision, rehabilitation, and liquidation, 431:19–213
        when company deemed insolvent, 431:19–203
    issuance of securities, 431:19–203, 208
    plan of operation
        changes, 431:19–205
        contents, 431:19–204
        requirements, 431:19–204
    prohibited activities, 431:19–209
    purpose, 431:19–201
sponsored companies
    applicability, 431:19–308
    applications, 431:19–302
    assets
        capital and surplus, 431:19–307
        investment, 431:19–306
        permitted uses, 431:19–307

books and records, 431:19–303
business plans
protected cells, 431:19–303
capital and surplus, 431:19–307
definitions, 431:19–101
existing companies, 431:19–309
filings with commissioner, 431:19–302
formation, 431:19–301
insolvency, 431:19–307
other laws apply, 431:19–308
participants
defined, 431:19–101
qualifications, 431:19–305
protected cells
defined, 431:19–101
requirements, 431:19–303
reports, 431:19–303
sponsors
participants, 431:19–305
qualifications, 431:19–304
state-owned facility
authorization, 41D–2
reinsurance, 41D–8.5
workers' compensation, 431:19–115.7
Casualty insurance
actuarial opinions, 431:3–304.5
Certificates of authority
approval of filings, 431:2–202.5
dental insurers, see Dental insurers, below
extension and expiration, 431:7–101, 432:2–108, 432D–17, 432G–12
fees, 432:2–108
foreign insurers
waiver of filings, 431:3–203.5
motor vehicle self-insurance, 431:7–101
suspension or revocation
failure to file documents, 431:3–301
revocation, 431:3–219
violation
deposit into compliance resolution fund, 432:2–108
waiver of filings, 431:3–203.5
Charitable organizations
nonprofit health care entity conversion, 432C–3
Claims adjusters
limited licenses
fees, 431:7–101
Commissioner
approval of filings, 431:2–202.5
buyer's guide
life settlements, 431C–34
captive insurance administrator, 431:19–101.5
dental insurers, see Dental insurers, below

enforcing federal law compliance, 431:10A–105.5, 432:1–107, 432:2–611, 432D–28
health insurance
coverage determinations
see Health insurance, coverage determinations, below
insurer's response to inquiry, 431:2–208, 431:13–103
investigations
life settlements
confidentiality of documents, 431C–46
investigative authority
life settlements, 431C–17
liability
immunity from, life settlements, 431C–16
licensees
immunity from liability, 431C–16
regulation of life settlements, 431C–11, 12, 13, 14, 15
licensing
life settlements, 431C–3, 4
licensing of convicted felons, 431:2–201.3
life settlements, see Life settlements, below
market conduct examinations, see Market conduct examinations, below
opt out of uniform standards, 431:2–201.2
prescription drug benefits, see Prescription drug benefits, below
publication of premium information
health insurance, 431:14G–109.5
homeowners, 431:14–110.8
motor vehicles, 431:10C–210
rulemaking
life settlements, 431C–53
service fees, 431:7–101
supervisory colleges
expenses, 431:11–107.5
powers and duties, 431:11–107.5
vehicle protection product warranties, 481R–3, 4
Confidentiality of information
captive insurers, 431:19–101.2
consumer financial information, see Consumer financial information, below
fraud investigations, 431:2–409
genetic information, 431:10A–118, 404.5, 432:1–607, 432:2–404.5, 432D–26
hearings, 431:3–407
insurance products and annuities regulation, 431:30–113
life settlements, see Life settlements, below
market conduct examinations, 431:2D–107, 114
risk management and own risk and solvency assessment, 431:3D–108
termination of producer, 431:9A–115
Construction professionals
commercial liability policy
applicability, 431:1–217
Consumer financial information
applicability, 431:3A–101, 501
consumer's rights
opt out methods, 431:3A–204

privacy notice, 431:3A–203
credit card program or extension of credit, 431:3A–402
definitions, 431:3A–102, 401
direct mail marketing
disclosure of account numbers, 431:3A–303
disclosures to third parties
account numbers, 431:3A–303
definitions, 431:3A–102
exclusions from requirements, 431:3A–102
generally, 431:3A–301
information received from others, 431:3A–302
joint agreements, 431:3A–401
limitations, 431:3A–301, 303
privacy notice, 431:3A–203
processing and servicing transactions, 431:3A–402
re-disclosure and reuse of information, 431:3A–302
requirements, 431:3A–301
right to opt out, 431:3A–204
exclusions, 431:3A–101
existing customers
purchase of new insurance product, 431:3A–201
fair credit reporting, 431:3A–501
former customers, 431:3A–202, 203
information received from others, 431:3A–302
joint agreements, 431:3A–401
marketing of insurer's own products, 431:3A–303, 401
nondiscrimination, 431:3A–502
opt out notice
exemptions, 431:3A–401, 402, 403
required, 431:3A–204
revised notice, 431:3A–205
revocation of consent, 431:3A–403
other laws apply, 431:3A–501
privacy notice
annual notice, 431:3A–202
delivery, 431:3A–206
exemptions, 431:3A–402, 403
form and content, 431:3A–102, 203
information to be included, 431:3A–203
initial notice, 431:3A–201
joint notice with affiliates, 431:3A–206
oral notice, 431:3A–206
requirements, 431:3A–201
revised notice, 431:3A–205
short form notice, 431:3A–203
when notice required, 431:3A–201
written or electronic notice, 431:3A–206
processing and servicing transactions, 431:3A–402
purpose, 431:3A–101
reinsurance, 431:3A–402
rules, 431:3A–504

securitization or secondary market sales, 431:3A–402
service providers, 431:3A–401
telemarketing
disclosure of account numbers, 431:3A–303
violations, 431:3A–503
Consumer protection
consumer complaints, 431:2–208, 431:13–103
life settlements, see Life settlements, below
market conduct examinations, see Market conduct examinations, below
privacy of personal financial information, see Consumer financial information, above
professional designations, 431:10D–642
senior-specific certifications, 431:10D–642
unfair and deceptive trade practices, see Unfair and deceptive trade practices, below
Contracts
life settlements, 431C–5
Conversions
captive insurers, 431:19–106.5
nonprofit health care entities, 432C–3
Credit life and disability insurance
captive insurance companies, 431:19–102, 115.6
limited line credit insurance
definitions, 431:9A–102
nonresident producers, 431:9A–108
Definitions
accident and health insurance, 431:5–307
actual gender identity, 431:10A–118.3, 432:1–607.3
annuities, 431:10D–601, 622
applied behavior analysis, 431:10A–133, 432:1–614
appointed actuary, 431:5–307
association health plan policy, 431:10A–105.3, 209
autism, 431:10A–133, 432:1–614
autism service provider, 431:10A–133, 432:1–614
Automated Clearing House debit or credit payment system, 431:7–202
bail agents, 431:9N–101
behavioral health treatment, 431:10A–133, 432:1–614
board of directors, 431K–1
cancer treatment, 431:10A–126, 432:1–616
captive insurer, 431:19–101
change in fund basis, 431:5–307
chemotherapy services, 431:10A–126, 432:1–616
commissioner, 431S–1
company, 431:5–307
confidential information, 431:5–307
consumer financial information, 431:3A–102
contraceptive services, 431:10A–116.7
contract, 431:10D–653
covered entity, 431S–1
covered person, 431S–1
death master file, 431:10D–653
death master file match, 431:10D–653
deposit-type contract, 431:5–307

diagnosis of autism, 431:10A–133, 432:1–614
director, 431K–1
domestic abuse, 431:10–217.5, 432:1–101.6, 432:2–103.5
domestic insurance holding company system, 431:11–102
enterprise risk, 431:11–102
event, 431:9–201
formulary, 431:10A–140, 432:1–620
gender transition, 431:10A–118.3, 432:1–607.3
genetic information and services, 431:10A–118, 404.5, 432:1–607, 432:2–404.5
health insurance rate regulation, 431:14G–102
independent director, 431K–2
insurance fraud, 431:2–401
insurance group, 431:3D–102
insurance products and annuities regulation, 431:30–102
investments, 431:6–601
issue year basis, 431:5–307
knowledge of death, 431:10D–653
licensed dietitian, 431M–1
life insurance, 431:5–307, 431:10D–402, 502
long-term care insurance, 431:10H–104, 201, 202, 205
loss mitigation grant program, 431:22–101
managing general agents, 431:9C–101
market conduct examinations, 431:2D–102, 107
material service provider, 431K–2
medically necessary foods, 431:10A–120, 432:1–609
medication synchronization, 431:10A–606, 432:1–621, 432D–30
nonforfeiture interest rate, 431:10D–104
nonprofit health care entities, 432C–1
operative date of the valuation manual, 431:10D–104
orofacial anomalies, 431:10A–132, 432:1–613
orthodontic services, 431:10A–132, 432:1–613
own risk and solvency assessment, 431:3D–102
Own Risk and Solvency Assessment Guidance Manual, 431:3D–102
own risk and solvency assessment summary report, 431:3D–102
perceived gender identity, 431:10A–118.3, 432:1–607.3
person, 431:11–102
pharmacy benefit management, 431S–1
pharmacy benefit manager, 431S–1
pharmacy care, 431:10A–133, 432:1–614
policy, 431:10D–653
policyholder behavior, 431:5–307
prescription drug benefit plan, 431S–1
principle-based valuation, 431:5–307
producer licensing, 431:9A–102, 141
proxy solicitations, 431:4–237
psychiatric care, 431:10A–133, 432:1–614
psychological care, 431:10A–133, 432:1–614
qualified actuary, 431:5–307
record keeping services, 431:10D–653
reimbursement for health benefits, 431:13–108
renew or re-enroll, 431:10A–605

retained asset account, 431:10D–653
short-term, limited-duration health insurance, 431:10A–605
small employer, 431:2–201.5
special purpose financial captive insurance companies, 431:19–203
state of entry for alien insurers, 431:4F–101
stock insurers, 431:3–110
tail risk, 431:5–307
therapeutic care, 431:10A–133, 432:1–614
trade associations, 431:10A–604, 432:1–104.5
transgender person, 431:10A–118.3, 432:1–607.3
treatment for autism, 431:10A–133, 432:1–614
treatment of orofacial anomalies, 431:10A–132, 432:1–613
unbreakable package, 431:10A–606, 432:1–621, 432D–30
underwrite, 431:9C–101
valuation manual, 431:5–307
Dental insurance
dental insurers, see Dental insurers, below
Dental insurers
acquisition of control, 432G–17
advertising
deceptive advertising, 432G–13
appeals, 432G–15
applicability of other laws, 432G–16
assets
deposits with state, 432G–6, 7
net worth
deficiencies, 432G–13
requirements, 432G–6
benefits
coordination, 432G–19
coverage by two or more health insurance plans, 432G–19
disclosures, 432G–20
exemptions from mandatory coverage, 432G–18
replacement coverage, 432G–9
bonds
fidelity bonds, 432G–3
certificates of authority
application, 432G–2
extension and expiration, 432G–12
extensions, 432G–12
fees, 432G–12
issuance, 432G–2
net worth requirements, 432G–6
required, 432G–2
suspension, revocation, or denial
failure to pay fees, 432G–12
grounds, 432G–13
restrictions during suspension periods, 432G–13
winding up of affairs after revocation, 432G–13
commissioner
examinations, 432G–11

federal law compliance, 432G–21
rules adoption, 432G–6, 22
contracts
disclosures, 432G–20
hospital and medical service corporations, 432G–10
requirements, 432G–6
definitions, 432G–1, 5
directors and officers
fiduciary responsibilities, 432G–3
disclosures, 432G–20
employees
fiduciary responsibilities, 432G–3
enrollees and subscribers
disclosure of coverage and benefits, 432G–20
information to subscribers provided by insurers, 432G–5
protection against insurer's insolvency, 432G–6, 7
replacement coverage, 432G–9
establishment, 432G–2
examinations, 432G–6, 11
federal law compliance, 432G–21
federally funded programs
exemptions from mandatory coverage, 432G–18
fees, 432G–12
fiduciary responsibilities, 432G–3
fines
administrative fines, 432G–15
failure to file reports, 432G–4
failure to pay extension fee, 432G–12
requirements for imposing, 432G–13
funds
audits, 432G–4
fiduciary responsibilities, 432G–3
hazardous financial condition
summary orders and supervision, 432G–14
hearings
violations, 432G–13
hospital and medical service corporations
powers, 432G–10
insolvency
deposits with state, 432G–6, 7
payment of claims, 432G–7
plans, 432G–6
protection against, 432G–6
uncovered expenditures insolvency deposits, 432G–7
liabilities
determination of, 432G–6
mergers and consolidations, 432G–17
notice
extension of certificates, 432G–12
hazardous financial conditions, 432G–14
termination notice from providers, 432G–6

violations, 432G–13, 15
organization and operation
insurance companies and hospital and medical service corporations, 432G–10
penalties, 432G–4, 6, 12, 15
providers
contracts between insurers and providers, 432G–6
examinations, 432G–11
list of providers for subscribers, 432G–5
termination notice, 432G–6
public assistance
exemptions from mandatory coverage, 432G–18
records
examinations, 432G–11
reinsurance
reserve credit, 432G–8
replacement coverage, 432G–9
reports
annual reports, 432G–4
audits, 432G–4
examinations, 432G–11
net solvency reports, 432G–6
penalties, 432G–4
uncovered expenditures insolvency deposits, 432G–7
rules
adoption, 432G–22
determination of insurer's liabilities, 432G–6
solicitation
enrollees, solicitation of by dental insurers, 432G–16
prohibition while certificate suspended or revoked, 432G–13
subscribers
see enrollees and subscribers, above
violations
cease and desist orders, 432G–15
commissioner's orders for action, 432G–14
conferences, 432G–6
failure to pay fees, 432G–12
injunctions, 432G–15
net solvency reports, 432G–6
notice and hearing, 432G–13
other remedies apply, 432G–14
prohibited practices, 432G–13
Disclosures
annuities, 431:10D–603, 604
insurance products and annuities regulation, 431:30–113
motor vehicle rental insurance, 431:9A–142
privacy of consumer financial information, see Consumer financial information, above
vehicle protection product warranties, 481R–7, 9
Discrimination
domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
gender identity or expression, 431:10A–118.3, 432:1–607.3
health insurance rates, 431:14G–103

premiums or contributions by gender, 431:10A–143, 212, 432:1–624, 432D–33
religious employers, 431:10A–116.7
Division of insurance
administrative expenses
funding through compliance resolution fund, 431:2–215
health insurer regulation, 431:2–216
attorneys, 28–8.3
captive insurance administrator, 431:19–101.5
employees, 431:2–215, 216
fraud investigations branch, 431:2–402
immunities, 431:3–414
service fees, 431:7–101
Drug formulary, 431:10A–140, 432:1–620
Employers' mutual insurance company
see WORKERS' COMPENSATION, Insurance
Examinations
hurricane insurers, 431:3–306.5
licenses, 431:9A–105, 119
life settlements, 431C–12, 13, 14, 15, 16
managing general agents, 431:9C–105
market conduct examinations, see Market conduct examinations, below
motor vehicle insurers, 431:10C–215
mutual benefit societies, 432:1–407
premium trust fund shortage, 431:2–306
scope and frequency, 431:8–325
subpoenas, 431C–12
time of, 431:8–326
United States branch of alien insurer, 431:4F–103
workers' compensation mutual insurance company, 431:14A–109.5
Extended health insurance
genetic information and services, 431:10A–404.5
Fees
captive insurance companies, 431:19–101.8
deposit of fees, 431:7–101
health insurance, 431:14G–105
licenses, 431:8–324, 431:9A–105, 106
life settlements, 431:7–101
motor vehicle rental insurance, 431:9A–142
mutual benefit societies, 432:1–108
purchasing groups, 431K–7.1
risk retention groups, 431K–3.5
vehicle protection product warranties, 481R–4
Financial condition of insurer
actuarial opinions, 431:3–304.5
hurricane insurers, 431:3–306.5
mutual benefit societies, 432:1–409
Foreign insurers
state of entry to transact business
applicability, 431:4F–102
authorization, 431:4F–103, 107
deed of trust, 431:4F–105

definitions, 431:4F–101
enforcement, 431:4F–108
licensing, 431:4F–107
protection of policyholders, 431:4F–105
reports, 431:4F–106
requirements, 431:4F–103
scope, 431:4F–102
trust account
amount, 431:4F–104
maintenance, 431:4F–104
required, 431:4F–103
trust agreement, 431:4F–105
violations, 431:4F–108
supervisory colleges, 431:11–107.5
Fraternal benefit societies
domestic abuse cases, 432:2–103.5
federal law compliance, 432:2–611
fees, 432:2–108
genetic information and services, 432:2–404.5
mammogram referrals, 432:2–406
Fraud
actions
civil liability, 431:2–408
private right of action, 431:2–408
statute of limitations, 431:2–405
acts deemed fraudulent, 431:2–403
confidentiality of information, 431:2–409
criminal forfeitures, 712A–4
definitions, 431:2–401
disciplinary actions against licensee, 431:9A–112
false or fraudulent claims, 431:2–403
financial institution records inspection, 431:2–204
hearings, 431:2–406
implied admission of fraudulent billing, 431:2–407
investigations
investigations branch, 431:2–402
reporting requirements, 431:2–409
life settlements
fraudulent acts, mandatory reporting, 431C–44, 45
fraudulent life settlement act, 431C–42
misrepresentation or omission of facts, 431:2–403
penalties for violations
administrative penalties, 431:2–405
criminal penalties, 431:2–403
deposit into compliance resolution fund, 431:2–410
restitution, 431:2–404
provider's acceptance of payment, 431:2–407
repeat offenders, 706–606.5
report of suspected fraudulent practice, 431:2–409
rescission rights, 431:10A–105.6, 432:1–107.5, 432D–29
restitution orders, 431:2–404

scope of offense, 431:2–403
Funds
captive insurance administrative fund, 431:19–101.8
education and training fund
exemptions, 431:14A–103
Gender identity or expression, 431:10A–118.3, 432:1–607.3
Guaranty associations
life and disability associations
structured settlement annuities, 431:16–203
property and liability associations
venue, 431:16–108
workers' compensation mutual insurance company
exemptions, 431:14A–103
Health benefit plan network access and adequacy
access plan, 431:26–103
applicability of provisions, 431:26–102
continuity of care, 431:26–104
contracts, 431:26–104
definitions, 431:26–101
directories of providers
accommodation requirements, 431:26–105
formats, 431:26–105
information available, 431:26–105
enforcement, 431:26–107
health care providers
contracts, 431:26–104
departure from network, 431:26–104
directories, 431:26–105
duties, 431:26–104
notices, 431:26–104
selection standards, 431:26–104
health carrier duties, 431:26–103, 104, 105
insurance commissioner
enforcement powers, 431:26–107
rules, 431:26–108
intermediaries
duties, 431:26–106
records, 431:26–106
network adequacy requirements, 431:26–103
notices, 431:26–104
penalties, 431:26–109
records, 431:26–106
rules, 431:26–108
severability of provisions, 431:26–110
Health care provider network adequacy
managed care plans
annual filing, 432F–2
criteria for determination, 432F–2
definitions, 432F–1
insurance commissioner
duties, 432F–2

enforcement powers, 432F–2
national certification, 432F–2
Health insurance
actions against third party
limitation on insured coverage, 431:13–103, 663–10
association health plans, 431:10A–105.3, 209
benefits
drug formulary, 432:1–620
cancer treatment, 431:10A–126, 432:1–616
chemotherapy services, 431:10A–126, 432:1–616
colon cancer screening, 431:10A–122, 432:1–617
contraceptive services and devices, 431:10A–116.7
coverage determinations
external review
appeal of plan decision
expedited internal appeals, 432E–6.5
internal appeals, 432E–5
applicability
exceptions, 432E–31
health carriers, 432E–31
clinical reviewers
conflicts of interests, 432E–39
experimental or investigational treatments, 432E–36
limitation on liability, 432E–40
qualifications for assignment, 432E–39
commissioner
approval of independent review organizations, 432E–38
determination of equivalent qualifications, 432E–39
expedited external review, 432E–35
experimental or investigational treatments, 432E–36
independent review organizations
conflict of interest determinations, 432E–43
hiring of, 432E–42
no recourse against, 432E–42
rulemaking
general authority, 432E–44
standard external review, 432E–34
conflicts of interest
clinical reviewers, 432E–39
independent review organizations, 432E–39
cost paid by health carrier, 432E–42
decision binding on parties, 432E–37
definitions, 432E–1
disclosure requirements, generally, 432E–43
expedited review
commissioner, 432E–35
independent review organization, 432E–35
procedures, 432E–35
requirements for, 432E–35
experimental or investigational treatments
clinical reviewer, 432E–36

commissioner, 432E–36
independent review organization, 432E–36
filing new request prohibited, 432E–37
health carriers
availability of forms, 432E–43
disclosures regarding external review, 432E–43
expedited internal appeals
procedures, 432E–6.5
standards for, 432E–6.5
filing with commissioner
conflict of interest determinations, 432E–43
internal appeals
notice, 432E–5
internal review, 432E–33
responsibility to pay costs, 432E–42
independent review organizations
clinical reviewers
conflicts of interest, 432E–39
qualifications for assignment, 432E–39
commissioner approval required, 432E–38
conflict of interest, 432E–39, 43
expedited external review, 432E–35
experimental or investigational treatments, 432E–36
health carriers
records and reports, 432E–41
hiring of
procurement, 432E–42
limitation on liability, 432E–40
procedures for approval, 432E–38
qualifications for approval, 432E–39
records and reports, 432E–41
standard external review, 432E–34
liability
limitations on, 432E–40
records and reports
health carriers, 432E–41
independent review organizations, 432E–41
request for, 432E–33
right to, notice of, 432E–32
rules, 432E–44
standard external review
commissioner, 432E–34
independent review organization, 432E–34
tort liability
limitations on, 432E–40
dependent coverage, 431:10A–141
diabetes self-management equipment, supplies, and training, 431:10A–121, 432:1–612
disclosure of de-identified health information, 323B–5
domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5
drug coverage
medical use of cannabis coverage not required, 329–124

drug formulary, 431:10A–140, 432:1–620
federal law compliance, 431:10A–105.5, 432:1–107, 432:2–611, 432D–28
federal law conformance, 431:2–201.5
federally funded programs
    exemptions from mandatory coverages, 431:10A–602, 432:1–610
genetic information and services, 431:10A–118, 404.5, 432:1–607, 432:2–404.5
group and blanket disability policies
    dependent coverage, 431:10A–210
    exemptions to coverage, 431:10A–602
    federal law conformance, 431:2–201.5
    preexisting conditions, 431:10A–211
    premiums or contributions by gender, 431:10A–212
    trade associations, 431:10A–604, 432:1–104.5
health authority
    powers and duties, 322H–2
health benefit plan network access and adequacy, see Health benefit plan network access and adequacy, above
health care provider network adequacy, see Health care provider network adequacy, above
hospice care services, 431:10A–119, 432:1–608
individual policies
    contested or denied claims
        notice and procedures, 431:13–108
    drug formulary, 431:10A–140
    exemptions, 431:10A–602
    federal law conformance, 431:2–201.5
    limited benefit policies, 431:10A–102.5, 605
    payment to provider
        time to pay, 431:13–108
    recoupment or offset demands
        notice and procedures, 431:13–108
    rescission rights, 431:10A–105.6
    short-term, limited-duration policies or contracts, 431:10A–102.5, 605
limited benefit health insurance
    exemption from certain requirements, 431:10A–102.5
mammogram referrals, 431:10A–116.2
medicaid recipients
    insurer requirements, 431L–2.5
    medically necessary foods, 346–67
    member list reports, 431L–2.5
    monitoring provider performance, 346–59.5
    plan contractors, 103F–107
    state reimbursements, 431L–2.5
medically necessary foods, 431:10A–120, 432:1–609
medication synchronization, 431:10A–606, 432:1–621, 432D–30
minors
    child support orders, 576B–502, 576E–17
network plans, see Health benefit plan network access and adequacy, above
newspaper solicitation, 431:9A–107.5
nonprofit entities, see Nonprofit health care entities, below
nurses

generally, 431:10A–116
primary care providers, 431:10A–125, 432:1–615, 432:2–410
orthodontic services for orofacial anomalies, 431:10A–132
patients' bill of rights
see HEALTH MAINTENANCE ORGANIZATIONS, Managed care plans
payment on claims
denial, 431:13–108
limitation due to third party liability, 431:13–103
time to pay, 431:13–108
preexisting conditions, 431:10A–142
premiums
payment data and analytics, 346–421
premiums or contributions by gender, 431:10A–143
public employees
generally
see EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
rate regulation, see Rate regulation, below
reciprocal beneficiaries
defined, 431:10A–601
policy, 431:10A–104
requirements, 431:10A–601
religious employers, 431:10A–116.7
reserves, 431:5–307
self-employed persons, 431:10A–603
short-term, limited-duration policies or contracts, 431:10A–102.5, 605
small businesses
association health plans, 431:10A–105.3, 209
required plans, 431:2–201.5
standard valuation law, 431:5–307
state law compliance, 431:10A–105.3, 209
telehealth services, 346–59.1, 431:10A–116.3, 432:1–601.5, 432D–23.5
trade associations, 431:10A–604, 432:1–104.5
travel insurance, 431:9A–107.5
Hearings
confidentiality, 431:3–407
continuing education violations, 431:9A–129
disciplinary actions against licensee, 431:9A–112
health insurance rate regulation, 431:14G–107, 112
insurance fraud, 431:2–406
license suspension or revocation, 432:1–308
long-term care insurance, 431:10H–223, 228.5
nonprofit health care entities, 432C–3
service contracts, 481X–12
special purpose financial captive insurance companies, 431:19–212
vehicle protection product warranties, 481R–13
Holding company systems
acquisition of control
directors of domestic insurers
requirements, 431:11–106
affiliate agreements
notice for amendments or modifications, 431:11–106

enterprise risk report, 431:11–105
supervisory colleges
duties and powers, 431:11–107.5
expenses, 431:11–107.5
violations
penalties, 431:11–107
Hurricane relief fund
claims
financing transactions, 431P–5
statute of limitations, 431P–11
coverage
eligible property, 431P–1
limitations, 431P–11
multi-peril coverage, 431P–10
plan of operation, 431P–5
deposits, 237–31
funds
deposits and investments, 237–31
interest, 431P–16
grants to install wind-resistive devices, see Loss mitigation grant program, below
loss mitigation incentives, 431P–5
private insurers
exemptions from assessments, 431:14A–103
failure to pay assessments, 431P–5
reinsurance, 431P–5
reserve trust fund, 237–31
revenue bonds
authorization to issue, St Art VII–12
contents, 39–54
definitions, St Art VII–12
subsidiaries, 431P–5
workers' compensation mutual insurance company
assessments, 431:14A–103
Independent bill reviewers
change of information
notice to commissioner, 431:9–203
compensation, 431:9–242
contingency fees prohibited, 431:9–242
defined, 431:9–105
examinations, 431:2–303, 431:9–206, 207
exemptions, 431:9–105
licenses
applications, 431:9–204
denial, suspension, or revocation, 431:9–235
examinations, 431:9–206, 207
expiration and renewal, 431:9–232
qualifications, 431:9–203, 222
required, 431:9–201
name, 431:9–203
place of business, 431:9–228
prohibited practices, 431:9–235

qualifications, 431:9–243
reciprocity, 431:9–243
records, 431:9–229
scope of regulation, 431:9–101
violations
actions taken in other jurisdictions, 431:9–234.5
disciplinary actions, 431:9–235
penalties, 431:9–201
Information filing requirements
approval of filings, 431:2–202.5
certificate of authority, 431:3–212
confidentiality of information, 431:3–304.5
failure to file, 431:3–302
health insurance rates, 431:14G–104, 105
long-term care insurance, 431:10H–207.5, 226.5
proxy solicitations, 431:4–240, 244
risk retention purchasing groups, 431K–7
special purpose financial captive insurance companies, 431:19–204
sponsored captive insurance companies, 431:19–302
United States branch of alien insurer, 431:4F–103
waiver, 431:3–203.5
Insurance products and annuities regulation
actions
appeals, 431:30–112
dispute resolution, 431:30–114
immunities, 431:30–110
venue, 431:30–103
advertisements
powers of commission, 431:30–104
review and approval, 431:30–104, 116
standards for review, 431:2–201.2
amendment to compact, 431:30–118
binding effect of compact, 431:30–124
commission
advisory committees, 431:30–107, 108
advisory opinions, 431:30–124
audits, 431:30–117
bylaws, 431:30–106
dispute resolution, 431:30–114
established, 431:30–103
expenses, 431:30–117
meetings, 431:30–106, 111
members, 431:30–106
powers and duties, 431:30–103, 104
procedures, 431:30–106, 112
quorum, 431:30–106
records, 431:30–109
rules, 431:30–112
voting rights of members, 431:30–111
construction and interpretation, 431:30–122
consumer advisory committee, 431:30–108

default of state, 431:30–120
definitions, 431:30–102
dissolution of compact, 431:30–121
effective date of compact, 431:30–118
eligibility, 431:30–118
executive director, 431:30–107
industry representative committee, 431:30–108
legislative committee, 431:30–108
liabilities
default in obligations, 431:30–120
immunities, 431:30–110
withdrawing state, 431:30–119
management committee, 431:30–107
noncompliance with compact requirements, 431:30–120
notice
default of state, 431:30–120
violations of compact, 431:30–113
other laws, 431:30–123
product lines
disapproval, 431:30–116
insurer's filings, 431:30–115
powers of commission, 431:30–104
review of filings, 431:30–103, 116
purpose, 431:30–101
records
confidentiality, 431:30–113
product filings, 431:30–115
public inspection, 431:30–113
recordkeeping, 431:30–109, 117
rules
adoption, 431:30–104, 112
appeals, 431:30–112, 116
inspection of records, 431:30–113
opt out of uniform standard, 431:30–112
product filings, 431:30–115
scope, 431:30–101
severability, 431:30–122
termination of membership, 431:30–120
uniform standards
adoption, 431:30–103, 112
effective date, 431:30–112
long-term care products, 431:30–112
opt out, 431:2–201.2, 431:30–112
standards for review, 431:2–201.2
stay, 431:30–112
violations of compact
default by state, 431:30–120
enforcement powers, 431:30–113
withdrawal from compact, 431:30–119
Investigations
consumer complaints, 431:2–208, 431:13–103

fraud investigations branch, 431:2–402
market conduct examinations, see Market conduct examinations, below
reporting requirements, 431:2–409
service contracts, 481X–12
termination of producer, 431:9A–115
vehicle protection product warranties, 481R–3
Investments
captive insurer investments, 431:19–111.5
definitions, 431:6–601
exchange traded funds, 431:6–322
high technology businesses, 431:7–209
investment pools, 431:6–601, 602
low-income housing, 431:7–208
money market mutual funds, 431:6–601
records, 431:6–601
sale of insurance products as investments, see Insurance products and annuities regulation, above
securities
investment pools, 431:6–601
lending, repurchase, and dollar roll transactions, 431:6–602
special purpose financial captive insurance companies, 431:19–210
special purpose revenue bonds
agricultural enterprises, 39A–329
dams and reservoir owners, 39A–359
low and moderate income housing, 39A–299
private schools and colleges, 39A–269
sponsored captive insurance companies, 431:19–306
Legal service plan
certificate of authority
fees, 431:7–101
Liabilities of insurer
asset for reinsurance ceded, 431:4A–102
Hawaii employers' mutual insurance company, 431:14A–117
termination of producer, 431:9A–115
third party claims, 431:13–103, 663–10
Liability insurance
adult residential care homes, 321–11.7, 11.8
airport special facility leases, 261–54
commercial general liability policies, 431:10–211.3
condominium directors, 514B–143
construction professionals, 431:1–217
corporation directors and officers, 414–248, 414D–166
design professionals, 672B–10
extended reporting periods, 431:10–211.3
family child care homes in apartments and townhouses, 502C–2
group living facilities, 321–11.7, 11.8
health systems corporation
captive insurer, 323F–4.5
liquor establishments, 281–31, 45
motorsports facilities, 663–10.95
nonprofit corporations, 662D–2

pest control operators, 460J–8.5
telehealth coverage, 671–7
towing companies, 291C–135, 165.5
University of Hawaii
collaborating or sponsoring institutions, 304A–110, 111
malpractice fund, 304A–2152
powers generally, 304A–108
risk management fund, 304A–2151
Licenses
advisory board
appointment, 431:9A–121
alien insurers, see Foreign insurers, above
applications, 431:9A–106
brokers
nonresident surplus line brokers, 431:8–321
captive insurance companies
fines, 431:19–109
hearing, 431:19–109
continuing education, 431:8–327, 431:9A–124, 125, 128
examinations
exemptions, 431:8–323, 325
fees, 431:8–324, 431:9A–105
required, 431:8–324, 431:9A–105
scope, 431:8–325, 431:9A–119
time of examinations, 431:8–326, 431:9A–120
inactive, 431:9A–107
independent bill reviewers, 431:9–243
issuance, 431:9A–107
life settlements
brokers, 431C–3
producers, 431C–3
violation penalties, 431C–50
limited licenses
fees, 431:7–101
form, 431:9A–107.5
issuance, 431:9A–107.5
motor vehicle rentals, 431:9A–142
managing general agents
requirements, 431:9C–102
suspension or revocation, 431:9C–106
nonresidents, 431:8–321, 431:9A–108
nonresident surplus line brokers, 431:8–321
qualifications, 431:9A–106
reciprocity, 431:8–322, 431:9A–108, 116
recordkeeping requirements, 431:8–328, 431:9A–123
renewal, 431:8–327, 431:9A–107, 124
reports
appointments, 431:9A–114
disciplinary actions, 431:9A–117
terminations, 431:9A–115
required, 431:9A–103

rules, 431:9A–118
scope, 431:9A–101
suspension or revocation
child support debt, 431:9A–112.3
disciplinary actions in other states, 431:9A–117
failure to pay fine, 431:9A–126
grounds, 431:9A–112
managing general agents, 431:9C–106
procedure, 431:9A–112
student loan default, 431:9A–112
temporary licenses, 431:9A–111
termination of producer, 431:9A–115
violations
penalties, 431:9A–112
prohibited practices, 431:9A–112
reports, 431:9A–115, 117
waivers, 431:8–329, 431:9A–130
Life insurance
annuities
annual report to purchaser, 431:10D–604
buyer's guide, 431:10D–603
cash surrender value, 431:10D–604
consumer information, 431:10D–603
definitions, 431:10D–601, 622
disclosures
applicability, 431:10D–602
exemptions, 431:10D–602
standards, 431:10D–603
violations, 431:10D–605
issuance prohibited, when, 431:10D–623
power of attorney
see POWERS OF ATTORNEY
professional designations, 431:10D–642
replacement of policies, see policy replacements, below
sale of insurance products as investments, see Insurance products and annuities regulation, above
senior-specific certifications, 431:10D–642
suitability of purchase or exchange
applicability, 431:10D–621
compliance with requirements, 431:10D–623
corrective actions, 431:10D–624
definitions, 431:10D–622
duty to consumer, 431:10D–623
exclusions, 431:10D–621
federal law, sales in compliance with, 431:10D–623
information from consumer, 431:10D–623
issuance prohibited, when, 431:10D–623
procedures, 431:10D–623
producer training, mandatory, 431:10D–626
recordkeeping, 431:10D–625
scope, 431:10D–621

supervising producers, 431:10D–623
violations, 431:10D–624, 431:13–103
unfair and deceptive trade practices, 431:10D–642
beneficiaries
disclaimer of property interests, 526–12
probate code, 560:2–205, 206
cash surrender values
annual report to policy owner, 431:10D–408
potential policy values, 431:10D–403
standards for illustrations, 431:10D–405
consumer protection
professional designations, 431:10D–642
senior-specific certifications, 431:10D–642
conversion
replacement of policies, see policy replacements, below
death benefits
definitions, 431:10D–653
escheats, 431:10D–654
insurer's duties, 431:10D–654
purpose, 431:10D–652
search for beneficiaries, 431:10D–654
short title, 431:10D–651
domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5
end-of-life decisions not to affect, 327L–17
group policies
other groups, 431:10D–211.5
guaranteed elements
annual report to policy owner, 431:10D–408
defined, 431:10D–402
group policies, 431:10D–403
policy replacements, 431:10D–506
standards for illustrations, 431:10D–405
long-term care benefits
acceleration of death benefits, 431:10H–114, 216
applicability, 431:10H–104
death of insured, 431:10H–115
description of benefits, 431:10H–114
exclusions, 431:10H–104
loss ratio, 431:10H–226
morbidity tables, 431:10H–224
replacement of other policies, 431:10H–221
requirements, 431:10H–114
reserve requirements, 431:10H–224
tax consequences, 431:10H–216
medical care decisions not to affect, 327E–13
military personnel
sales practices, 431:2–201.8
nonguaranteed elements
annual certifications, 431:10D–409
assumed expenses, 431:10D–402
defined, 431:10D–402

disclosures, 431:10D–405, 409
group policies, 431:10D–403
misrepresentations, 431:10D–404
payment of premiums, 431:10D–404, 405
policy replacements, 431:10D–506
projected trends, 431:10D–402
standards for illustrations, 431:10D–402, 405
other groups, 431:10D–211.5
payment on claims
probate code, 560:2–205, 206
policy illustrations
actuary
defined, 431:10D–402
designation, 431:10D–402, 409
duties, 431:10D–409
annual report to policy owner, 431:10D–408
applicability, 431:10D–401
certifications, 431:10D–409
definitions, 431:10D–402
delivery, 431:10D–403, 407
disclosures, 431:10D–404, 405
exemptions, 431:10D–401
format, 431:10D–405
group policies, 431:10D–403
issuance other than as applied for, 431:10D–407
marketing without illustrations, 431:10D–403
misrepresentations, 431:10D–404
multiple lives, 431:10D–403
penalties, 431:10D–410
premiums, 431:10D–405
prohibited practices, 431:10D–404
records, 431:10D–407
replacements, 431:10D–504, 506
requirements, 431:10D–403, 404
revised illustrations, 431:10D–407
rules, 431:10D–411
scope, 431:10D–401
self-supporting policies
defined, 431:10D–402
disclosures, 431:10D–405
requirements, 431:10D–404
signatures, 431:10D–407
standards, 431:10D–405, 406
status of policy, 431:10D–408
supplemental illustrations, 431:10D–406
violations, 431:10D–404, 410
when required, 431:10D–403
policy replacements
definitions, 431:10D–502
direct response solicitations
definition, 431:10D–502

disclosures, 431:10D–507
exempt practices, 431:10D–501
notices, 431:10D–507
disclosures
direct response solicitations, 431:10D–507
exemptions, 431:10D–501
generally, 431:10D–503
to applicant, 431:10D–503, 506
exemptions, 431:10D–501
existing insurers
duties, 431:10D–506
notice, 431:10D–505
notice
direct response solicitations, 431:10D–507
right to return, 431:10D–505
to existing insurer, 431:10D–505
to applicant, 431:10D–503
producers
duties, 431:10D–503
supervision, 431:10D–504, 505
purpose of part, 431:10D–501
records, 431:10D–504, 505
replacing insurers
direct response solicitations, 431:10D–507
duties, 431:10D–504, 505
right to return, 431:10D–505
rules, 431:10D–509
scope, 431:10D–501
surrender of existing policy
authorization of insured, 431:10D–503
comparisons, 431:10D–506
confirmations, 431:10D–504, 506
financing purchase, 431:10D–502
presumption, 431:10D–502
violations
insurer's duties, 431:10D–504
penalties, 431:10D–508
prohibited practices, 431:10D–508
premiums
other groups, 431:10D–211.5
reciprocal beneficiaries, 431:10–234
reports
annual report to policy owner, 431:10D–408
status of policy, 431:10D–408
rules, 431:10D–411, 509
unfair and deceptive practices, 431:10D–410, 508
unfair and deceptive trade practices, 431:10D–642
violations, 431:10D–410, 508
Life settlements
advertisements, 431C–21
brokers

general rules, 431C–33
buyer's guide, 431C–34
cease and desist orders, 431C–49
commissioner's investigative authority, 431C–17
confidentiality of documents, 431C–46
conflicts of laws, 431C–52
consumer protection
anti-fraud initiatives, 431C–48
buyer's guide, 431C–34
fraudulent life settlement act
mandatory reporting, 431C–44, 45
prohibitions, 431C–42
fraud warning, 431C–43
prohibited practices, 431C–41
contract requirements, 431C–5
definitions, 431C–2
disclosures to insurers, 431C–32
disclosures to owners, 431C–31
documentation required, 431C–33
enforcement, regulation
effect on other authority, 431C–47
examination of licensees
authorization, 431C–11
conduct of, 431C–12
confidentiality of information, 431C–14
examiner, conflict of interest, 431C–15
exemption, 431C–11
immunity from liability, 431C–16
reports, 431C–13
subpoenas, 431C–12
fees, 431:7–101
fraud
anti-fraud initiatives required, 431C–48
fraudulent life settlement act
defined, 431C–42
prohibited, 431C–42
reporting
immunity from liability, 431C–45
mandatory, 431C–44
fraud warning, required, 431C–43
general rules, 431C–33
immunity from liability
examination of licensees, 431C–16
reporting fraudulent acts, 431C–45
injunctions, civil remedies, 431C–49
insurers
general rules, 431C–33
inquiries authorized, 431C–32
licensing
broker producer, 431C–3
requirements, 431C–3

suspension, revocation, or renewal, 431C–4
policy owner
disclosures to, 431C–31
rescission of contract by, 431C–33
terminally ill, 431C–33
privacy, 431C–6
prohibited practices, 431C–41
recordkeeping, 431C–11
regulation of licensees, 431C–11, 12, 13, 14, 15
reporting requirements, 431C–6
reports, 431C–3
rules, 431C–53
violations
licenses
revocation, 431C–50
penalties, 431C–50
unfair trade practices, 431C–51
Long-term care insurance
advertising
applicability of provisions, 431:10H–104
approval by commissioner, 431:10H–228
association policies, 431:10H–230
disclosures, 431:10H–106
employer sponsored policies, 371–16, 431:10H–401
filing requirements, 431:10H–228
life insurance policies, 431:10H–114
marketing standards, 431:10H–229, 230, 231
outline of coverage, 431:10H–112, 235
producer training, 431:10H–106.5
prohibited practices, 431:10H–229, 230
rules, 431:10H–117
shopper's guide, 431:10H–236
suitability standards, 431:10H–231
applicability, 431:10H–102, 104
applications
health questions, 431:10H–108, 218
misrepresentation, 431:10H–115, 218
other insurance coverages, 431:10H–221
outline of coverage, 431:10H–112, 235
out-of-state insurers, 431:10H–227
personal worksheets, 431:10H–231
replacement policies, 431:10H–221
right to return, 431:10H–111
shopper's guide, 431:10H–236
suitability standards, 431:10H–231
benefits
benefit triggers, 431:10H–217, 234, 234.5
certification of need for long-term care, 431:10H–217, 234.5
chronically ill persons, 431:10H–234.5
denial, 431:10H–115
disclosures, 431:10H–214, 215

exclusions, 431:10H–203
extension beyond term of policy, 431:10H–204
generally, 431:10H–104
home health and community care, 431:10H–219
increases to cover increasing costs of services, 431:10H–220
inflation protections, 431:10H–220
loss ratio, 431:10H–226
maximum benefit amounts, 431:10H–204, 220
nonforfeiture benefits, 431:10H–233
preexisting conditions, 431:10H–214
prior hospitalization requirements, 431:10H–109, 219
purchase for spouse, parents, etc., 431:10H–402
recovery, 431:10H–115
reserve standards, 431:10H–224, 225
standards in payment of benefits, 431:10H–213
time limits, 431:10H–204
consumer protection
conversions, 431:10H–205
inflation protections, 431:10H–220
marketing standards, 431:10H–229, 230, 231
nonforfeiture benefits, 431:10H–116, 233
purpose of provisions, 431:10H–101
right to return, 431:10H–111
rules, 431:10H–117
coverages
additional coverages purchased, 431:10H–207
continuation of coverage, 431:10H–205
conversions, 431:10H–205
definitions, 431:10H–201
denial, 431:10H–116.6
disclosures, 431:10H–106, 214, 215
exclusions, 431:10H–203
group policies, 431:10H–113, 301
individual policies, 431:10H–302
outline of coverage, 431:10H–112, 235
preexisting conditions, 431:10H–108
replacement policies, 431:10H–206, 221, 232
riders and endorsements, 431:10H–212
services defined, 431:10H–201
standards, 431:10H–107, 213
type of provider, 431:10H–203
waiting periods, 431:10H–107
definitions
continuation or conversion, 431:10H–205
generally, 431:10H–104
policies, 431:10H–201
preexisting condition, 431:10H–108
renewability, 431:10H–202
denial of claim, 431:10H–116.6
disclosures
advertising, 431:10H–229, 230

benefit triggers, 431:10H–217, 234, 234.5
generally, 431:10H–106
inflation protections, 431:10H–220
life insurance policies, 431:10H–114
limitations, 431:10H–214, 215
misrepresentation in application, 431:10H–218
outline of coverage, 431:10H–112, 235
payment of benefits, 431:10H–213
prior hospitalization requirements, 431:10H–109
rating practices, 431:10H–217.5
renewability, 431:10H–202, 211
riders and endorsements, 431:10H–212
suitability standards, 431:10H–231
tax consequences, 431:10H–216, 304
exclusions, 431:10H–104
federal law conformance
conflicts, 431:10H–303
group policies, 431:10H–301
individual policies, 431:10H–302
producer training, 431:10H–106.5
tax benefits, 431:10H–304
group policies
advertising, 371–16, 431:10H–230, 401
certificates, 431:10H–113
conversions, 431:10H–205
coverages, 431:10H–113, 301
definitions, 431:10H–104
electronic enrollment, 431:10H–204.5
eligibility, 431:10H–104
employer sponsored policies, 371–16, 431:10H–401
federal law conformance, 431:10H–301
filings with commissioner, 431:10H–230
jurisdiction, 431:10H–105
organizational requirements, 431:10H–104
out-of-state insurers, 431:10H–105
replacement, 431:10H–206
requirements to issue insurance, 431:10H–104
home health care services
benefit standards, 431:10H–219
definitions, 431:10H–201
licensure, 431:10H–201
limitations or exclusions, 431:10H–219
incontestability, 431:10H–115
individual policies
coverages, 431:10H–302
federal law conformance, 431:10H–302
notice of lapse or termination, 431:10H–208, 209
reinstatement of lapsed policy, 431:10H–210
renewability, 431:10H–211
riders and endorsements, 431:10H–212
insurance commissioner

advertisement approval, 431:10H–228
association endorsements, 431:10H–230
disapproval of filing, 431:10H–228.5
discretionary powers, 431:10H–223
filing with, 431:10H–226.5, 227
premium rate increases, 431:10H–207.5
waiting period, 431:10H–207.5
jurisdiction, 431:10H–105
life insurance policies, see Life insurance, above
loss ratio standards, 431:10H–110, 226
medicare exclusions, 431:10H–203
mental or nervous disorder exclusions, 431:10H–203
misrepresentations, 431:10H–115, 218
notice
lapse or termination of policy, 431:10H–208, 209
premium increases, 431:10H–217.5, 233
replacement of other policies, 431:10H–221
other laws apply, 431:10H–102
out-of-state insurers
applicability of provisions, 431:10H–105
electronic enrollment, 431:10H–204.5
filing requirements, 431:10H–227
jurisdiction over, 431:10H–105, 227
policies
cancellation or nonrenewal
by insured, 431:10H–111
by insurer, 431:10H–107, 115
existing benefits and services, 431:10H–204
incontestability, 431:10H–115
misrepresentations, 431:10H–218
nonpayment of premiums, 431:10H–209
renewability, 431:10H–202
conversions, 431:10H–205
definitions, 431:10H–201
delivery of contract or certificate, 431:10H–116.5
discontinuance, 431:10H–206
electronic enrollment, 431:10H–204.5
exclusions, 431:10H–203
federal law conformance, 431:10H–301, 302
field issued, 431:10H–115
incontestability, 431:10H–115
level premium contracts, 431:10H–233
limitations, 431:10H–203
loss ratio, 431:10H–226
modification of requirements, 431:10H–223
nonforfeiture benefits, 431:10H–116, 233
notice of lapse or termination, 431:10H–208, 209
outline of coverage, 431:10H–112, 235
post-claim underwriting, 431:10H–218
purchase for spouse, parents, etc., 431:10H–402
reinstatement, 431:10H–210

renewability, 431:10H–202, 211
replacement, 431:10H–206, 221, 232
reserve standards, 431:10H–224, 225
riders and endorsements, 431:10H–212
rules, 431:10H–106
standards, 431:10H–107
preexisting conditions
defined, 431:10H–108
disclosures, 431:10H–214
exclusions from coverage, 431:10H–108, 203
limitations to be disclosed, 431:10H–214
replacement policies, 431:10H–206, 221, 232
requirements, 431:10H–108
waiting periods, 431:10H–108
premiums
contingent benefit on lapse, 431:10H–116, 233
filing with commissioner, 431:10H–207.5, 226.5
grace period, 431:10H–210
increases, 431:10H–207, 207.5, 217.5, 233
inflation protections, 431:10H–220
level premium contracts, 431:10H–233
loss ratio, 431:10H–226
nonforfeiture benefits, 431:10H–116, 233
nonpayment, 431:10H–208, 209
payment guarantees continuance of policy, 431:10H–202
reinstatement of lapsed policy, 431:10H–210
riders and endorsements, 431:10H–212
rules, 431:10H–117
waiting period, 431:10H–207.5
prior hospitalization, 431:10H–109, 219
producers
licensing, 431:10H–202.5
training requirements, 431:10H–106.5
public employees
see EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
purpose of provisions, 431:10H–101
records
advertisements, 431:10H–228
lapsed policies, 431:10H–222
post-claim underwriting, 431:10H–218
replacement of other policies, 431:10H–222
reports
group policies, 431:10H–230
lapsed policies, 431:10H–222
personal worksheets, 431:10H–231
replacement of other policies, 431:10H–222
rescinded policies, 431:10H–218
rules, 431:10H–117
reserve standards
filing with commissioner, 431:10H–226.5
life insurance policies, 431:10H–224

other policies, 431:10H–225
right to return, 431:10H–111
rules
adoption, 431:10H–106, 117
group coverages, 431:10H–301
loss ratio standards, 431:10H–110
nonforfeiture benefits, 431:10H–116
scope, 431:10H–106
scope, 431:10H–102
short title, 431:10H–103
state financing program for benefits
see LONG-TERM CARE FACILITIES
substance abuse exclusions, 431:10H–203
suspension or modification of requirements, 431:10H–223
violations
penalties, 431:10H–237
waiver of requirements, 431:10H–223
Loss mitigation grant program
advisory committee, 431:22–105
definitions, 431:22–101
eligibility for grants, 431:22–104
establishment, 431:22–103
pilot program, 431:22–103
priorities, 431:22–103
reimbursement for wind resistive device costs, 431:22–104
safe rooms
design standards, 431:22–104
eligibility for grants, 431:22–104
Mammogram screening
referrals, 431:10A–116.2
Managed care plans
see HEALTH MAINTENANCE ORGANIZATIONS
Managing general agents
claims settlement, 431:9C–103
contracts
notice to commissioner, 431:9C–104
requirements, 431:9C–103
definitions, 431:9C–101
errors and omissions policy, 431:9C–103
examinations, 431:9C–105
exemptions, 431:9C–101
fees, 431:7–101
funds and accounts, 431:9C–103
insurer duties, 431:9C–104
licenses, 431:9C–102
loss reserves, 431:9C–104
penalties for violations, 431:9C–106
prohibited practices, 431:9C–103
recordkeeping, 431:9C–103
rules, 431:9C–107
surety bond, 431:9C–103

underwriting guidelines, 431:9C–103
Market conduct examinations
contracts with independent auditors, 431:2D–106
costs and fees, 431:2D–106
data collection and database reports, 431:2D–111
definitions, 431:2D–102, 107
deviations from normal marketplace practices, 431:2D–104
examinations in other states
coordination with other states, 431:2D–112
generally, 431:2D–103
report of examinations in this state, 431:2D–106
frequency of examinations, 431:2D–105
general business practices, 431:2D–105, 106
immunities to liability, 431:2D–109
insurance commissioner
immunities, 431:2D–109
powers and duties, 431:2D–103
staff, 431:2D–108, 113
updates to insurers, 431:2D–113
internal self-evaluations
records, 431:2D–107
legislative intent, 431:2D–101
modification of insurer practices
determination in other states, 431:2D–103, 105
notice
targeted examinations, 431:2D–106
procedures
examination of records and documents, 431:2D–104
generally, 431:2D–104
immunities to liability, 431:2D–109
surveillance personnel, 431:2D–108, 109
targeted examinations, 431:2D–106
protocols, 431:2D–105, 106
purpose, 431:2D–101
records
access to insurer records, 431:2D–107
confidentiality, 431:2D–107, 114
disclosures, 431:2D–107
targeted examinations, 431:2D–106
reports
examinations in other states, 431:2D–103
examinations in this state, 431:2D–106
report to national organizations, 431:2D–111
targeted examinations, 431:2D–106
rules
examinations in other states, 431:2D–103
sources of information, 431:2D–104
targeted market conduct examinations, 431:2D–106
triggers for examinations, 431:2D–106
violations
penalties, 431:2D–110

Medical malpractice insurance
university malpractice fund, 304A–2152
Medicare supplement policies
public employees, 87A–23
Mental health and substance abuse treatment
benefits
parity, 431M–2
provider qualification, 431M–1
serious mental illnesses, 431M–4
Mergers
captive insurers, 431:19–106.5
Minors
birth defects, 431:10A–132
child support orders, 576B–502
Monopolies
health insurance, 431:14G–108
Mortgage loans and contracts
property insurance association coverage, 431:21–109
Multi-state agreements, 431:8–315
Mutual benefit societies
assets
deposits with state, 432:1–407, 408
sale by nonprofit entities, see Nonprofit health care entities, below
audits, 432:1–404
autism coverage, 432:1–614
benefits
advanced practice registered nurses, 432:1–611
autism coverage, 432:1–614
contraceptive services and devices, 431:10A–116.7
disputes, 432:1–404
exemptions from mandatory coverages, 432:1–610
grievance procedures, 432:1–404
insolvency of society, 432:1–407, 408
mammogram referrals, 432:1–605.5
orthodontic services for orofacial anomalies, 432:1–613
telehealth services, 432:1–601.5
uncovered expenditures deposit, 432:1–408
certificates of authority
extension and expiration, 432:1–108
fees, 432:1–108
hearing, 432:1–308
suspension, revocation, or denial, 432:1–308
colon cancer screening, 432:1–617
contested or denied claims
grievance procedures, 432:1–404
notice and procedures, 431:13–108
contracts
requirements, 432:1–407
definitions, 432:1–406
dependent coverage, 432:1–622
diabetes self-management equipment, supplies, and training, 432:1–612

domestic abuse cases, 432:1–101.6
drug formulary, 432:1–620
expenses, 432:1–406
federal law compliance, 432:1–107
fees
    compliance resolution fund, 431:2–216
    generally, 432:1–108
financial condition
    impairment, 432:1–409
funds
    audits, 432:1–404
gender identity or expression, 432:1–607.3
genetic information and services, 432:1–607
health insurance, coverage determinations, external review, see Health insurance, coverage determinations, above
hospice care services, 432:1–608
insolvency
    claims during insolvency, 432:1–408
    definitions, 432:1–406
    deposits with state, 432:1–407, 408
    early warning of hazardous conditions, 432:1–502
    liabilities, 432:1–407
    payment of claims, 432:1–408
    plans, 432:1–407
    protection against, 432:1–407
    rehabilitation, liquidation, or conservation, 432:1–409
    remedies of commissioner, 432:1–502
    summary orders, 432:1–502
    supervision, 432:1–502
    uncovered expenditures, 432:1–406, 408
medically necessary foods, 432:1–609
medication synchronization, 432:1–621
members
    liability in case of society's insolvency, 432:1–406
    protections, 432:1–407, 408
patients' bill of rights
    see HEALTH MAINTENANCE ORGANIZATIONS, Managed care plans
penalties, 432:1–108
policies
    rescission rights, 432:1–107.5
preexisting conditions, 432:1–623
premiums or contributions by gender, 432:1–624
providers
    claims against insolvent society, 432:1–409
    contracts in writing, 432:1–407
    payment, 431:13–108
    termination notice, 432:1–407
rate regulation, see Rate regulation, below
recoupment or offset demands
    notice and procedures, 431:13–108
registration

capital requirements, 432:1–407
reinsurance, 432:1–410
reports, 432:1–408
rescission rights, 432:1–107.5
reserves, 432:1–410
sexually transmitted disease screening coverage, 432:1–618
suspension, revocation, or denial of certificate of authority, 432:1–308
trade associations, 432:1–104.5
Mutual insurers
conversion
captive insurers, 431:19–106.5
Nonprofit health care entities
conversion to for-profit entity
application, 432C–2
approval, 432C–3
assets
transfer, 432C–5
valuation, 432C–2, 3
corporation law applies, 432C–6
criteria for approval, 432C–3
definitions, 432C–1
directors and officers, 432C–4
disapproval, 432C–3
hearings, 432C–3
judicial review, 432C–7
jurisdiction, 432C–7
plan for conversion, 432C–2
premiums and income
effect of conversion, 432C–2
reviews, 432C–3, 7
Notice
administrative assessments, 431:2–215
appointment of producer, 431:9A–114
assumed name of producer, 431:9A–110
cancellation of policy, 431:10–226.5
change of business address, 431:9A–122
disciplinary actions against licensee, 431:9A–112
health insurance
contested or denied claims, 431:13–108
rate regulation, 431:14G–105, 107, 112
recoupment or offset demands, 431:13–108
hospice care coverage, 431:10A–119, 432:1–608
insurance products and annuities regulation
violations of compact, 431:30–113
withdrawal of state, 431:30–119
life insurance
policy illustrations, 431:10D–403
policy replacements
direct response solicitations, 431:10D–507
generally, 431:10D–503
notice to existing insurer, 431:10D–505

long-term care insurance
denial of claim, 431:10H–116.6
lapse or termination of policy, 431:10H–208, 209
premium increases, 431:10H–217.5, 233
replacement of other policies, 431:10H–221
right to return, 431:10H–111
medically necessary foods coverage, 346–67, 431:10A–120, 432:1–609
mutual benefit societies, 432:1–409
nonrenewal of policy, 431:10–226.5
orthodontic services for orofacial anomalies, 431:10A–132, 432:1–613
privacy of consumer financial information, see Consumer financial information, above
rescission rights, 431:10A–105.6, 432:1–107.5
termination of producer, 431:9A–115
Pharmacy benefit managers
chapter applicability, 431S–2
definitions, 431S–1
fees, 431S–3, 4
penalties, 431S–4, 5
registration
failure to register, 431S–5
failure to renew registration, 431S–4
fees, 431S–3, 4
penalties, 431S–4, 5
renewal, 431S–4
requirements, 431S–3
rules, 431S–6
Place of business
change of business address, 431:9A–122
required, 431:9A–122
state of entry for alien insurers, see Foreign insurers, above
Policies
cancellation of policy
annuities, 431:10D–603
notice by insurer, 431:10–226.5
controlled business, 431:9A–112.5
delivery of policy, 431:10H–116.5
domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5
extension of contract
extended reporting periods, 431:10–211.3
multi-peril policies
hurricane coverage, 431P–10
permission to write, 431:10E–152, 431P–10
negotiated coverages, 431:14–104
nonrenewal of policy
lava zone, 431:10E–142
notice by insurer, 431:10–226.5
premiums
accounting, 431:9A–123.5
deposit of funds, 431:9A–123.5
trust fund shortage, 431:2–306
prohibited provisions

domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5
renewal of policies, 431:10–226.5
return of policy
annuities, 431:10D–603
service contracts, 481X–7
Portable electronics insurance
limited lines license
application, 431:31–107
claims, 431:31–108
fees, 431:31–107
vendors
authority, 431:31–104
billing collection, 431:31–104
licensure, 431:31–102
registry, 431:31–102
training program, 431:31–104
violations, 431:31–105
policy change, 431:31–106
sale requirements, 431:31–103
termination of insurance, 431:31–106
Prescription drug benefits
annual report, 431R–4
application, 431R–6
beneficiary choice, 431R–3
commissioner
investigation or examination, 431R–5
reports to, 431R–4
retail community pharmacies, 431R–2
definitions, 431R–1
mail order opt out, 431R–3
penalties, 431R–5
pharmacy benefit managers
marketing practices, 487J–7
maximum allowable costs of drugs, 328–106
reimbursements to contracting pharmacy, 328–106
reports, 431R–4
retail community pharmacies, 431R–2
retail pharmacy network agreements, 431R–2
rules, 431R–7
violations, 431R–2, 5
Privacy policies and practices, see Consumer financial information, above
Producers
administrative or operational services, 431:9A–104
advisory board, 431:9A–121
aiding unlicensed persons, 431:9A–113
appointment of agent, 431:9A–114
approval of filings, 431:2–202.5
business entities, 431:9A–106
business or trade name, 431:9A–110
change of address, 431:9A–107, 108, 122
commissions, service fees, etc., 431:9A–113

compensation and commissions, 431:9A–113
continuing education
advisory committee, 431:9A–160
approval of commissioner, 431:9A–153
carryover credits, 431:9A–155
course providers
advertising, 431:9A–159
applications, 431:9A–151
certificates, 431:9A–151
courses, 431:9A–153, 154
credits, 431:9A–155, 158
duties, 431:9A–152
grading, 431:9A–154
instructors, 431:9A–156
qualifications, 431:9A–151
records, 431:9A–158
refunds, 431:9A–157
renewals, 431:9A–151
reports, 431:9A–158
requirements, 431:9A–152, 159
reviews, 431:9A–160
tuition and fees, 431:9A–157
courses, 431:9A–153, 154
criteria, 431:9A–153
definitions, 431:9A–102
employer-offered courses, 431:9A–128
examinations, 431:9A–154
fees, 431:7–101
instructors, 431:9A–156
nondiscrimination, 431:9A–128
out-of-state producers, 431:9A–116
records, 431:9A–125, 158
reports, 431:9A–158
requirements, 431:9A–124
self-study courses, 431:9A–154
tuition, 431:9A–157
violations, 431:9A–124, 129
controlled business, 431:9A–112.5
criminal history record checks, 431:9–204, 431:9A–106, 846–2.7
death or disability, 431:9A–111
definitions, 431:9A–102, 141
denial of license, 431:2–201.3
disciplinary actions in other states, 431:9A–117
examinations
advisory board, 431:9A–121
authority to examine, 431:2–303
exemptions, 431:9A–109, 111
fees, 431:9A–105
reexamination, 431:9A–120
reports, 431:2–305
required, 431:9A–105

scope, 431:9A–105, 119
when given, 431:9A–120
exemptions, 431:9A–104
fees, 431:9A–105, 106
felony convictions, 431:2–201.3
inactive status, 431:7–101, 431:9A–124
licensing, 431C–3
limited licenses
fees, 431:7–101
limited line credit insurance, 431:9A–108
lines of authority, 431:9A–103, 107
long-term care insurance
license required, 431:10H–202.5
training requirements, 431:10H–106.5
market conduct examinations, see Market conduct examinations, above
military service, 431:9A–107, 111
motor vehicle rentals
applicability, 437D–5.5
definitions, 431:9A–141
licensing, 431:9A–142
names, 431:9A–110
nonresident producers
continuing education, 431:9A–116
exemptions, 431:9A–104
licensing, 431:9A–108, 109
service of process, 431:9A–108.5
officers, directors, and employees, 431:9A–104
place of business, 431:9A–122
premiums
accounting, 431:9A–123.5
trust fund shortage, 431:2–306
prohibited practices, 431:9A–112
purposes, 431:9A–101
qualifications for license
former felons, 431:2–201.3
generally, 431:9A–106
temporary license, 431:9A–111
records, 431:9A–123, 125
renewal of license
fees, 431:7–101
generally, 431:9A–107
requirements, 431:9A–124
suspension or revocation of license
fee violations, 431:7–101
student loan default, 436C–2
termination of employment, 431:9A–115
violations
continuing education, 431:9A–129
penalties, 431:9A–126, 127
waiver of requirements, 431:9A–130
Property and casualty multi-state risks

certificate of authority exemption, 431:8–201
Property insurance
actuarial opinions, 431:3–304.5
annual premiums information, 431:14–110.8
claims history
definitions, 431:10E–123
purpose, 431:10E–121
scope, 431:10E–122
use of inquiries, 431:10E–124
condominiums, 514B–143
discontinuation notice, 431:10E–151
domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5
events
nonresident independent adjusters, 431:9–201
housing projects, 201H–9
hurricane coverage
ability to pay claims, 431:3–306.5
financial condition of insurer, 431:3–306.5
lava zone, 431:10E–142, 431:21–119
mortgage obligation coverage, 431:21–109
multi-peril coverage, 431:10E–152
Property insurance association
coverage
moratorium, 431:21–119
mortgage obligation, 431:21–109
new policies, 431:21–119
Public assistance
exemptions from mandatory coverages, 431:10A–602, 432:1–610
state's right to third party payment, 431L–2.5
Rate regulation
adjustments by commissioner, 431:14–103.3
domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5
excessive, 431:14–103.3
health insurance
annual premiums information, 431:14G–109.5
appeals, 431:14G–107, 112
change or rerate, 431:14G–103.5
coverage changes, 431:14G–106
definitions, 431:14G–102
effective date of rates, 431:14G–105
filings
contents, 431:14G–105
disapproval, 431:14G–107
mandated, 431:14G–104
policy revisions, 431:14G–106
requirements, 431:14G–105
hearings, 431:14G–107, 112
information to enrollees, 431:14G–109
interim rates, 431:14G–107
monopolies, 431:14G–108
policy revisions, 431:14G–106

prohibitions, 431:14G–103, 108
purpose, 431:14G–101
scope, 431:14G–101
uniformity of rates, 431:14G–103
violations
antitrust, 431:14G–108
false information, 431:14G–110
penalties, 431:14G–111
hearing, 431:14–103.3
inadequate, 431:14–103.3
negotiated coverages, 431:14–104
proposed rate by commissioner, 431:14–103.3
reductions by commissioner, 431:14–103.3
risks
domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5
written notice by commissioner, 431:14–103.3
Readability of contracts
service contracts, 481X–6
Reciprocal beneficiaries
child support orders, 431L–3, 4
defined, 431:10A–601
health insurance coverage, 431:10A–104, 601
life insurance, 431:10–234
motor vehicle insurance, 431:10C–103
mutual benefit societies, 432:1–104
newborn children, 431:10A–115, 206
Reciprocal insurers
captive insurance companies, 431:19–106.5
conversion, 431:19–106.5
merger, 431:19–106.5
Records
access to books and records, 576D–15
captive insurers, 431:19–101.2, 110
child support enforcement, 576D–15
consumer financial information, see Consumer financial information, above
continuing education, 431:9A–125
homeowners premiums information, 431:14–110.8
hurricane insurers, 431:3–306.5
independent bill reviewers, 431:9–229
insurance products and annuities regulation
inspection of records, 431:30–113
recordkeeping, 431:10D–625, 431:30–109
investment pools, 431:6–601
life insurance
policy illustrations, 431:10D–407
policy replacements, 431:10D–504, 505
long-term care insurance
lapsed policies, 431:10H–222
replacement of other policies, 431:10H–222
rescinded policies, 431:10H–218
managed care plans, 432E–10

managing general agents, 431:9C–103
market conduct examinations, 431:2D–106, 107
premiums, 431:9A–123.5
producers, 431:9A–123
recordkeeping, 431:9A–123, 431:10D–625
special purpose financial captive insurance companies, 431:19–211
sponsored captive insurance companies, 431:19–303
termination of producer, 431:9A–115
transportation network companies, 431:10C–704
vehicle protection product warranties, 481R–8
workers' compensation mutual insurance company, 431:14A–109.5
Rehabilitation and liquidation
delinquency proceedings
mutual benefit societies, 432:1–409
hurricane insurers
financial condition, 431:3–306.5
mutual benefit societies, 432:1–409
special purpose financial captive insurance companies
receivers, 431:19–213
when company deemed insolvent, 431:19–203
sponsored captive insurance companies, 431:19–307
Reinsurance
accreditation
requirements, 431:4A–101
asset from liability, 431:4A–102
captive insurers, 431:19–111.5
certification
requirements, 431:4A–101
hurricane relief fund, 431P–5
intermediaries
fees, 431:7–101
managing general agents, 431:9C–104
mutual benefit societies, 432:1–410
risk retention captive insurers, 431:19–111
special purpose financial captive insurance companies, 431:19–204
Reports
annual report containing proxy information, 431:4–247
disciplinary actions against licensee, 431:9A–117
enterprise risk report, 431:11–105
hurricane insurers, 431:3–306.5
insurance products and annuities regulation
audit and expenses, 431:30–117
life insurance
report to policy owner, 431:10D–408
life settlements
examinations, 431C–13
fraudulent life settlement act, 431C–44, 45
required, 431C–6
long-term care insurance
generally, 431:10H–117
lapsed policies, 431:10H–222

personal worksheets, 431:10H–231
replacement of other policies, 431:10H–222
rescinded policies, 431:10H–218
managed care plans, 432E–10, 13
market conduct examinations, 431:2D–106, 111
mutual benefit societies, 432:1–407
own risk and solvency assessment, 431:3D–105, 107, 109
prescription drug benefits plan, 431R–4
sponsored captive insurance companies, 431:19–303
taxation, 431:7–201
termination of producer, 431:9A–115
United States branch of alien insurer, 431:4F–106
workers' compensation mutual insurance company, 431:14A–109.5
Reserves
captive insurers, 431:19–111.5
disability income, 431:5–307
long-term care insurance, 431:10H–224, 225
managing general agents, 431:9C–104
mutual benefit societies, 432:1–410
Risk-based capital
actions, 431:3–414
authorized control level event
foreign insurers, 431:3–410
capital excess, 431:3–402
exemptions, 431:3–409
financial and capital plans
ratemaking use prohibited, 431:3–408
uses, 431:3–408
immunity of state, 431:3–414
reports
ratemaking use prohibited, 431:3–408
uses, 431:3–408
rules, 431:3–409
Risk management and own risk and solvency assessment
assessments, 431:3D–104
commissioner's powers and duties, 431:3D–108
confidentiality of information, 431:3D–108
definitions, 431:3D–102
exemptions
generally, 431:3D–106
waivers, 431:3D–106
fines, 431:3D–109
penalties, 431:3D–109
purpose, 431:3D–101
reports, 431:3D–105, 107, 109
risk management framework, 431:3D–103
scope, 431:3D–101
severability, 431:3D–110
sharing of information, 431:3D–108
Risk retention
audit committee

duties, 431K–2
members, 431K–2
audits, 431:19–107
board of directors
duties, 431K–2
captive insurers, see Captive insurance companies, above
definitions, 431K–2
duties of risk retention groups, 431K–2
fees, 431K–3.5
penalties, 431K–3.5
purchasing groups
fees, 431K–7.1
groups not chartered in state, 431K–3.5
penalties, 431K–7.1, 9
registration, 431K–7.1
registration, 431K–3.5
violations
deposit into compliance resolution fund, 431K–9, 10
Rules
captive insurers, 431:19–102, 115
consumer financial information, 431:3A–504
dental insurers, 432G–6, 22
federal health insurance requirements, 431:2–201.5
health benefit plan network access and adequacy, 431:26–108
health insurance rate regulation, 431:14G–105
insurance products and annuities regulation
adoption, 431:30–104, 112
product filings, 431:30–115
licenses
adoption, 431:9A–118
life insurance, 431:2–201.8, 431:10D–411, 509
long-term care insurance
adoption, 431:10H–106, 117
loss ratio standards, 431:10H–110
nonforfeiture benefits, 431:10H–116
managed care plans, 432E–12
managing general agents, 431:9C–107
market conduct examinations, 431:2D–103
motor vehicle insurance
optional additional coverage, 431:10C–302
pharmacy benefit managers, 431S–6
prescription drug benefits plan, 431R–7
risk-based capital, 431:3–409
service contracts, 481X–11
vehicle protection product warranties, 481R–3
Sales, see Solicitation, below
Securities
investment pools, 431:6–601
lending, repurchase, and dollar roll transactions, 431:6–602
securities issued by insurance companies, 485A–201
Service contracts

see SERVICE CONTRACTS
Service of process
nonresidents
producers, 431:9A–108.5
Solicitation
market conduct examinations, see Market conduct examinations, above
newspaper solicitation, 431:9A–107.5
vending machine sales, 431:9A–107.5
Solicitors, see Producers, above
State risk management and insurance
captive insurance companies
definitions, 41D–1
establishment, 41D–2
reinsurance, 41D–8.5
federal aid indemnification, 29–15.5, 41D–8.5
Stock insurers
conversion
captive insurers, 431:19–106.5
defined, 431:3–110
proxies
annual reports, 431:4–247
applicability, 431:4–231
authorizations, 431:4–239
definitions, 431:4–237
election of directors, 431:4–233, 243, 244
exemptions, 431:4–231, 237
false or misleading statements, 431:4–241
information to stockholders, 431:4–238
limitations, 431:4–239
prohibited practices, 431:4–241, 242
proxy statement
contents, 431:4–232, 233
filings, 431:4–236, 240, 244
forms, 431:4–235, 239
solicitation prior to furnishing, 431:4–245, 246
solicitation, 431:4–234, 245, 246
Surety bonds
managing general agents, 431:9C–103
motor vehicle self-insurers, 431:10C–602
Surety insurance
directed suretyship, 431:10F–105
Surplus lines insurance
brokers
criminal history record checks, 431:8–310
examination
fees, 431:8–324
scope, 431:8–325
time of, 431:8–326
licenses
continuing education, 431:8–327, 328
renewal, 431:8–327

waivers, 431:8–329
nonresident licenses, 431:8–321
multi-state agreements, 431:8–315
nonresident brokers
examination exemption, 431:8–323
licenses, 431:8–321
reciprocity, 431:8–322
placing insurance
transportation network companies, 431:10C–703
producers
nonresident producers, 431:9A–108
tax on surplus lines
disbursements, 431:8–315
Taxation
captive insurers, 431:19–101.8
high technology business investment credits, 431:7–209
housing
low-income housing credit, 431:7–208
long-term care disclosures, see Long-term care insurance, above
service contracts, 481X–9
statements
failure to file, 431:7–201
surplus lines
disbursements, 431:8–315
multi-state agreements, 431:8–315
violations, 431:7–202
Title insurance
buyer's choice of title insurer, 667–52
reassignment or release of security interest, 506–8
Transportation network companies
accidents, 431:10C–703
definitions, 431:10C–701
disclosures, 431:10C–703
insurance coverage
accidents, 431:10C–703
disclosure to drivers, 431:10C–703
optional coverage, 431:10C–703
proof of coverage, 431:10C–703
invalid agreements, 431:10C–705
records, 431:10C–704
relation to other laws, 431:10C–702
Travel insurance
licensing, 431:9A–107.5
Unfair and deceptive trade practices
annuities, 431:10D–605, 641, 642
consumer complaints
defined, 431:13–103
insurer's response, 431:2–208, 431:13–103
consumer financial information, 431:3A–503
health insurance, 431:14G–108
life insurance, 431:2–201.8, 431:10D–410, 508, 641, 642

long-term care insurance
association endorsements, 431:10H–230
marketing practices, 431:10H–229
managed care plans, 432E–8
market conduct examinations, see Market conduct examinations, above
motor vehicle insurance, 431:10C–202
payment of claims, 431:13–108
producers
disciplinary actions, 431:9A–112
third party liability, 431:13–103
United States branch of alien insurer, see Foreign insurers, above
Violations
annuities, 431:10D–605, 624
bail agents, 431:9N–102, 104
consumer financial information, 431:3A–503
embezzlement of premiums, 431:9A–123.5
failure to file documents, 431:3–302
health insurance, 431:14G–108, 110, 111
holding companies, 431:11–107
hurricane relief fund, 431P–5
insurance fraud
administrative penalties, 431:2–405
criminal penalties, 431:2–403
insurance products and annuities regulation, 431:30–113
life insurance, 431:2–201.8, 431:10D–410, 508
long-term care insurance
association endorsements, 431:10H–230
marketing practices, 431:10H–229
penalties, 431:10H–237
managing general agents, 431:9C–106
market conduct examinations, see Market conduct examinations, above
mutual benefit societies, 432:1–407
payment of claims, 431:13–108
producer licensing
commissions, service fees, etc., 431:9A–113
continuing education requirements, 431:9A–129
disciplinary actions, 431:9A–112, 117
failure to pay fine, 431:9A–126
fines, 431:9A–127
termination of producer, 431:9A–115
proxy solicitations, 431:4–241, 242
taxation, 431:7–201, 202
United States branch of alien insurer, 431:4F–108
vehicle protection product warranties, 481R–12

INTELLECTUAL DISABILITY
see DEVELOPMENTAL DISABILITIES

INTEREST
Agricultural loans
guaranteed loans, 155–5.5

Capital loan program, 210–7.5
Check cashing businesses, 480F–3, 4
Hawaiian home lands
loans, HHCA 215
Public funds
investments, 36–21
Taxation
electronic funds transfers, 40–35.5, 231–9.9
Time sharing plans
exemption from usury, 478–8

INTERMEDIATE APPELLATE COURT
Subpoenas, 602–60

INTERNATIONAL TRADE AGREEMENTS
Applicability, 489M–1
Definitions, 489M–1
Notice of pending trade agreements, 489M–2
Prior agreements, 489M–4
Special procurement rules
legislative approval, 489M–2
State trade agreements, 489M–3

INTERVENTION
Antitrust
private class actions, 480–13.3
Child custody proceedings, 583A–205
Emergency management
power of governor or mayor to intervene, 127A–28
False claims on government contracts and programs, 46–175, 661–25
Information practices
action against agency, 92F–15.3
Nonprofit corporations
intervention by attorney general, 414D–20
Public utilities
appeal of orders, 269–15.5

INTIMIDATION
Telephone solicitation
telemarketing fraud, 481P–3
Witnesses
repeat offenders, 706–606.5

INVENTIONS
Innovation development program
excise tax exemption for grants, 237–24.7
Public officers and employees
incentive and service awards, 78–29
policies and procedures, 78–29
University of Hawaii
research corporation, 304A–3009

INVENTORIES
Agricultural lands, 163D–5
Archaeological data survey program, 6E–17
Long-term care
extended or expanded care homes, 321–15.62
University of Hawaii
equipment, 304A–2651
Water resources development
agricultural water use, 174C–31

INVESTIGATIONS
Airports and aircraft
interisland air carriers, 261E–7
Attorney general
gasoline supply shortages, 486H–17
Boards and commissions
closed meetings, 92–5
general powers, 92–2.5
Care facilities
unlicensed or uncertified facilities
see HEALTH DEPARTMENT, Care facilities
Child care facilities
unlicensed facilities, 346–152, 152.3
Child support
investigators, 576D–18
Condominiums
investigation of violations, 514B–65
Dam safety
right of entry, 179D–22
Emergency management
investigations by governor or mayor, 127A–24
Financial institutions
commissioner's powers, 412:2–100.5, 111
Gasoline and petroleum products
shortages or restrictions, 486H–17
Hospitals
licensing exemptions, 321–14.5
Housing
public housing authority, 356D–33, 46
Kalaeloa community development district
powers of authority, 206E–198
Money transmitters
powers and duties of commissioner, 489D–11, 17
Professional and vocational licensing
cosmeticians, 438–5
marriage and family therapists, 451J–5
mixed martial arts contests, 440E–3
mortgage loan originators, 454F–15
mortgage servicers, 454M–8, 8.5
Securities

violations, 485A–602
Service contracts, 481X–12
Taxation
cigarette and tobacco taxes, 245–9
delinquent taxes, 231–4.3
powers of department, 231–82

INVESTMENTS
Capital access program
see CAPITAL ACCESS PROGRAM
Charities
endowment funds, 517E–3
Hawaiian home lands department
investment of funds, HHCA 213
High technology industries
employees' retirement system, 88–119
Hawaii technology development corporation, 206M–15.6, 21
loan revolving fund, 206M–15.6
promotion and marketing, 201B–7, 206M–3
royalties, 235–7.3
strategic development corporation, 211F–52
tax credits, 235–110.9, 241–4.8, 431:7–209
Individual development accounts
see SMALL BUSINESSES
Infrastructure
capital infrastructure tax credit, 241–4.4
Kapalama container terminal, 235–17.5, 241–4.4
Interest
public funds, 36–21
Investment pools
public funds, 36–21
Nonprofit foundations
endowment funds, 517E–3
tax-exempt status
preservation, 414D–16
Securities
see SECURITIES
Special purpose revenue bonds
agricultural enterprises, 39A–329
dams and reservoir owners, 39A–359
low and moderate income housing, 39A–299
private schools and colleges, 39A–269
Tax treatment
promoting abusive tax shelter, 231–36.7
Technology investment program
see STRATEGIC DEVELOPMENT CORPORATION
Telephone solicitation
see SALES, Telemarketing
Television and film development
definitions, 201–111
requirements, 201–113

Trusts and trustees
see TRUSTS AND TRUSTEES

IOLANI PALACE
Fees and charges, 184–3.4

IRRIGATION
Acreage assessments
exemptions, 167–19
uncultivatable or unusable lands, 167–19
Administrator, 167–3
Agribusiness development corporation
agricultural leaseholds in leeward and central Oahu, 163D–15.6
Waiahole water system, 163D–15.5, 15.6
Agriculture department
powers and duties, 141–1
water use and development plan, 174C–31
Definitions, 174C–3
Disaster relief
damage to agricultural irrigation systems, 209–10
Dual line water supply system
nonpotable water used for irrigation and sewage, 174C–51.5
state and county irrigation systems, 342D–71
Funds
Waiahole water system revolving fund, 163D–15.5
Inventory, 174C–31
Potable water use
water rates, 269–26.5
Projects
construction
agriculture department powers, 141–1, 167–6
planning, 174C–31
engineer, 167–3
operation, 141–1, 168–2, 5
private contractors, 168–2, 5
repair and maintenance, 168–2, 5, 174C–31
Waiahole water system, 163D–15.5, 15.6
water use and development plan, 174C–31
Rules, 167–19
Studies
agricultural water use, 174C–31
Waiahole water system
acquisition, 163D–15.5
agricultural uses, 163D–15.6
construction and maintenance, 163D–15.5
environmental impact statement exemption, 343–6.5
revolving fund, 163D–15.5

JOB TRAINING
Career and technical education board

advisory council, 304A–303
designation, 304A–301
established, 304A–301
federal aid, 304A–302
powers and duties, 304A–302
Construction industry
pre-apprenticeship training program
administration, 304A–1143
established, 304A–1142
purpose, 304A–1141
Coordinating council, see Workforce development council, below
Disabled persons
workforce development council duties, 202–2
Emergency medical services
personnel, 321–224
Employment and human resources commission, see Workforce development council, below
Federal aid
acceptance, 304A–2403
administration, 304A–301, 302
coordinating council, 304A–303
implementation and coordination, 202–2
program review and assessment, 202–2
staffing for federally-funded programs, 371–18
High technology industries
governor's special advisor's duties, 27–41
millennium workforce development training program, 371–17
Information clearinghouse, 202–2
Job Training Partnership Act
staffing for federally-funded programs, 371–18
Public assistance
first-to-work program
establishment, 346–261
purpose, 346–261
rules, 346–261
Reports
annual reports, 201–16, 202–10
targeted industry clusters, 201–16
workforce development programs, 202–10
Schools
private trade schools
licenses
fees, 302A–425
renewal, 302A–425
unfair or deceptive acts or practices, 302A–425
special fund, 302A–425.5
work-based learning program
exceptional children, 302A–440
rules, 302A–431
safety guidelines, 302A–431
workers' compensation coverage, 302A–430
State plan

preparation and update, 202–2
Tourism industry
training council, see Workforce development council, below
University of Hawaii
construction academy, 304A–1142
federal programs, 304A–301
workforce development scholarships, 304A–505
Workforce development council
administration, 202–5
chairperson, 202–4
contracts, 202–3
established, 202–1
executive director, 202–3
funds, 202–3
members, 202–1
occupational information system, 373C–23
one-stop delivery system and partner programs, 202–2
powers and duties, 202–1, 2, 3
public conferences, 202–3
reports, 202–2, 10
statistical data, 202–2
Workforce Innovation and Opportunity Act
state agency, 202–1, 2
Workforce Investment Act
civil service exemptions, 76–16
staffing for federally-funded programs, 371–18

JOINDER
Child custody proceedings, 583A–205
Drug dealer liability
joinder of parties, 663E–6
Prostitution
sex trafficking and coercion into prostitution, 663J–6
Third-party defendants
later identified defendants, 663–17
unknown or unascertained parties
fictitious names may be used in pleadings, 663–17

JOINT AND SEVERAL LIABILITY
Accountants
exceptions to joint liability, 663–10.9
Design professionals
exceptions to joint liability, 663–10.9
highway design, construction, or maintenance, 663–10.98
False claims on government contracts and programs, 46–171, 661–21
Joint tortfeasors
later identified defendants, 663–17
release of one tortfeasor
effect, 663–15.5
no discharge of others, 663–15.5
unknown or unascertained parties

fictitious names may be used in pleadings, 663–17
Judgments
nonconsensual common law liens, 507D–7
Partnerships
liability of partners, 425–117, 119, 425E–404

JOINT TENANTS AND TENANTS IN COMMON
Conveyances
immunity from creditor claims, 509–2
Disclaimer of property interests
delivery, 526–12
manner of disclaimer, 526–7
Partnerships
rules for determining existence of partnership, 425–109
Probate code
homicide of decedent, 560:2–803
survivorship determined, 560:2–702
transfer of interest, 560:2–205, 206
Reciprocal beneficiaries
homestead leases, 171–99
land conveyances immune from creditor claims, 509–2
property rights generally, 509–2
relationship status change, 509–3
Securities
transfers on death, 539–2

JUDGES
Civil unions
solemnization, 572B–4
Salary commission, St Art XVI–3.5, 26–56
Vacancies
appointment to fill vacancies, St Art VI–3

JUDGMENTS
Arbitration
see ALTERNATIVE DISPUTE RESOLUTION
Attorney's lien for fees and costs, 507–81
Default judgments
traffic infractions, 291D–3
Design claim conciliation panels, 672B–9
Enforcement
college savings accounts exempt, 654–8.5
foreign judgments, see Foreign judgments, below
Expiration, 657–5.5
Foreign judgments
acts submitting person to foreign jurisdiction, 658F–5
appeals, 658F–8
applicability, 658F–3
citation, 658F–1
definitions, 658F–2
effect of recognition, 658F–7

enforcement, 658F–7
exemptions, 658F–3, 4
filing action, 658F–6
jurisdiction, 658F–5
nonrecognition, 658F–4
other laws apply, 658F–10
procedure, 658F–6
recognition of foreign judgment, 658F–4
savings clause, 658F–10
short title, 658F–1
statute of limitations, 658F–9
stay, 658F–8
time to file action, 658F–9
Joint and several liability
nonconsensual common law liens, 507D–7
Liens
attorney's lien, 507–81
liens on real property, 501–82
Limitation of actions
child support judgments, 657–5.5
Partnerships
dissociation of partner, 425–130, 425E–601, 603
interest of partners subject to charging order, 425–129, 425E–703
liabilities of partnership, 425–118, 425E–405
Periodic payments to satisfy tort claim or judgment, see Structured settlements, below
Secured transactions
defaults, 490:9–601
Shorthand reporter services, 507–82
Stays
foreign judgments, 658F–8
supersedeas bonds, 607–25
tobacco master settlement agreement, 328L–7
Structured settlements
applicability, 676–6
definitions, 676–1
life contingent agreements, 676–6
transfer of payment rights
approval by court or administrative agency, 676–3, 5
best interests of payee, 676–3
defined, 676–1
disclosures, 676–2
disputes, 676–6
effect, 676–4
hearing, 676–5
liabilities, 676–4
rescission, 676–2
Torts
structured settlements, see Structured settlements, above
unincorporated associations, 429–6, 8
Unincorporated associations
immunity of members, 429–6, 8

JURISDICTION
Child custody
see CHILD CUSTODY
Civil unions, 580–1

JURY
Bus fare, 612–8
Compensation
bus fare, 612–8
Juror qualification forms
privacy, 612–13
Records
privacy of juror qualification forms, 612–13
Sentencing
determination of extended sentences, 706–664
Women
breastfeeding or expressing milk
exemption from service, 612–6

KAHOOLAWE
Burial sites and remains
powers and duties of commission, 6K–6
Dangers from unexploded ordnance
warning signs, 662–18
Definitions, 6K–8.5
Historic property and sites
burial sites and remains, 6K–6
taking or damaging
penalties, 6K–8.5
Land and natural resources department
enforcement, 199–3
Natural resources
taking or damaging
penalties, 6K–8.5
Reports
rehabilitation trust fund, 6K–9.5
vandalism to warning signs, 662–18
Reserve
commission
attorney, 28–8.3
delegation of powers and duties, 6K–6
procurement of goods, 6K–4.5
reports, 6K–9.5
Violations
administrative penalties, 6K–8.5
arrest of offenders, 199–4
citation and summons, 6K–4, 199–5
enforcement officers, 6K–4, 199–3
enforcement program, 6K–8.6, 199–1

penalties, 6K–8, 8.5
search and seizure, 199–7

KALAELOA COMMUNITY DEVELOPMENT DISTRICT
see COMMUNITY DEVELOPMENT AUTHORITY

KALAUPAPA
Elections
absentee voting, 15–4
Health department
respect for patient residents, 326–1.3
Kalaupapa store
reports, 326–25.5
Patients
complaints, 326–25.5
treatment with dignity and respect, 326–1.3
Reports
operations and expenditures, 326–25.5
Rules, 326–13
Saint Marianne Cope Day
commemoration, 8–8.2

KAUAI
Fish and fisheries
Haena fisheries management area, 188–22.9
Parks
Kokee state park, 171–8.5

KIDNAPPING
Hostages
first degree murder, 707–701
Human trafficking
see PENAL CODE, Labor trafficking
Labor trafficking
see PENAL CODE
Minors
information database, 28–121
parental kidnapping to prevent child abuse, 707–726
registration of offenders
change of information, 846E–6, 7
definitions, 846E–1
disclosures authorized, 846E–3
immunities to liability, 846E–8
notice of requirements, 846E–4
public access to information
generally, 846E–3
recommitment to prison, etc., 846E–12
requirements, 846E–2
termination of public access
procedure to request, 846E–3, 10
verification of registration information, 846E–5

violations, 846E–9
reports, 577–27
service center duties, 28–121
Ransom
first degree murder, 707–701
Unlawful imprisonment
labor trafficking
see PENAL CODE

LABELING
Alcoholic beverages, 281–31
Drugs and pharmaceuticals
see DRUGS
Farm produce and products
Hawaii-grown products
false labeling, 708–871.5
seal of quality, 148–61, 62
special fund, 148–67
Fireworks, 132D–16.5

LABOR AND INDUSTRIAL RELATIONS DEPARTMENT
Federal agencies
staffing for federally-funded programs, 371–18
Funds
labor law enforcement special fund, 371–12.5
Hawaii agriculture workforce advisory board
duties, 371–19
established, 371–19
members, 371–19
Hawaii healthcare workforce advisory board
duties, 371–19.2
established, 371–19.2
members, 371–19.2
Human trafficking
see also PENAL CODE, Labor trafficking
Human Trafficking Awareness Month, 8–25
human trafficking victim services fund
annual report, 706–650.5
fees, 706–650.5
National Human Trafficking Resource Center hotline posting, 371–20
K-12 agriculture workforce development pipeline initiative
annual report, 371–21
created, 371–21
Labor trafficking
see PENAL CODE
Language access
see LANGUAGE, Language access office
Nonpayment of wages
criminal offense, 707–786
Professional employer organizations
see EMPLOYERS AND EMPLOYEES

Reports
human trafficking victim services fund, 706–650.5
job training programs, 202–10
k-12 agriculture workforce development pipeline initiative, 371–21
Workforce advisory boards
duties, 371–18.5
establishment, 371–18.5
Hawaii healthcare workforce advisory board, see above
members, 371–18.5
Workforce development council
see JOB TRAINING
Workforce development programs
annual report, 202–10
data sharing, 27–7

LABORATORIES
Cruise ship pollution control
testing wastewater discharges
generally, 342D–104
standards and parameters, 342D–102
Laboratory technicians
assault on, 707–711
child support debt, 321–15
fees, 321–11.5
student loan defaults, 321–15, 436C–2
Medical cannabis dispensary certification, 329D–8
Reduced ignition cigarettes
testing standards and requirements, 132C–3
Tests
disclosures, 321–6.5
DNA testing of offenders
see DNA TESTING AND IDENTIFICATION
operating vehicle under the influence
persons qualified to take specimens, 291E–12, 321–161
standards and procedures, 321–161

LABOR DISPUTES
Arbitration
conciliators, 377–4.7
Collective bargaining
bargaining units
streamlining union certification, 377–4.6, 4.7
Labor relations board
streamlining union certification, 377–4.6, 4.7

LABOR ORGANIZATIONS
Bargaining units
streamlining union certification, 377–4.6, 4.7
Insurance
long-term care insurance, 371–16
Labor education and research center

see UNIVERSITY OF HAWAII
Streamlining union certification, 377–4.6, 4.7

LANAI
Hospitals
see HOSPITALS, Maui regional system facilities

LAND AND NATURAL RESOURCES DEPARTMENT
Aha moku advisory committee
annual report, 171–4.5
established, 171–4.5
purpose, 171–4.5
Board of land and natural resources
financial disclosures, 84–17
powers generally, 171–3, 6
training requirement, 10–41
Climate change adaptation priority guidelines, 226–109
Climate change mitigation and adaptation commission
carbon offset program, 225P–6
definitions, 225P–2
members, 225P–3
powers and duties, 225P–3
purpose, 225P–1
reports, 225P–3, 6
zero emissions clean economy target, 225P–5
Employees
payment from special land and development fund, 171–19
Funds
conservation and resources enforcement special fund, 199–1.5
park acquisition trust fund, 184–3.5
Risk assessment working group
annual report, 171–8.6
established, 171–8.6
members, 171–8.6
purpose, 171–8.6
Sale of natural resources
sale of confiscated natural resources, 199–7
South Kona wilderness area
see HISTORICAL PROPERTIES

LANDLORD AND TENANT
Actions
recovery for damages, 521–80, 82
Definitions, 521–79
Electricity
power from renewable energy system, sale to tenant, 269–1
Emergency management
rent increase, 127A–30
Eviction
medical cannabis use, 521–39
month to month tenancies, 521–71

termination during state of emergency, 127A–30
Leases
medical cannabis use, 329–125.5
Locks
change of, 521–81
Notice
defective conditions, 521–64
early termination of tenancy, 521–80
health or safety violations, 521–64
Pets
security deposit, 521–44
Public housing
exemption from regulations, 521–7
Rent
collection of delinquent association assessments, 421J–10.6, 514B–146, 667–92
increases during state of emergency, 127A–30
late charges, 521–21
Sale of premises
exemption from regulations, 521–7
Security deposits
early termination of tenancy, 521–80
pets, 521–44
return of deposit, 521–82
utility services, 521–44
Sellers of property
exemption from regulations, 521–7
Summary possession
month to month tenancies, 521–71
Termination of leases
during state of emergency, 127A–30
early termination, 521–80
false notice to landlord, 521–80
security deposit, 521–80, 82
vacating premises, 521–82
Universities and colleges
exemption from regulations, 521–7
Utilities
security deposit use, 521–44
Vacating premises, 521–82

LAND REGISTRATION
Conveyances
computerized recording system, 502–8
electronic records, 501–108
Deregistration of fee non-time share interest
owner's request for deregistration, 501–261.5
transfer to conveyances bureau, 501–261.5
Deregistration of fee time share interest
chain of title, 501–264
constructive notice, 501–264
court jurisdiction, 501–269

deregistration, 501–261
documents and instruments to be recorded in conveyances bureau, 501–263
dual recording, 501–266
effect of deregistration
generally, 501–262
specific cases, 501–263
encumbrances on title, 501–264
force and effect of instruments and documents, 501–264
later documents affecting title, 501–263
legal incidents of land, 501–268
limitation of actions, 657–33.5
other rights or liabilities applicable to land, 501–268
prior proceedings or determinations, 501–262
prior recorded instruments, 501–267
references to prior recorded instruments, 501–267
status of fee time share interest, 501–265
transfer to conveyances bureau, 501–261
uncertified titles
cancellation, 501–261
effect, 501–262, 264
unrecorded titles, 501–261
Fees
disposition, 501–23.5
Land court
funding positions, 502–8
Liens
child support liens, 501–102
fire hazard removal, 132–7
money judgments, orders, or decrees; conveyances bureau recordation, 501–102
Mortgages
reassignment or release of security interest, 506–8
Notice
service of, 501–105
Real property transfer on death
see REAL PROPERTY, Transfer on death deed
Registration
computerized recording system, 502–8
county access to records, 501–107
electronic records, 501–108
when land becomes registered land, 501–31
Time share interests
conveyances, 501–103, 241
decedents' estates, 501–246, 531–15
definitions, 501–20
document numbers, 501–244, 245
encumbrances on title, 501–82, 110
fee non-time share interests, see Deregistration of fee non-time share interest, above
fee time share interests, see Deregistration of fee time share interest, above
jurisdiction, 501–248
land court documents, 501–244, 245
notice of pendency of action, 501–241, 634–51

recordation in conveyances bureau, 501–241
registered lands, 501–243
rights of ownership, 501–246
status of property, 501–242
title, 501–82, 103
voluntary dealings, 501–247
Transfer fees
definitions, 501–232
prohibited, 501–232

LANDSCAPE ARCHITECTS
Actions
review of merits of claim
see DESIGN CLAIM CONCILIATION PANELS
tort liability, 663–10.9, 10.98
Examinations
fees, 464–9
repetition, 464–9
Licenses
applications, 464–8
compliance with laws and rules, 464–8
renewal, 464–9
Public contracts
Hawaiian plants in landscaping, 103D–408
Rules, 464–9
Schools
income tax credit for donation of services, 235–110.2
maintenance and repair contracts, 36–35, 36
Taxation
school repair and maintenance services credit, 235–110.2

LAND USE
Agricultural districts
agricultural products sales, 205–2, 4.5
condominiums
disclosures to potential purchasers, 514B–84
eco-tourism, 205–6
family child care homes, 46–15.35
farmers' markets, 205–2
food hubs, 205–2
habitat conservation plans and safe harbor agreements, 205–6
housing, 201H–12, 205–4.5, 45.5, 356D–11
hydroelectric facilities, 205–2, 4.5
inventory of agricultural lands, 163D–5
lands adjacent to agricultural lands
preservation of farming operations, 205–3.5
permissible uses
family child care homes, 46–15.35
renewable energy systems, 205–2, 4.5
restrictions on agricultural uses, 205–4.6
solar energy facilities, 205–2

subdivision
requirements, 205–4.5
restrictions on disposition, 484–3
telecommunication services, 205–4.5
tourism activities, 205–2, 4.5, 5
Amendments to district boundaries
important agricultural lands
standards and criteria, 205–50
lands adjacent to farming operations, 205–3.5
Climate change adaptation priority guidelines, 226–109
Conservation districts
environmental impact statements
exemptions for secondary actions, 343–5.5
Counties
transfer of development rights, 46–163
Development agreements
transfer of development rights, 46–163
Districts
south Kona wilderness area boundaries, 6E–82
Environmental contamination on real property
activity or use limitations
see REAL PROPERTY, Environmental covenants
Family dwellings
permissible uses within agricultural districts, 46–15.35
Habitat conservation plans
agricultural district use, 205–6
consolidated permit processing, 195D–4
Hearings
contested cases, 205–19
Land use commission
financial disclosures, 84–17
placement within department, 201–2
training requirement, 10–41
Notice
important agricultural lands, 205–47
lands adjacent to agricultural lands
preservation of farming operations, 205–3.5
Permissible uses
agricultural districts, 46–15.35, 205–4.6
Permits
business or development permits, 91–13.5
development without permit or approvals, 607–25
permit approval or denial time limits, 91–13.5
voluntary habitat conservation, 195D–4, 205–6
Rules
permit approval or denial time limits, 91–13.5
Safe harbor agreements
agricultural district use, 205–6
consolidated permit processing, 195D–4
Shoreline setbacks
environmental impact statements

exemptions for secondary actions, 343–5.5
Use restrictions
agricultural districts, 205–4.6

LANGUAGE
American Sign Language
school credit, 302A–322
Interpreters
court proceedings, 607–1.5
credentialing fees, 348F–7
statewide language access resource center, 321C–6
Language access office
administration, 321C–6
advisory council
established, 321C–7
members, 321C–7
powers and duties, 321C–7
definitions, 321C–2
established, 321C–6
exemptions, 321C–5
implementation plans, 321C–4
Language Access Month, 8–20
public meetings and hearings, 321C–5
purpose, 321C–1
rules, 321C–6
scope of services, 321C–3, 4
statewide language access resource center
purpose, 321C–6
staff, 321C–6
Mahina Olelo Hawaii
designation, 8–24
Office of language access, see Language access office, above
Olelo Hawaii Month
designation, 8–24
Sign language interpreters
credentialing
fees, 348F–8
program, 348F–7
guidelines, 348F–3
payment, 348F–3
qualifications, 348F–3
State agencies, services, and programs, see Language access office, scope of services, above
Statewide language access resource center, see Language access office, above

LASER POINTING DEVICES
Definitions, 136–1
Exemptions, 136–5
Harassment of persons or animals, 136–2
Minors
laser tag games, 136–5

possession by, 136–4
sale or furnishing device to, 136–3
Penalties for violations, 136–6
Recreational activities, 136–5
Sales, 136–3

LAWS
Civil unions
incorporation of relationship by reference, 572B–11
Electronic legal materials
applicability, 98–3
definitions, 98–2
electronic records and signatures, 98–11
official electronic record
authentication, 98–5
contesting authentication, 98–6
designation, 98–4
effect of authentication, 98–6
preservation and security, 98–7
public access, 98–8
standards of practice, 98–9
short title, 98–1
uniform application, 98–10
Incorporation of relationship by reference
civil unions, 572B–11
Suspension of laws
civil defense emergency, 601–1.5
court deadlines and filing requirements, 601–1.5
emergency management, 127A–13
emergency or disaster, 127A–32
United States
cession of concurrent legislative jurisdiction, 1–4.5

LEASES
Agricultural lands
leeward and central Oahu, 163D–15.6
Condominiums
see CONDOMINIUMS
State facility agreements
building leases, 26–6
State facility renovation partnership program
ground leases, 107D–2
Time share interests
see TIME SHARING PLANS

LEASES OF GOODS
Disabled persons
assistive devices
see DISABLED PERSONS
Electronic records and signatures
applicability, 489E–3

Lease-purchase agreements
see PERSONAL PROPERTY
Security interests
interest arising under leases, 490:1–203, 490:9–110
when lease creates security interest, 490:1–203

LEGAL SERVICE PLANS
Records
access, 488–8
confidentiality, 488–9
examination, 488–8
Reports
confidentiality, 488–9

LEGISLATIVE AUDITOR
Agency programs and performance
financial audits
reimbursement for costs, 23–3.5, 3.6
implementation of auditor's recommendations, 23–4, 7.5
Audit revolving fund, 23–3.6
Capital access program
audit of accounts, 211D–10
Definitions, 23–71, 91
Deposit beverage containers
financial and management audits, 342G–107, 121
Duties, 23–71, 91
Examination of books and records, 231–3.3
Family leave data collection system
reports, 398–9.5
Grants and purchases of service
access to provider records, 42F–103
Judiciary history center
review of trust fund records, 6F–7
Long-term care financing program audits, 346C–7
Reports
rapid transportation authority, 23–14
state agency implementation of recommendations, 23–7.5
tax credits, exclusions, and deductions, 23–92, 93, 94, 95, 96
tax credits, exclusions, and exemptions, 23–72, 73, 74, 75, 76, 77, 78, 79, 80, 81
tourism authority financial and management audits, 23–13
Reviews of tax credits, exclusions, and deductions
capital gains of regulated investment companies, 23–94
capital goods, 23–93
capital infrastructure, 23–93
cesspool upgrade, conversion, or connection, 23–95
child passenger restraint systems, 23–96
enterprise zone businesses, 23–94
ethanol facilities, 23–93
exceptional tree maintenance, 23–95
food and excise tax, 23–96
fuel for commercial fishers, 23–94

generally, 23–91
high technology businesses, 23–93
household and dependent care services, 23–96
important agricultural land qualified agricultural costs, 23–94
individual housing accounts, 23–95
in-kind services for school repair and maintenance, 23–95
international banking facilities, 23–93
low-income household renters, 23–96
low-income housing, 23–95
motion picture, digital media, and film production, 23–92
organic foods production, 23–94
property disaster loss, 23–95
renewable energy technologies, 23–92
S corporations, 23–94
taxes paid to another jurisdiction, 23–94
trust income, 23–94
vocational rehabilitation referral, 23–95
Reviews of tax credits, exclusions, and exemptions
affiliated public service company groups, 23–74
agricultural and horticultural organizations, 23–81
aircraft lease or rental, 23–72
aircraft service and maintenance facility, 23–72
air pollution control facilities, 23–79
associations, 23–81
cemeteries, 23–81
chambers of commerce, 23–81
civic leagues, 23–81
commercial fishing vessel construction loans, 23–75
community care program contractors, 23–73
contracting or services exported out-of-state, 23–80
contractors, 23–72
convention center operator, 23–76
convention, conference, and trade show fees, 23–73
cooperative associations, 23–81
cooperative housing corporations, 23–73
corporations, 23–81
county transportation system operators, 23–78
disabled business owners, 23–73
election-related activities, 23–78
employment benefit plans, 23–76
enterprise zone businesses, 23–76
exchange members, 23–77
food stamp program, 23–76
foster parents, 23–73
fraternal benefit societies, 23–74, 81
generally, 23–71
gross income and gross proceeds of sale, 23–72
Hansen's disease patients, 23–81
high technology research and development grants, 23–78
homeless facilities, 23–79
homeowner and condominium associations, 23–77, 78

home service providers, 23–72
hospitals, 23–81
hotel operators and suboperators, 23–78
imported services or contracting for resale at wholesale, 23–80
independent sugar farmers, 23–73
infirmaries, 23–81
insurance benefits for damaged businesses, 23–78
insurance companies, 23–74
interbank brokers, 23–77
interest received by out-of-state persons from trust companies, 23–78
interstate commerce, 23–75
labor organization property leases, 23–76
low and moderate income housing, 23–79
maritime-related services, 23–75
mobile telecommunications service providers, 23–74
nonprofit medical indemnity or hospital service associations, 23–74
nonprofit shippers, 23–81
oceangoing transportation vehicles, 23–75
orchard property owners, 23–78
petroleum product refiners, 23–77
potable water companies, 23–81
prescription drugs, 23–76
professional employer organizations, 23–76
property leases, 23–73
property sales to credit unions, 23–77
prosthetic devices, 23–76
regulatory oversight facilitation, 23–74
related entities, 23–73
sanitaria, 23–81
scientific contractors and subcontractors, 23–77
senior citizen's fair sales, 23–73
shipbuilding and repair, 23–75
solid waste processing and disposal, 23–79
tangible personal property imported or shipped out-of-state, 23–80
telecommunication services management, 23–78
TRICARE contractors, 23–73
trusts, 23–81
unincorporated merchant association advertising, 23–76
utility companies, 23–74
State departments and agencies
access to records, 231–3.3
financial audits
reimbursement for costs, 23–3.5, 3.6
implementation of auditor's recommendations, 23–4, 7.5
Subpoenas, 23–5
Tax credits, exclusions, and deductions
reviews, 23–91, 92, 93, 94, 95, 96
Tax credits, exclusions, and exemptions
reviews, 23–71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81
Tourism
tourism authority financial and management audits, 23–13

LEGISLATIVE REFERENCE BUREAU
Electronic legal materials
see LAWS, Electronic legal materials
Reports to legislature
submission and collection, 93–16
tracking and monitoring, 23G–5

LEGISLATURE
Armed forces
Hawaii medal of honor awards, 5–22
Bills
constitutional amendments, 11–118.5
Clerks
retirement, 88–74, 81
Conflicts of interest
exceptions, 84–14
task force member exception, 84–14
Constitutional amendments
publication of text, 22–6
ratification question included in bill, 11–118.5
Counties
reports to legislature, 23G–5, 93–16
Disrespect of a legislative house, 710–1078
Funds
administrative funds and accounts
reports, 37–52.5
special and revolving funds
establishment by legislature, 37–52.3, 52.4
Hearings
citizen participation in government
see ACTIONS, Strategic lawsuits against public participation (SLAPP)
interpreter services for limited-English proficient persons, 321C–5
temporary assistance to needy families program expenditures, 346–53.2
Human services
temporary assistance to needy families program expenditures, 346–53.2
International trade agreements
approval of special procurement provisions, 489M–2
Judiciary
reports to legislature, 23G–5, 93–16
Members in general
ethics training courses, 84–42, 43
retirement, 88–74, 81
Public access program
broadcast program, 21G–3
Public officers and employees
legislative employees, see Staff, below
Reapportionment commission
appropriations, 25–1
Records
retention and disposal, 94–3

Reports
reports to legislature, 23G–5, 93–16
Salaries
salary commission, St Art XVI–3.5, 26–56
Senate
confirmation of board of education appointees, 302A–127
Sergeants-at-arms
retirement, 88–74, 81
Sessions
broadcast program, 21G–3
Staff
leave sharing program, 78–26
retirement system exclusion, 88–54.2
session employees, 88–54.2
State debts
debt affordability study
submission by director of finance, 37C–12
state debt management policy
duties of legislature, 37C–3
State departments and agencies
reports to legislature, 23G–5, 93–16
Statewide laws
electronic legal materials
see LAWS

LIBRARIES
Book selection and acquisition
librarians to select, 312–3.9
outsourcing, 312–3.9
Branch libraries
reorganization of staff positions, 312–3.3
Concessions, vending machines, etc.
annual financial statement, 312–3.8
permit revocation, 312–3.8
records, 312–3.8
Contracts, 312–3.9
Detention of materials
cost recovery fees for collection of delinquent accounts, 312–4.6
Donations
income tax refunds, 235–102.5
Employees
appointment, 312–2.1
criminal history record checks, 302A–601.5, 846–2.7
notaries public, 312–21
reallocation and reorganization of positions, 312–3.3
temporary positions, 312–3.3
Fees
cost recovery fees for collection of delinquent accounts, 312–4.6
Friends of the library
concessions, vending machines, etc., 312–3.8
permit revocation, 312–3.8

program fund, 312–3.7, 3.8
Funds
friends of the library of Hawaii program fund, 312–3.8
Gifts
income tax refunds, 235–102.5
Government publications
electronic publication notification, 93–4.5
Librarians
book selection, 312–3.9
criminal history record checks, 302A–601.5, 846–2.7
reallocation and reorganization of positions, 312–3.3
Libraries special fund
donation of income tax refunds, 235–102.5
established, 312–3.6
Nonprofit organizations
concessions, vending machines, etc., 312–3.8
contracts and gifts, 312–2
permit revocation, 312–3.8
Pornography
promoting pornography for minors, 712–1215
Reports
libraries special fund, 312–3.6
temporary staff positions, 312–3.3
Rules, 312–4.6
School libraries
damage or loss to curricular materials
replacement special account, 302A–1130.6
Security services
library system duties, 26–14.6
Services
unpaid fees and charges for services, 312–4.6
Smoking prohibited, 328J–3
State librarian
duties, 312–2.1
personnel reallocation and reorganization powers, 312–3.3
term of office, 312–2.1
University of Hawaii
special fund, 304A–2155

LICENSES
Athlete agent regulation
see ATHLETE AGENTS
Athletic trainers
see ATHLETIC TRAINERS
Business licenses
revocation
labor trafficking, 707–782
Business-related licenses and permits
facilitating applications and processing
see PERMITS, Business action center
Dietitians

see DIETITIANS
Home and community-based case management agencies
see LONG-TERM CARE FACILITIES
Life settlements
see INSURANCE
Marriage and family therapists
see MARRIAGE AND FAMILY THERAPISTS
Mental health counselors
see MENTAL HEALTH COUNSELORS
Mixed martial arts contests
see MIXED MARTIAL ARTS CONTESTS
Respiratory therapists
see RESPIRATORY THERAPISTS

LIENS
Attorney's lien, 507–81
Child support enforcement, 501–102, 576D–15
Condominiums
judgment against association, 514B–147
lien expiration, 514B–146
lien for unpaid common expenses, 421J–10.5, 514B–146
Counties
delinquent fines become lien on property, 46–1.5
Dam safety
lien for remedial actions, 179D–6, 26
Estate and generation-skipping transfer tax, 236E–15
Investment securities
issuer's liens, 490:8–209
Judgments
liens on real property, 501–82
Money judgments, orders, or decrees, 501–102
Nonconsensual common law liens
applicability, 507D–5
financing statements, 507D–4
injunctions, 507D–4, 7
private parties in interest, 507D–5, 6
temporary restraining orders, 507D–4
Owners' association
assessment collection, 421J–10.5, 10.6
Partnerships
interest of partners subject to charging order, 425–129, 425E–703
Property transfers to stop or prevent liens
see MORTGAGES, Distressed property consultants
Public housing
lien for rent and charges, 356D–52
Shorthand reporter services, 507–82
Time share interests
recordation of leasehold interests, 501–241, 636–3
Warehouse lien on stored goods
see DOCUMENTS OF TITLE

LIEUTENANT GOVERNOR
Allowance for non-Oahu resident, 26–1
Employees
civil service exemption, 76–16
Ethics training courses, 84–42, 43
Expenses
allowance for non-Oahu resident, 26–1
Information practices office
see INFORMATION
Salary
allowance for non-Oahu resident, 26–1
salary commission, St Art XVI–3.5, 26–56
Time share commissioners of deeds
appointment, 503B–1
bonds, 503B–8
documents to be filed, 503B–2
immunity from liability, 503B–12
instructions and forms, 503B–5
penalty for failure to provide notice of legal effect, 503B–7
rules, 503B–11

LIFE SETTLEMENTS
see INSURANCE

LIMITATION OF ACTIONS
Actions by and against the state
claims against the state, 37–77
wrongful conviction and imprisonment, 661B–4
Agricultural land owner, 663–10.99
Charter schools
authorizers, 302D–5
Computer crimes, 701–108
Condominiums
actions on violations, 514B–70
false or misleading sales promotions, 514B–94
Contractors
construction defects, 672E–8
Design claim conciliation panels
panel proceedings toll statute of limitations, 672B–15
Disabled persons
assistive device warranties, 481K–5
DNA testing and identification
statute of limitation for prosecution extended, 701–108
Drug dealer liability, 663E–11
Elections
campaign contributions and expenditures, 11–412
Emergency management
compensation for requisitions, 127A–22
Estate and generation-skipping transfer tax
claims for refund, 236E–21
underpayment assessments, 236E–21

Extension
disaster or emergency period, 601–1.5
prosecution involving DNA testing and identification, 701–108
sentencing of criminal defendant, 657–21.5
False claims on government contracts and programs
complaint
tolling of period, 466–177, 661–27
generally, 46–174, 661–24
relief from retaliatory actions, 46–180, 661–30
Insurance code
insurance fraud, 431:2–405, 408
Judgments
child support judgments, 657–5.5
foreign judgments, 658F–9
Mortgage loan originators
recovery fund actions, 454F–42
Motor vehicles
used vehicle sales warranties, 481J–7
No cost emergency shelter for consenting minor, 346–17.6
Nonprofit corporations
expulsion or suspension of member, 414D–89
Prostitution
sex trafficking and coercion into prostitution, 663J–7
Real property
deregistered lands, 657–33.5
Securities violations
sale of securities, 485A–508
Sexual offenses
sexual assaults, 701–108
tolling of limitations period during defendant's sentence, 657–21.5
Taxation
extension for substantial omissions, 231–40.5
Unclaimed property
generally, 523A–19
Victims of crime
extension during defendant's sentence, 657–21.5
restitution actions, 657–23
sexual abuse of minor, 657–1.8

LIMITED LIABILITY COMPANIES
Actions
conversions and mergers
effect on pending actions, 428–903
infringement of company name, 428–105.5
Agents
liability for corporate act, 480–17
Conversions
abandonment, 428–902.5
articles of conversion
contents, 428–902.6
fees, 428–1301

filing with director, 428–902.6
plan of conversion, 428–902.5
procedure, 428–902.5
professional or business licenses, 436B–15.5
rights and liabilities of new entity, 428–903
Creditors
converted entities, 428–903
Dissolution
infringement of business name, 415A–8.5, 425–196, 425E–108.5, 428–105.5
Fees
deposit into compliance resolution fund, 428–1301
Foreign limited liability companies
conversions, see Conversions, above
mergers or consolidations
requirements, 428–901.5
names, 428–1005.5
Investment securities
applicability, 490:8–103
Liabilities
conversions, 428–903
restraint of trade, 480–17
Liquor licenses
see ALCOHOLIC BEVERAGES
Managers
liability
restraint of trade, 480–17
Members
liabilities
restraint of trade, 480–17
Mergers
definitions, 428–901
foreign limited liability companies, 428–901.5
property transfers
conveyance tax exemption, 247–3
Monopolies
individual liability for corporate act, 480–17
Names
exclusive use, 414–51, 415A–8, 425–6, 428–105, 1005
foreign limited liability companies, 428–1005.5
infringement, 414–53, 414D–64, 415A–8.5, 425–196, 425E–108.5, 428–105.5, 482–8.5
Notice
infringement of company name, 428–105.5
Organization
articles of organization
amendments
contents, 428–204.5
filing, 428–204.5
restated articles, 428–204.5, 204.6
restated articles, 428–204.5, 204.6
Partnerships
formation and regulation

see PARTNERSHIPS
Real property
conveyance tax exemption, 247–3
Related entities
general excise taxes, 237–23.5, 24.7
Services of process
converted entities, 428–903
Taxation
related entities, 237–23.5, 24.7
Temporary disability insurance, 392–5
Workers' compensation
excluded services, 386–1

LITTERING
Motor vehicles
responsibility of driver, 291C–133
waste material falling from vehicles, 291C–133
Violations
waste material falling from vehicles, 291C–133

LIVESTOCK
Agricultural loans
biosecurity, 155–9
exporting, 155–9
Injury to livestock
terroristic threatening, 707–715
Public lands
leases, 171–36
withdrawal or taking of leased land
compensation, 171–37.5
Taxation
organic foods production tax credit, 235–110.94
Theft
possession without ownership and movement certificate, 708–835.5

LIVING WILL
Medical care decisions
see MEDICAL CARE DECISIONS

LOANS
Capital access program
see CAPITAL ACCESS PROGRAM
Green infrastructure loans
see ENERGY RESOURCES, Green infrastructure financing
Guarantee of commercial loans
agricultural loans, 155–5.5
capital loan program, 210–7.5
housing finance and development corporation, 201H–42
High technology industries
loan revolving fund, 206M–15.6
powers of board, 206M–3

Housing development
see HOUSING FINANCE AND DEVELOPMENT CORPORATION
Mortgage assistance programs
see HOUSING FINANCE AND DEVELOPMENT CORPORATION
Parent and child
loans charged against inheritance, 560:2–110
Pay day loans
see CHECK CASHING BUSINESSES
Water resources
safe drinking water
see WATER SYSTEMS AND WATERWORKS

LOBBYISTS
Complaints
frivolous charges, 97–6
notice, 97–6
Ethics commission
training courses for elected officials, 84–42, 43
Hearings
evidence, 97–6
notice, 97–6
Reports
ethics commission investigations and opinions, 97–6
Violations of provisions
hearings, 97–6
notice, 97–6
public records, 97–6

LONG ARM STATUTE
Child support enforcement, 576B–201, 584–8
Investment of trust assets, 554C–9
Probate code
personal representatives, 560:4–301, 302
probate proceedings, 560:3–301

LONG-TERM CARE FACILITIES
Adult residential care homes
criminal history of prospective residents, 321–15.3
elder abuse or neglect, 28–94
fees, 321–1.4, 11.5
inspection reports, 321–1.8
liability insurance, 321–11.7, 11.8
licensing, 321–15.62
model of care, 321–15.6, 15.61
standards of care, 321–15.6, 15.61
unannounced inspections and visits, 321–1.9
Aging and disability resource centers
definitions, 349–31
duties, 349–32
established, 349–32
Assisted living facilities

case management agency licensing, see Home and community-based case management agencies, below
certificate of need exemption, 323D–54
defined, 323D–2
Background checks of employees and volunteers, 321–15.2
Care and treatment
clothing and personal needs, 346D–4.5
investigation of complaints, 349–21
Caregivers
aging and disability resource centers, 349–32
Caregiver Recognition Day, 8–17
family caregiver programs, 349–15
Complaints
investigations, 349–21, 22
retaliatory acts, 349–23
Criminal history record checks of employees and volunteers, 846–2.7
Day care centers
definitions, 321–492
licensing
duties of department, 321–493
purchases of service, 321–494
purpose, 321–491
recruitment, 321–493
social services, 321–494
standards of care, 321–493
Dental hygienists
scope of services, 447–3
Drugs
prescription drugs, 329–38
Elder abuse or neglect
attorney general's powers, 28–94
Executive office on aging
aging and disability resource centers, 349–32
Extended or expanded care homes
admission, 321–15.61, 15.62
certificate of need exemption, 323D–54
defined, 321–15.1, 323D–2
inventory, 321–15.62
level of care, 321–15.61, 15.62
liability insurance, 321–11.7, 11.8
licensing, 321–15.62
public assistance payments, 346–53.4
rules, 321–15.61, 15.62, 323D–2
staff, 321–15.62
standards, 321–15.61
training, 321–15.62
unannounced inspections and visits, 321–1.9
Financing benefits
government programs, see State financing program, below
private insurance coverage
see INSURANCE

Home and community-based case management agencies
background checks, 321–15.2, 482, 483
definitions, 321–481
fiduciary duty, 321–482
investigation, 321–482
licensing
denial, suspension, or revocation, 321–482
required, 321–482
monitoring and evaluation, 321–482, 483
rules, 321–482, 483
standards, 321–482
violations, 321–485
Home care and community-based programs
alternative to institutionalization, 346D–2
assessment of service needs, 346D–3
contracts for services, 346D–4
criminal history record checks of service providers, 346–97, 846–2.7
definitions, 346D–1
eligibility, 346D–3
establishment, 346D–2
home care agencies
contracts, 346D–4
defined, 321–14.8, 346D–1
licensing, 321–14.8
medicaid reimbursements, 346D–1.5, 2
rules, 321–14.8
scope of services, 321–14.8, 346D–1, 4
service plans, 346D–3
interim rules, 321–14.8
medicaid reimbursements, 346D–1.5, 2
model of care, 321–15.6, 15.61
participants, 346D–3
personal needs allowance, 346D–4.5
personnel
employment status, 383–7, 386–1, 392–5, 393–5
generally, 346D–8
rules, 321–14.8, 346D–7
scope of services, 321–14.8, 346D–1, 4
service plans, 346D–3
standards of care, 321–15.6, 15.61
Hospices
see GROUP HOMES
Inspection reports, 321–1.8
Insurance coverage
see INSURANCE
Inventory of facilities, 321–15.6, 15.62
Investigations
action upon, 321–486.1
exclusion of landlords, 321–488
penalties, 321–486.3, 487
powers and duties of department, 321–486

right of entry, 321–486.2
Latex gloves use, 321–11.9
Licensing or certification
case management agencies, see Home and community-based case management agencies, above
fees, 321–1.4, 11.5
rules, 321–11.5
unannounced inspections and visits, 321–1.9
Medicaid assistance
domiciliary care allowances, 346–53
extended or expanded care facilities, 346–53.4
home care and community-based programs, 346D–1.5, 2
personal needs allowance, 346D–4.5
Nursing facility sustainability program
definitions, 346F–3
federal approval, 346F–7
legislative findings and intent, 346F–2
nursing facility sustainability fees
assessments, 346F–6
charges, 346F–5
exemptions, 346F–5
multiple facilities, 346F–8
penalties, 346F–9
rate enhancements
retroactive payments, 346F–11
uses, 346F–10
termination of collection, 346F–13
uses, 346F–10
penalties, 346F–9
severability of provisions, 346F–14
short title, 346F–1
special fund
created, 346F–4
deposit of fees, 346F–6
purpose and uses, 346F–4, 12
transfers from special funds, 36–27, 30
Nursing home administrators
director of commerce and consumer affairs
disciplinary actions, 457B–3.2
enjoining unlawful practices, 457B–10
powers and duties, 457B–6
records, 457B–6
standards, 457B–6
Nursing home without walls program, see Home care and community-based programs, above
Ombudsman
access to facilities and residents, 349–22, 24
established, 349–21
information to residents, 349–25
interference with duties, 349–24
nursing home administrators oversight, 457B–6

powers and duties
access to records, 349–22
advocacy, 349–23
generally, 349–21
investigations, 349–22
qualifications, 349–21
reports, 349–21
Programs
aging and disability resource centers, 349–32
Records
access by ombudsman, 349–22
Reports
inspections by health department, 321–1.8
ombudsman, 349–21
Resident and family councils, 349–21
Rules
background checks, 321–15.2
extended or expanded care homes, 321–15.61, 15.62
fees, 321–11.5
ombudsman, 349–21
standards of care, 321–15.6
Staff
extended or expanded care facilities, 321–15.62
State financing program
administration, 346C–4
benefit payments, 346C–8
board of trustees
members, 346C–3
powers and duties, 346C–4
definitions, 346C–1
eligibility for benefits, 346C–8
established, 346C–2
fiscal soundness, 346C–6
purpose, 346C–2
reports, 346C–6, 7
special fund
audits, 346C–7
investments, 346C–6
underwriting, 346C–4

LOST PROPERTY
Removal of personal information from electronic devices, 52D–14, 261–17.7

MANDAMUS
Housing finance and development corporation
remedies of obligees, 201H–19

MANSLAUGHTER
Repeat offenders, 706–606.6
Sentencing, 706–606.6

MAPS
Agricultural lands of importance
county duties, 205–47
land use commission adoption, 205–49
review and amendment, 205–52
Archaeological data survey program, 6E–17

MARINE RESOURCES
World Ocean Day, 8–12

MARRIAGE
Annulment
probate code
effect of annulment, 560:2–804
restraining orders, 580–10.5
Brothers and sisters
civil union siblings, 572–1
Ceremonies
solemnization
refusal to provide services or facilities, 572–12.2
refusal to solemnize, 572–12.1
Civil unions
siblings, 572–1
termination of relationship, 572–1.7
Gender-neutral interpretation of terms, 572–1.8
International matchmaking organizations
annual reports, 489N–2
applicability, 489N–3
criminal conviction and marital history disclosures, 489N–2
definitions, 489N–1
domestic abuse disclosures, 489N–2
other laws apply, 489N–5
violations, 489N–4, 5
Marriage and family therapists
see MARRIAGE AND FAMILY THERAPISTS
Non-marriage relationships
benefits and obligations
see also CIVIL UNIONS
see also RECIPROCAL BENEFICIARIES
Premarital agreements
death of spouse, 560:2–213
enforcement, 560:2–213
Reciprocal beneficiaries
termination of relationship, 572–1.7
Religious organizations
refusal to provide services or facilities for solemnization, 572–12.2
Reservation to opposite-sex couples, St Art I–23
Same-sex relationships
annulment, 580–1
continuity of rights, 572–1.7

divorce, 580–1
federal laws, 572–1.9
separation, 580–1
solemnization of marriage, 572–12.1
State law reliance on federal law
applicability to marriages, 572–1.9
Terms
gender-neutral interpretation, 572–1.8

MARRIAGE AND FAMILY THERAPISTS
Administration, 451J–2
Advertising
defined, 451J–1
license required, 451J–5
Advisory committee
appointment, 451J–3
Commerce and consumer affairs department
administration, 451J–2
powers and duties, 451J–3
program established, 451J–2
Confidentiality of information
child custody proceedings, 451J–13
disclosure permitted, 451J–12
divorce or alimony proceedings, 451J–13
privilege, 451J–12
waiver, 451J–12
Definitions, 451J–1
Disciplinary actions
powers of department, 451J–3, 11
reports of actions, 451J–11
Education and training
accredited institution, 451J–1
audits, 451J–10
continuing education, 451J–10
internship, 451J–1
license qualifications, 451J–7
Examinations
fees, 451J–4
license qualifications, 451J–7, 8
powers of department, 451J–3
Fees
disposition, 451J–4
licensure, 451J–9, 10
rules, 451J–4
Fraud
fraudulent practices, 451J–11
Genetic counselors
see GENETIC COUNSELORS
Insurance coverage for services
authorized services, 431M–1
definitions, 431M–1

insurance coverage, 431M–4
treatment plans, 431M–4
Interns
clinical supervision, 451J–1
defined, 451J–1
Licenses
application, 451J–7
continuing education, 451J–10
denial, 451J–3, 11
exemptions, 451J–6
expiration and renewal, 451J–9, 10
fees, 451J–4, 9, 10
forfeiture, 451J–10
issuance, 451J–7
powers of department, 451J–3
program established, 451J–2
qualifications, 451J–7
reciprocity, 451J–7.5
required, 451J–5
suspension or revocation
grounds, 451J–11
Mental health counselors
see MENTAL HEALTH COUNSELORS
Reciprocity, 451J–7.5
Reports
disciplinary actions in other states, 451J–11
Rules
adoption, 451J–3
fees, 451J–4
prohibited practices, 451J–11
Scope of practice, 451J–1
Violations
disciplinary actions, 451J–3, 11
enforcement powers, 451J–3
penalties, 451J–5, 11
prohibited practices, 451J–11
unlicensed practice, 451J–5

MASSAGE
Apprentices
identification tags, 452–23.5
Establishments
licenses, 452–23.5
Examinations
fees, 452–17
Fees, 452–16
Human trafficking
National Human Trafficking Resource Center hotline posting, 371–20
Insurance coverage for services
motor vehicle insurance, 431:10C–103.5
Licenses

applications, 452–13
display, 452–23.5
establishments, 452–23.5
fees, 452–16
restoration of license, 452–16
Minors
erotic or nude massage, 712–1218.5
Penalties, 452–23.5
Sexual offenses
erotic or nude massage by minor, 712–1218.5
Violations, 452–23.5

MASS TRANSIT
Air rights
included as public lands, 171–2
General excise and use tax surcharge, 46–16.8
Highway design to accommodate mass transit, 264–20.5
Rapid transportation authority
annual review, 23–14
certification statement, 40–81.5
use of funds, 40–81.5
Special fund
annual reports, 248–2.7
certification statement, 40–81.5, 248–2.7
deposits and uses, 237D–2, 248–2.6, 2.7
disbursements, 248–2.7
established, 248–2.7
transfers from special funds, 36–27, 30

MAUI
Harbors
Hana harbor operation and regulations, 266–1.6
Hospitals
see HOSPITALS, Maui regional system facilities

MEASUREMENT STANDARDS
Advertising
Hawaii-grown coffee, 486–120.6
koa wood and wood products, 486–119.5
Niihau shell jewelry and products, 486–118.5
prices, 486–116
Board of agriculture
administration, 486–4
measurement standards branch, 486–4
Commodities
Hawaii-grown coffee, 486–120.6
koa wood and wood products, 486–119.5
Niihau shell jewelry and products, 486–118.5
Inspections
private testing agencies, 486–105
Labels

Hawaii-grown coffee, 486–120.6
koa wood and wood products, 486–119.5
Niihau shell jewelry and products, 486–118.5
Measuring apparatus
private testing agencies, 486–105
testing, 486–105
Misrepresentation
Hawaii-grown coffee, 486–120.6
koa wood and wood products, 486–119.5
Niihau shell jewelry and products, 486–118.5
Packages for sale
testing standards, lots, and samples, 486–105
Prices
displays, 486–116
Rules
price per unit, 486–116
private testing agencies, 486–105
Service agencies
licensing, 486–105
records, 486–105
reports, 486–105
testing measuring apparatus, 486–105
Testing
frequency, 486–105
private testing agencies, 486–105
rules, 486–105
Violations
administrative penalties, 486–105

MEAT INSPECTION
Bear gallbladders or bile
prohibited sale, 159–34
Exotic animals
bear gallbladders or bile
prohibited sale, 159–34
Rules
carcass incapable of use as human food, 159–3

MECHANICS' AND MATERIALMEN'S LIENS
Condominium property, 514B–43
Exemption
housing finance and development corporation projects, 201H–9
public housing authority property, 356D–8
Time share interests
recordation of leasehold interests, 501–241, 507–43

MEDIATION
see ALTERNATIVE DISPUTE RESOLUTION

MEDICAL CARE DECISIONS
Anatomical gifts

effect of advance health care directive on gift, 327–21
Capacity of patient to make decisions
defined, 327E–2, 327G–2
determination of capacity by physician, 327E–3
medical records, 327E–7
notice to family members of incapacity, 327E–5
other rights not affected, 327E–11
presumptions, 327E–11
regaining capacity to make decision, 327E–5
selection of surrogate decisionmaker, 327E–5
Citation, 327E–1
Construction and interpretation, 327E–15
Decisions on health care
agent under power of attorney, 327E–3
best interests of patient
agent's decisions, 327E–3
criteria, 327E–2
defined, 327E–2
surrogate decisionmaker, 327E–5
conflicting instructions, 327E–4
directives made in advance of incapacity
coercion, 327E–10
copies, 327E–12
failure to make, 327E–13
forgery, concealment, or destruction, 327E–10
forms, 327E–16
multiple documents, 327E–4
patient's rights, 327E–3
presumptions, 327E–11, 13
revocation, 327E–4
validity, 327E–3
disclosure of medical records, 327E–8
end-of-life decisions, see End-of-life decisions, below
guardian's powers, 327E–6
immunities, 327E–9, 453–54
implementation, 327E–7
injunctions, 327E–14
managed care plans
information to enrollees and family members, 432E–4
medicaid authorized representative, 327E–5
mental illness treatment and drug therapy, see Mental health care directives, below
oral or written, 327E–3
provider orders for life-sustaining treatment, 327K–2
scope of services, 327E–2
surrogate's powers, 327E–5
violations, 327E–10
Definitions, 327E–2, 327G–2, 327K–1, 327L–19
Disclosure of medical records, 327E–8
Drivers' licenses
information on driver's license, 286–109.4
Drug therapy

mental illness treatment and drug therapy, see Mental health care directives, below
Emergency medical services
comfort care only instructions, 321–23.6
driver's license and state identification information, 286–109.4
End-of-life decisions
annual report, 327L–14, 25
attending providers
discipline or prosecution prohibited, 327H–2
duties, 327L–4, 6, 12, 14
claims for costs incurred, 327L–21
construction of chapter, 327L–18
consulting providers
discipline or prosecution prohibited, 327H–2
duties, 327L–5, 12
counseling, 327L–6, 12
data collection, 327L–14
definitions, 327L–1
forms
final attestation request for medication prescription, 327L–24
request for medication prescription, 327L–23
health care providers
discipline or prosecution prohibited, 327H–2
duties, 327L–19
immunities, 327L–19
immunities, 327L–19
informed decision, 327L–7, 12
insurance or annuity policies, 327L–17
medical records
document requirements, 327L–12
transfer, 327L–19
medications
dispense by prescription, 327L–4
dispense to patient, 327L–4
disposal of, 327L–15
final attestation form, 327L–24
request form, 327L–23
request to dispense, 327L–2
notification of next of kin, 327L–8
oral or written requests, 327L–2, 3, 9, 12, 23, 24
prohibited acts
elements of offense, 327L–20
penalties, 327L–20
rescinding of request, 327L–4, 9, 10, 12
residency requirement, 327L–13
severability of chapter, 327L–22
waiting period, 327L–11
wills or contracts, 327L–16
witnesses, 327L–3
Forms, 327E–16, 327G–14
Guardianship
conservator of estate, 560:5–421

definitions, 327E–2
designation by principal, 327E–3
determining health care decisionmaker, 327E–5
guardian of incapacitated persons, 560:5–316
powers, 327E–5, 6
who may initiate proceedings, 327E–5
Hospital discharge plan, 323G–3
Immunities
providers, 327K–3
Insurance
effect on policies, 327E–13, 327L–17
Life-sustaining procedures
comfort care only instructions, 321–23.6
effect on life insurance policies, 327E–13
immunities, 327E–9
injunctions, 327E–14
mercy killing or euthanasia prohibited, 327E–13
physician orders for life-sustaining treatment, 327K–2
presumption of capacity to make decisions, 327E–11
services subject to health care instructions, 327E–2
surrogate's powers, 327E–5
withholding not suicide or homicide, 327E–13
Medical records
health care directives, 327E–7
release of medical records, 327E–8
Mental health care directives
advance health care directives
agent's duty to follow, 327G–5
coercion, concealment, etc., 327G–11
conflict with earlier directive, 327G–4
contents, 327G–3
copies, 327G–12
execution, 327G–3
exemptions, 327G–8
forms, 327G–14
injunctions, 327G–13
limitations, 327G–8
multiple documents, 327G–4
physician's duty to follow, 327G–10
revocation, 327G–4
validity and effect, 327G–3
violations, 327G–11
agent for health care decision
best interests of patient, 327G–5
designation, 327G–3
liabilities, 327G–5
powers and duties, 327G–5
revocation, 327G–4
withdrawal, 327G–6
capacity to make decisions
defined, 327G–2

determination of capacity, 327G–7
decision on mental health care
best interests of patient, 327G–2
capacity of patient to make decisions, 327G–7
criteria, 327G–2
defined, 327G–2
guardians, 327G–9
health care provider obligations, 327G–10
definitions, 327G–2
emergency treatment, 327G–8
guardians
decision on mental health care, 327G–9
health care providers
injunctions, 327G–13
liabilities, 327G–10
obligation to follow directives, 327G–10
violations, 327G–11
informed consent to treatment, 327G–10
legislative intent, 327G–1
purpose, 327G–1
Notice
refusal to follow directives, 327E–7
Nutrition and hydration
services subject to health care instructions, 327E–2
surrogate's powers, 327E–5
Physicians
certification of person's condition, 327E–3, 5
definitions, 327E–2
duty to follow health care decisions, 327E–7
immunities, 327E–9, 327K–3
injunctions, 327E–14
mental health care directives
determination of capacity, 327G–7
duty to follow, 327G–10
emergency treatment, 327G–8
injunctions, 327G–13
violations, 327G–11
notice to family of incapacity, 327E–5
primary physician, 327E–2
provider orders for life-sustaining treatment
definitions, 327K–1
execution, 327K–2
form, 327K–2
immunities, 327K–3
revocation, 327K–2
rules, 327K–4
surrogates, 327K–2
refusal to follow directives, 327E–7
transfer of patient, 327E–7
violations, 327E–10
Power of attorney for health care

authority of holder, 327E–3
defined, 327E–2, 327G–2
designation by principal, 327E–3
effective date, 327E–3
execution, 327E–3
forms, 327E–16, 327G–14
immunities, 327E–9
requirements, 327E–3
revocation, 327E–4
witnesses, 327E–3
Reciprocal beneficiaries
health care decision-making generally, 323–2

MEDICAL RECORDS
Computer records
criminal damage or modification, 708–892
Confidentiality of information
birth defect and infant mortality studies, 321–423
child death reviews, 321–343
compliance with HIPAA, 323B–3
disclosure of de-identified information, 323B–5
disclosure of laboratory test results, 321–6.5
effect on other laws, exceptions, 323B–4
firearms applicants, 134–3.5
maternal death reviews, 324–1
mentally ill and intellectually disabled, 324–12, 334–5
operating vehicle or vessel under the influence of alcohol or drugs reports, 291E–21, 663–1.9
peer review, 624–25.5
pharmacy benefit managers, 487J–7
prescription records, 328–16, 487J–7
quality assurance committees, 624–25.5
Copies
fees, 323F–6
Deceased persons
release to next of kin, 622–57
Diseases
genetic information, 431:10A–118, 404.5, 432:1–607, 432:2–404.5, 432D–26
DNA testing of offenders
see DNA TESTING AND IDENTIFICATION
Drugs
medical use of cannabis, 329–121
offender substance abuse treatment, 321–193.5
pharmacy prescription records, 461–13
End-of-life decisions
see MEDICAL CARE DECISIONS
Evidence
child death reviews, 321–343
maternal death reviews, 324–1
Fees
costs of preparing copies, 323F–6

Health care providers
reporting suspicious wounds or injuries to police, 453–14
Health maintenance organizations, 624–25.5
Health surveillance programs
epidemiological investigations, 321–29
Hospitals
reporting suspicious wounds or injuries to police, 453–14
Immunization, 325–123
Individually identifiable health information
compliance with HIPAA, 323B–3
effect on other laws, exceptions, 323B–4
Medical care decisions
access to records, 327E–8
capacity of patient to make decisions, 327E–5, 7
directives and revocations included in medical records, 327E–7
nutrition and hydration, 327E–5
provider orders for life-sustaining treatment, 327K–2
surrogate's powers, 327E–5
Medical error reporting systems
confidentiality of information, 624–25.5
Mental illness and intellectually disabled
compliance with HIPAA, 323B–3
confidential information, 324–12, 334–5
disclosures, 334–5
effect on other laws, exceptions, 323B–4
firearms applicants, 134–3.5
penalties for violation, 334–14
release of information, 134–3.5, 321–15.3, 324–11
use restrictions, 324–13
Minors
birth defects and infant mortality records collection
see BIRTHS
child abuse or neglect
disclosures, 350–1.6
examination of child and collection of evidence, 350–1.5
child death reviews, 321–343
newborn hearing screening, 321–362.5, 363
Mortality and morbidity studies
birth defects and infant mortality records collection
see BIRTHS
developmentally or intellectually disabled persons death review, 321–503, 505
domestic violence fatalities, 321–473, 475
maternal death reviews, 324–6
Neurotrauma injury registry, 321H–4
Newborn pulse oximetry screening, 321–296
Pharmacists
identification of patient, 329–41
prescription records, 329–31.5, 38, 101, 461–13
Prescription drugs
confidentiality, 328–16
identification of patient, 329–41

recordkeeping, 329–31.5, 38, 101, 461–13
Privacy of medical records
authorization to disclose
health care decisions, 327E–8
disclosures
de-identified information, 323B–5
developmentally or intellectually disabled persons death review, 321–503, 505
domestic violence death reviews, 321–473, 475
health department, 321–29
permissible disclosures, 323B–5, 327E–8
relatives and surrogates, 327E–8
suspicious wounds or injuries, 453–14
health care privacy harmonization act, 323B–3
protected information
exceptions, 327E–8
Records retention
prescription drugs, 329–31.5, 38, 101, 461–13
Subpoena
child death reviews, 321–343
maternal death reviews, 324–1
Trauma patient information registry, 321–230
Workers' compensation hearings, 386–86

MEDICAL TORTS
Automated external defibrillation
liability for damages, 663–1.5
Disasters
immunity for disaster response personnel, 321–23.3
Disease prevention and control
immunities for health care providers, 325–20
Emergency aeromedical services, 321–235
Emergency treatment, 321–23.3, 23.6
Evidence
child death reviews, 321–343
maternal mortality reviews, 324–1
Health maintenance organizations
discovery of records, 624–25.5
peer review, 663–1.7
Hospitals
epidemic prevention and control, 325–20
liability insurance, 323F–4.5
medical care decisions, 327E–9
non-resuscitation instructions, 321–23.6
operating vehicle or vessel under the influence of alcohol or drugs reports, 291E–21, 663–1.9
patient discharge plan, 323G–4
peer review committees
health systems corporation, 323F–10.6
volunteers, 662D–2
Immunity
child death reviews, 321–346

disaster response personnel, 321–23.3
expedited partner therapy, 453–54
health department, 321–235
medical assistance services to state, 321–2.5
medical care decisions, 327E–9
non-resuscitation instructions, 321–23.6
operating vehicle or vessel under the influence of alcohol or drugs reports, 291E–21, 663–1.9
Insurance
health systems corporation, 323F–4.5
telehealth coverage, 671–7
Liability insurance
definitions, 671–7
telehealth coverage, 671–7
Limitation of liability
hospital discharge plan, 323G–4
Medical care decisions
immunities, 327E–9
non-resuscitation instructions, 321–23.6
Medical inquiry and conciliation panels
alternative dispute resolution, 671–16.6
consultants, 671–12.5
physician certification on merits of inquiry, 671–12.5
review of inquiries prior to action, 671–12.5
Minors
child death reviews, 321–343, 346
Peer review
health maintenance organizations, 663–1.7
health systems corporation, 323F–10.6
managed care plans, 432E–1.4, 9
reports, 663–1.7
Periodic payments to satisfy tort claim or judgment
see JUDGMENTS, Structured settlements
Physicians
consultation on merits of inquiry, 671–12.5
emergencies, 321–23.3, 23.6
epidemic prevention and control, 325–20
medical care decisions, 327E–9
operating vehicle or vessel under the influence of alcohol or drugs reports, 291E–21
organizations and networks, 624–25.5, 663–1.7
Reports
peer review adverse decisions, 663–1.7
Telehealth
insurance coverage, 671–7

MENTAL HEALTH COUNSELORS
Administration, 453D–2
Advisory committee
appointment, 453D–3
Commerce and consumer affairs department
administration, 453D–2

powers and duties, 453D–3
Confidentiality of information
divorce or alimony proceedings, 453D–14
generally, 453D–13
Definitions, 453D–1
Disciplinary actions
powers of department, 453D–3, 12
reports of actions, 453D–12
Education and training
accredited institution, 453D–1
license qualifications, 453D–7
Examinations
fees, 453D–4
license qualifications, 453D–7, 9
powers of department, 453D–3
Fees
disposition, 453D–4
licensure, 453D–10, 11
rules, 453D–4
Fraud
fraudulent practices, 453D–12
Informed consent to treatment
minors, 577–29
Insurance coverage for services
authorized services, 431M–1
definitions, 431M–1
insurance coverage, 431M–4
treatment plans, 431M–4
Licenses
application, 453D–7
denial, 453D–3, 12
exemptions, 453D–6
expiration and renewal, 453D–10, 11
fees, 453D–4, 10
forfeiture, 453D–11
issuance, 453D–7
powers of department, 453D–3
program established, 453D–2
qualifications, 453D–7
reciprocity, 453D–8
required, 453D–5
suspension or revocation
grounds, 453D–12
Minors
consent by minor to treatment, 577–29
Program established, 453D–2
Reports
disciplinary actions in other states, 453D–12
Rules
adoption, 453D–3
fees, 453D–4

prohibited practices, 453D–12
Scope of practice, 453D–1
Sexual orientation change efforts
see SEXUAL ORIENTATION
Violations
disciplinary actions, 453D–3, 12
enforcement powers, 453D–3
penalties, 453D–5, 12
prohibited practices, 453D–12
unlicensed practice, 453D–5

MENTAL ILLNESS
Advance mental health care directives
see MEDICAL CARE DECISIONS
Assisted community treatment
criteria for order, 334–121
definitions, 334–122
discharge
from psychiatric facility, 334–60.7
notice of intent to discharge, 334–131
objections, 334–132
failure to comply with treatment, 334–129
fees for service, 334–128
hearings
appointment of attorney, 334–126
date, 334–124
discharge, 334–134
indigent person's right to counsel, 802–1
notice, 334–125
petition for treatment, 334–123, 126
notice to relatives or guardians, 334–59.5
period of treatment, 334–130
petition for treatment
continued treatment, 334–133
disposition, 334–127
filing with court, 334–123
Background check of service providers, 321–15.2, 171.5
Commitment
duties of department, 334–2.5
halfway houses
county zoning, 46–4
involuntary
contracts for services, 334–2.5
notice, 334–59.5
private facilities and services, 334–2.5
medical care decisions not to authorize, 327E–13
notice to relatives or guardians, 334–59.5
private facilities and services, 334–2.5
release
notice to prosecuting attorney, 334–60.7, 76
voluntary

notice to relatives or guardians, 334–59.5
Community mental health centers
background checks, 321–15.2
Community residential treatment
contracts with private entities for facilities and services, 334–2.5
fees, 321–1.4, 11.5
inspection reports, 321–1.8
licenses or accreditation, 334–106
special treatment facilities, 321–16.5
supervised transitional facilities
county zoning, 46–4
rules, 321–11
therapeutic living program, 321–16.6, 334–1
transitional residential program, 334–106
unannounced inspections and visits, 321–1.9
Consent to treatment
incapacity to consent
medical care decision declaration
other documents, 327E–13
Criminal history record check of service providers, 846–2.7
Employers and employees
mental stress from disciplinary actions
workers' compensation exclusion, 386–3
Examinations
sanity examination of penal defendants, 704–407.5
Fees
substance abuse treatment, 334–145
Fitness restoration program requirements, 704–406
Forensic facility
construction, 334–2.7
contracts, 334–2.7
impact on infrastructure and transportation, 334–2.7
Health department
contracts for facilities and services, 334–2.5
statistics and reports, 334–16
Hearings
appointment of attorney, 334–126
assisted community treatment, 334–123, 124, 125, 126, 132, 133, 134
indigent person's right to counsel, 802–1
medical treatment over patient's objection, 334–162
substance abuse treatment, 334–144
Mental health counselors
see MENTAL HEALTH COUNSELORS
Mental health system
contracts for facilities and services, 334–2.5
Mental institutions
admission
notice to relatives or guardians, 334–59.5
assault on employees, 707–711
contracts for services, 334–2.5
dental hygienists, 447–3

medical treatment
grounds for treatment over patient's objection, 334–161
hearing for treatment over patient's objection, 334–162
notice to relatives or guardians, 334–59.5
private institutions
contracts with private entities for facilities and services, 334–2.5
state hospital
assault on staff, 707–711
contracts with private entities for facilities and services, 334–2.5
statistics and reports, 334–16
Minors
mental health services
consent by minor to treatment, 577–29
Outpatient treatment
substance abuse
applicability, 334–148
costs and fees, 334–145
court order, 334–144
definitions, 334–141
discharge, 334–146
notice and hearing, 334–143, 144
petition, 334–142
violations, 334–147
Patients
advance directives for care
see MEDICAL CARE DECISIONS
assault on mental health facility staff, 707–711
rights
hearing for medical treatment over patient's objection, 334–162
state hospital
statistics, 334–16
Prisons and prisoners
fees for services, 353–13.1
sexual offenders
interagency release of information, 353E–2
Programs
contracts with private entities for facilities and services, 334–2.5
Records
access to records of firearms applicants, 134–3.5
adult residential care home residents
release of information, 321–15.3
disclosures generally, 334–5
Reports
forensic patient data, 334–16
inspections, 321–1.8
Rules
medical treatment over patient's objection, 334–162
Sanity examiners
certification by health department, 704–407.5
Serious mental illnesses
defined, 431M–1

insurance coverage for treatment, 431M–4
Studies
state hospital patient statistics, 334–16
Treatment
administrative authorization process and criteria, 334–162
advance directives for care
see MEDICAL CARE DECISIONS
contracts for services, 334–2.5
grounds for treatment over patient's objection, 334–161
hearing for treatment over patient's objection, 334–162

MENTAL RETARDATION
see DEVELOPMENTAL DISABILITIES, Intellectual disability

MERCY KILLING
see MEDICAL CARE DECISIONS, Life-sustaining procedures

METAL AND GEM DEALERS
Gold and silver stamping
antiques, 482D–9
definitions, 482D–9
secondhand jewelry, 482D–9

MILK
Agriculture department
funding staff and facilities, 157–29
Butter
margarine containing animal fat, 159–3
Distributors
payments to producers
investigations and audits, 157–15
rules, 157–33
Fees
disposition, 157–29
Hearings
exemptions, 157–33, 34
Island fresh milk
grants to farmers for feed costs
see FEED
Licenses
fees, 157–29
Milk sheds
prices
fixed by rule, 157–31, 33
quotas
fixed by rule, 157–31, 34
salvage values, 157–31
Prices
formula or criteria, 157–33
notice, 157–33
order fixing minimum prices, 157–33

rules, 157–31, 33
Producers
audits, 157–15
payments to producers
investigations and audits, 157–15
rules, 157–33
Rules
prices, salvage values, and quotas, 157–31
Salvage value of milk sheds, 157–31
Special fund
established, 157–29

MINES AND MINERALS
Cave protection
see HISTORICAL PROPERTIES
Leases
deposit of revenues, 171–19
Mineral rights reserved to state
leases
deposit of revenues, 171–19
Public lands
deposit of revenues, 171–19

MINORS
Abandonment
child custody orders
emergency temporary orders, 583A–204
inheritance from child denied, 560:2–103
safe surrender of infant
child custody placement, 587D–6, 7
definitions, 587D–1
duties of receiving agency, 587D–3, 4
exception to prosecution for abandonment, 587D–2, 709–902
human services department
reports to department, 587D–4
reuniting infant with parents, 587D–6
immunities of receiving agency, 587D–5
information from parent, 587D–3
leaving infant at hospital, police station, etc., 587D–2, 3
reuniting infant with parents, 587D–6
unharmed condition of infant, 587D–1
Actions
drug dealer liability
see TORTS
Alcoholic beverages
accompany parent or legal guardian on premises, 281–31
adult's liability, 663–41, 42
consumption of alcohol, 281–101.5
permitting minor to drink on property, 663–41, 42
purchase as part of law enforcement or monitoring operation, 281–101.5
selling to or furnishing, 663–41, 42

sting operations, 281–101.5
Arrest
expungement of arrest records, 571–72, 88, 846D–1
Bicycles
helmets, 291C–150
Birth defects and infant mortality records collection
see BIRTHS
Child custody
see CHILD CUSTODY
Children and Youth Day and Month, 8–11
Child support
see CHILD SUPPORT
Congenital heart defect screening, 321–296
Contracts
minors may enter into contracts
student loans, 304A–603, 703
Crimes
expungement of arrest records, 571–72, 88, 846D–1
felonies, 571–22, 84.6
fingerprinting, 571–74
juvenile justice information system
police reports, 571–74
murder and other felonies, 571–22, 84.6, 706–656, 657
photographing, 571–74
repeat offenders, 571–22, 84.6
restorative justice program
informal adjustment of cases, 571–31.4
sale of electronic smoking devices to minors, 245–17, 712–1258
sentencing, 706–656, 657
trial as adult, 571–22
Criminal offenses against
civil action against abuser, 657–1.8
continuous sexual assault of minor, St Art I–25, 707–733.6
domestic violence committed in presence of minor, 706–606.4, 709–906
electronic enticement of children, 707–756, 757
indecent electronic display to a child, 707–759
internet crimes
see CHILD ABUSE
sexual assault, St Art I–25, 657–1.8, 707–731, 733, 733.6
victim and witness services
see CHILD ABUSE, Children's justice program
Death
child death reviews
annual report, 321–345.5
confidential information, 321–343
definitions, 321–342
immunity from liability, 321–346
purpose, 321–341
release of information, 321–343, 344
use restrictions, 321–343
Delinquent children

interstate compact for juveniles
escapees, 582D–1
financing, 582D–1
interstate commission, 582D–1
parole in another state, 582D–1
probation in another state, 582D–1
reports, 582D–1
runaways, 582D–1
state council, 582D–1
treatment and rehabilitation, 582D–1
withdrawal and termination, 582D–1
rehabilitative sailing programs, 200–1, 10.5
Divorce
effect of divorce or separation on children, 607–5.6
Drivers' licenses and permits
see MOTOR VEHICLES
Drugs
drug dealer liability
see TORTS
manufacturing drugs with child present, 712–1240.5
medical cannabis distribution, 329D–17
methamphetamines, 712–1240.7
promoting in or near schools, parks, or public housing, 712–1249.6
sale or distribution through minor, 712–1249.7
substance abuse treatment programs, 352D–4.5, 7.5
Employment
adult entertainment prohibitions, 390–2
child labor
prohibitions, 390–2
drug sale or distribution, 712–1249.7
exotic or nude dancing or massage services, 390–2, 712–1218.5
Hawaii youth conservation corps
administration of program, 193–32
applicability of personnel laws, 193–33
authorization, 193–31
funding, 193–32, 247–7
sexual performers
adult entertainment prohibitions, 390–2
age verification records, 712–1218, 1219, 1219.5
Endangering welfare of minors
court jurisdiction, 603–21.5, 604–8
leaving child unattended in motor vehicle, 291C–121.5
tanning facility use, 321–12.2
Estate and generation-skipping transfer tax
actions by parent on behalf of, 236E–19
Financial Literacy Month, 8–14
Force
corporal punishment in schools, 302A–1141.4
rebuttable presumption that certain force not justifiable, 703–309
Health care services
autism insurance coverage, 432:1–614, 432D–23

birth defects, 431:10A–132
caregiver's consent to treatment, 577–28
definitions, 577–29, 577D–1
disclosure of information to parents, 577–29, 577D–2
early intervention for infants and toddlers
community-based services, 321–357
council, 321–357
federal reimbursements, 321–355
language services, 321–352.2
rules, 321–357
services, 321–357
special fund, 321–355
financial responsibility, 577–29, 577D–2
immunizations by pharmacists, 461–11.4
legal capacity regarding, 577–29, 577D–2
maternal and child health programs
funding, 328L–2
Hawaii home visiting program, 321–327
metabolic diseases
medically necessary foods, 346–67, 431:10A–120, 432:1–609, 432D–23
newborn hearing screening
requirements, 321–362.5
newborn pulse oximetry screening
report, 321–296
requirements, 321–296
teenage health program, 302A–852
Hearing loss prevention
records, 321–363
reports, 321–362.5
required screening, 321–362.5
Identity theft
see IDENTIFICATION, Security freeze on credit reports
Laser pointing devices, 136–3, 4
Limitation of actions
sexual assault, 701–108
Mental health services
background check of providers, 321–171.5
consent by minor to treatment, 577–29
criminal history record check of providers, 846–2.7
rehabilitative sailing programs, 200–1, 10.5
Missing children
federal, state, and county coordination, 28–121
information database, 28–121
parental kidnapping to prevent child abuse, 707–726
reports, 28–121
service center duties, 28–121
Motor vehicles
leaving child unattended in vehicle, 291C–121.5
riding in back of truck, 291–14
No cost emergency shelter for consenting minor, 346–17.6
Pornography

child pornography, 707–752, 753
computer used to identify, coerce, etc. victim, 708–893
promoting minor-produced sexual images, 712–1215.5, 1215.6
Prisons and prisoners
children of incarcerated parents
data collection, 353–35
generally, 353H–5
policy of state, 346–14.3
Prostitution
coercion into prostitution
see PROSTITUTION
solicitation of a minor for prostitution
see PROSTITUTION
Runaways
missing child center, 28–121
return, 582D–1
Safe haven for newborns, see Abandonment, above
Safe sleep policy
see CHILD CARE FACILITIES
Sale of cigarettes and tobacco products
monitoring compliance, 321–213
Sexual performers
age verification records
custodian of records, 712–1219
disclosing location of records, 712–1219
failure to keep records, 712–1218
producer identity, 712–1219
sale of pornography without age verification disclosure, 712–1219.5
exotic or nude dancing or massage services, 390–2, 712–1218.5
Smoking
affirmative defense, 712–1258
possession or consumption of tobacco products by minors, 321–212
purchases as part of monitoring operation, 321–213, 712–1258
sale of electronic smoking devices to minors, 245–17, 712–1258
violations, 321–214
Tanning facilities
see HEALTH DEPARTMENT
Transfers to minors
disclaimer of property interests
see DECEDENTS' ESTATES
Well-being of children and families data gathering, 27–54
Witnesses
accompanying children at judicial proceedings, 571–41
Youth services office
annual report, 352D–4
juvenile corrections functions, 352D–7.5
policies and objectives, 352D–7.5
service providers
criminal history record checks, 352D–4.3, 846–2.7
substance abuse treatment programs, 352D–4.5, 7.5
youth commission

members, 352D–11
powers and duties, 352D–11
reports, 352D–11

MISDEMEANORS
Agricultural product theft, 145–25
Airports and aviation
interisland air carriers, 261E–17
Alcoholic beverages
direct wine shipment without permit, 281–33.6
powdered alcohol, 281–5
Animal hoarding, 711–1109.6
Animals
cruelty to animals by trapping, 711–1109.37
interference with service or law enforcement animal, 711–1109.5
Appraisal management companies
failure to register, 466L–6
Arson, 708–8254
Assault against law enforcement officer, 707–712.6
Athlete agents, 481E–14
Birth defect and infant mortality studies, 324–44
Boarding houses, group homes, and hotels, 445–96
Care facilities operations, 321–486.2, 486.3
Condominiums
sales to owner-occupants, 514B–99.3
violations generally, 514B–69
Confidentiality
disclosing address of victims, 801G–10
Criminal damage to property, 708–823.5
Deadly weapons violations, 134–53
Diseases
quarantine of persons, 325–8
DNA testing and identification of offenders
failure to provide specimen, 844D–111
unauthorized disclosures, 844D–113
use of specimens and data, 844D–114
Domestic abuse protective orders, 586–26
Drugs
medical use of cannabis, 329–128
precursor substances, 329–67
pseudoephedrine sales, 329–74, 75
regulated chemicals, 329–71
Elections
campaign contributions and expenditures, 11–354, 412
voter registration information, 11–14
Emergency management violations, 127A–29
Employment security
false statements by employers, 383–142
violations generally, 383–143
False government-issued identification, 710–1016.4
Firearms violations, 134–27

Fire protection
    aerial luminaries, 132–19
Fireworks violations, 132D–8.6
Fish and fisheries
    manta rays, 188–39.5
Harassment by impersonation, 711–1106.6
Harbors
    criminal trespass, 708–814.7
Historic preservation
    burial sites, 6E–72, 73
    historical properties, 6E–71
Homeless assistance
    failure to leave facility, 346–368
Immunization information and registry, 325–126
Indecent electronic display to a child, 707–759
Insurance
    insurance fraud, 431:2–403
Interference with reporting an emergency or crime, 710–1010.5
Interference with service animal, 711–1109.5
Long-term care facilities
    interference with ombudsman, 349–24
    retaliatory acts, 349–23
Mental illness and intellectually disabled studies, 324–14
Minors
    child labor violations, 390–7
    sale of pornography without age verification records, 712–1219.5
Misrepresenting notarized document, 710–1069.5
Misuse of 911 emergency telephone service, 710–1014.5
Money transmitters, 489D–29
Motor vehicles
    parking for disabled, 291–51.4, 52.7
    revocation of vehicle registration, 291E–47
    unauthorized entry into motor vehicle, 708–836.6
Notaries public, 456–7, 20, 21
Novelty lighter
    prohibited distribution, 132–17
Penalties
    generally, 701–107
Petty misdemeanors
    aquatic resources, 187A–12.4
    cave protection, 6D–12
    child support, 576D–17
    disrespect of a legislative house, 710–1078
    failure to provide DNA specimen, 844D–111
    Kahoolawe island reserve, 6K–8
    microorganism importation, 150A–47
    penalties
        generally, 701–107
    public lands, 171–31.6
    speeding, 291C–105
    street solicitation of prostitution, 712–1207

trails and access program, 198D–13
trespass, 708–814.5, 814.7
Pollution control
hazardous waste, 342J–9
solid waste pollution, 342H–39
Prisons and prisoners
early release
see PRISONS AND PRISONERS
Privacy violations, 711–1111
Professional and vocational licensing
charter tour operators, 468L–29
pest control operators, 460J–27.5
Public access to recreational areas
obstructing access, 115–9
Publicity rights name registration, 482P–8
Quarantine
microorganism importation, 150A–47
Repeat offenders
sentencing, 706–606.5
Sentences
crime victims compensation fees, 351–62.6
repeat offenders, 706–606.5
Solicitation of prostitution near schools or parks, 712–1209
Taxation
tobacco taxes, 245–2.6, 2.7, 16, 37
use tax, 231–36
Theft of beer kegs, 708–835.8
Trademarks and trade names, 482–51
Trapping animals, 711–1109.37
Unauthorized entry into dwelling, 708–812.55, 812.6
Unauthorized operation of recording device in motion picture theater, 708–835.4
Unlicensed contracting, 708–8300

MISREPRESENTATION
Aquatic life and resources
general penalty, 187A–12.4
Commercial code
general principles of law apply, 490:1–103
Drugs
medical use of cannabis, 329–128
obtaining precursor substances, 329–65
Fish and fisheries
commercial marine dealers, 187A–12.4
general penalty, 187A–12.4
Gasoline and petroleum products
false advertising, 486B–2
Harassment by impersonation, 711–1106.6
Insurance
disciplinary actions against licensee, 431:9A–112
life insurance policies, 431:10D–404, 508
long-term care insurance, 431:10H–115, 218

Money transmitters, 489D–22, 23, 25
Mortgages
property transfers to stop or prevent foreclosure
see MORTGAGES, Distressed property consultants
Notarized documents, 710–1069, 1069.5
Professional and vocational licensing
dietitians, 448B–11
travel agencies and charter tour operators, 468L–7.5
Securities
broker-dealers and investment advisers, 485A–501, 502
filed records, 485A–505
government endorsements, 485A–506
Service contracts, 481X–10
Telephone solicitation
telemarketing fraud, 481P–2
Trademarks and trade names
actions, 482–52
infringement, 482–31
when registration denied, 482–21

MISSING PERSONS
Kidnapping
generally
see KIDNAPPING
Probate of estate, 560:3–914

MIXED MARTIAL ARTS CONTESTS
Amateur contests
applicability, 440E–1.5
control and supervision, 440E–5.5
definitions, 440E–1
Armed forces or police activity leagues
exemption from provisions, 440E–26
Commerce and consumer affairs department
advisory committee, 440E–4
deposit of moneys received, 440E–24
disciplinary actions against licensees, 440E–25, 27
examination of promoter's books and records, 440E–12
financial interest in contestants prohibited, 440E–21
inspectors, 440E–14
powers and duties, 440E–4, 5
staff, 440E–2
subpoenas, 440E–3
termination of contest and forfeiture of prize or purse, 440E–17
Contests and events
admission tickets, 440E–13
armed forces or police activity leagues, 440E–26
defined, 440E–1
fees, 440E–7
inspectors, 440E–14
judges, 440E–8, 15

limit on number allowed, 440E–10
permits
required, 440E–5, 7
physicians, 440E–16
receipts and reports, 440E–11
referees, 440E–5, 8, 17
requirements, 440E–5, 7
sham or fake contests, 440E–19, 20
termination of contest and forfeiture of prize or purse, 440E–17
Definitions
generally, 440E–1
Fees
contests, 440E–7
increase or decrease, 92–28
licenses, 440E–9
promoters, 440E–6, 7
Hearings
disciplinary actions against licensees, 440E–25
revocation of license, 440E–6, 8
subpoenas, 440E–3
No rules combat or extreme fighting
defined, 440E–1
prohibited, 440E–23
Notice
disciplinary actions against licensees, 440E–25
Participants
definitions, 440E–1
drug tests, 440E–18
forfeiture of prize or purse
drug tests, 440E–18
failure to compete honestly, 440E–17
powers of department, 440E–25
licenses
fees, 92–28, 440E–9
limitations, 440E–10
renewal, 440E–10
required, 440E–8, 10
suspension or revocation
drug tests, 440E–18
grounds, 440E–4, 27
hearings, 440E–8
sham or fake contests, 440E–20
medical examinations, 440E–5, 16
prepayment of wages or prize, 440E–22
qualifications, 440E–5
registry or data bank, 440E–4
Promoters
defined, 440E–1
examination of books and records, 440E–12
gifts or compensation to director, 440E–21
licenses

fees, 92–28, 440E–9
renewal, 440E–10
required, 440E–6, 10
revocation
grounds, 440E–6, 27
sham or fake contests, 440E–19
permits for events, 440E–7
prohibited practices, 440E–27
qualifications, 440E–6
reports
failure to report receipts, 440E–12
receipts from events, 440E–11
Records
examination of promoter's books and records, 440E–12
Reports
medical examination of contestants, 440E–16
receipts from events, 440E–11, 12
Rules
adoption, 440E–4
amateur contests, 440E–5.5
contests, 440E–5
fees, 440E–9
forms of combat permitted, 440E–1
medical examination of contestants, 440E–16
participants, 440E–8
promoters, 440E–6
scope, 440E–4
Violations
cumulative remedies, 440E–29
disciplinary actions against licensees, 440E–25, 27
injunctions, 440E–30
penalties, 440E–28
sham or fake contests, 440E–19, 20

MONETARY LAUNDERING
Money transmitters, 489D–16

MONEY TRANSMITTERS
Actions
limits on liability, 489D–13
Advertising
prohibited practices, 489D–23
Applicability
construction and interpretation, 489D–33
exemptions, 489D–5, 9.5
generally, 489D–3
Assets
consumer's recovery against transmitter's assets and investments, 489D–8
examination of books and records, 489D–17
financial statements and reports, 489D–9, 12
recordkeeping, 489D–18

Bankruptcy or default of money transmitter
action on bond, 489D–7
consumer's recovery against transmitter's assets and investments, 489D–8
license suspension or revocation, 489D–24
reports, 489D–14
Branches and delegates
contracts with licensee, 489D–21
financial institutions, 489D–9.5
prohibited practices, 489D–22, 25
remittance of moneys to licensee, 489D–22
suspension or revocation of authority, 489D–25
Cease and desist orders, 489D–26
Change in control of licensee, 489D–15
Consent orders, 489D–27
Criminal activities
authorized delegates, 489D–25
disclosure of criminal convictions, 489D–9, 14
money laundering reports, 489D–16
Criminal history record checks, 489D–9, 34, 846–2.7
Definitions
annualized money transmissions, 489D–12
foreign currency, 489D–20
generally, 489D–4
Deposit into compliance resolution fund
penalties and other charges, 489D–12.5
Electronic transmission of money
cease and desist orders, 489D–26
definitions, 489D–4
false or deceptive practices, 489D–23
foreign currency, 489D–20
receipts and refunds, 489D–20
when funds must be transmitted, 489D–20
Fees
application and licensing fees, 489D–10
change in control of licensee, 489D–15
change of name, 489D–14.5
examinations and investigations, 489D–17
renewal fees, 489D–12
Financial institutions
authorized delegates, 489D–9.5
exemption from regulation as money transmitter, 489D–9.5
Foreign currency
exchange rate, 489D–20
Hearings
cease and desist orders, 489D–26, 30
denial of license, 489D–11
generally, 489D–31, 32
Investigations
branches and delegates, 489D–22
change in control of licensee, 489D–15
confidentiality of information, 489D–19

powers and duties of commissioner, 489D–11, 17, 34
Investments
market value, 489D–8
permitted investments, 489D–4
requirements, 489D–8
Licensing
application, 489D–9
bonding, 489D–7
business registration, 489D–6
contracts for NMLS services, 489D–9
denial of license, 489D–11, 34
exemptions, 489D–5, 9.5
expiration and renewal, 489D–12
fees, 489D–10
issuance of license, 489D–11
material change in information, 489D–12, 14
powers of division, 489D–33
qualifications, 489D–6
registration with NMLS, 489D–6.2
required, 489D–3
suspension or revocation
authorized delegates, 489D–25
failure to file reports, 489D–12
grounds, 489D–24
reports, 489D–14
unlicensed activities, 489D–29, 30
voluntary surrender, 489D–22.5
Names
change of name, 489D–14.5
Net worth
bonding requirements, 489D–7
financial statements and reports, 489D–9, 12
requirements, 489D–6
Notice
change of name, 489D–14.5
Out-of-state money transmitters
applicability, 489D–3
business registration, 489D–6
registration with NMLS, 489D–6.2
Place of business
contracts with authorized delegates, 489D–21
multiple locations of business, 489D–3
on-site investigations of businesses, 489D–11, 17
when person deemed doing business in state, 489D–3
Purpose, 489D–2
Receipts and refunds
requirements, 489D–20
Records
change of name, 489D–14.5
confidentiality, 489D–19
examination of books and records, 489D–17

receipts and refunds, 489D–20
requirements, 489D–18
Reports
change in control of licensee, 489D–15
confidentiality of reports, 489D–19
financial statements and reports, 489D–12
money laundering reports, 489D–16
special reports, 489D–14
theft or loss of payment instruments, 489D–22
Rules
adoption, 489D–34
change of name, 489D–14.5
recordkeeping, 489D–18
remittances by authorized delegates, 489D–22
Short title, 489D–1
Surety or performance bond
recovery from, 489D–7
requirements, 489D–7
Violations
action on bond, 489D–7
branches and delegates, 489D–22, 25
cease and desist orders, 489D–26, 30
civil penalties, 489D–28
consent orders, 489D–27
criminal penalties, 489D–29
deposit of penalties and other charges, 489D–12.5
liability to consumers, 489D–13
prohibited practices, 489D–22, 23
suspension or revocation of license, 489D–24
temporary restraining orders, 489D–30
unlicensed activities, 489D–30

MOPEDS
Accidents
inspection after accident, 286–26
liability of registered owner, 249–14.2
Citations
unsafe equipment, 286–22
Drivers' licenses
driving moped without license, 291C–194
examinations, 286–102
Equipment
police may inspect, 286–22
requirements, 286–21
safety helmets, 291C–195
unsafe equipment
citation, 286–22
owner to correct, 286–23
Helmets
rules, 291C–195
when required, 291C–195

Inspections
certificate of inspection, 286–25, 26
inspection after accident, 286–26
police may inspect, 286–22
Leases
transfer of registration, 249–14.2
License plates and tags or emblems
fees, 249–14.1
how affixed, 249–14.1
issuance, 249–14.1
penalties, 249–14.1
transfers, 249–14.1
Motors
maximum horsepower, 291C–202, 206
Notice
transfer of registration, 249–14.2
Number plates
see License plates and tags or emblems, above
Registration
certificate of registration, 249–14.2
requirements, 249–14.1
transfer, 249–14.2
Sales
transfer of registration, 249–14.2
Speed
maximum speed, 291C–202
Violations
driving moped without license, 291C–194
liability of registered owner, 249–14.2
operation without inspection certificate, 286–25
transfer of registration, 249–14.2

MORTGAGES
Brokers and solicitors
see Mortgage loan originators, below
Construction mortgage
defined, 490:9–334
security interest in fixtures, 490:9–334
Consumer education for distressed property owners, 480E–2.5
Distressed property consultants
attorneys' duties, 480E–13
cancellation of contract by owner
contract requirements, 480E–4
generally, 480E–5
notice, 480E–5, 8
complaints, 480E–9.5
contracts
attorneys' duties, 480E–13
conveyance contracts, 480E–6
disclosures, 480E–3
in writing, 480E–3

mortgage assistance relief services, 480E–3
records, 480E–9.5
requirements, 480E–3
right to cancel, 480E–4, 5, 7
conveyance of property
contracts, 480E–6
prohibited acts, 480E–10
recordation, 480E–6
right to cancel
by owner, 480E–8
contract requirements, 480E–7
generally, 480E–7
criminal penalties, 480E–12
definitions, 480E–2
disclosures
contract with owner, 480E–3
conveyance of property, 480E–6
failure to disclose, 480E–10
duties, 480E–9.5
exemptions from regulations, 480E–2
lease of property to former owner
contract requirements, 480E–9
rights of lessees, 480E–9
legislative intent, 480E–1
misrepresentations, 480E–10
mortgage assistance relief services
contracts, 480E–3
prohibited practices, 480E–10
unfair or deceptive act or practice, 480E–11
notice
cancellation of contract by owner, 480E–5, 8
conveyance of property, 480E–6
lease agreements, 480E–9
purpose, 480E–1
recordkeeping, 480E–9.5
rescission rights, 480E–4, 5, 7
unfair or deceptive act or practice
penalties, 480E–11
violations
investigation, 480E–14
prohibited practices, 480E–10
waiver of provisions, 480E–10
Foreclosures
appeals, 667–51
dispute resolution
see FORECLOSURE
loss mitigation efforts, 454M–5.5
nonjudicial power of sale
affidavits, 667–32
conveyance of property, 667–31, 33
curing default, 667–24, 28

deficiency judgments, 667–38
enforcement, 667–39
judicial proceedings, 667–37
multiple properties, 667–36
notice, 667–22, 27
other documents, 667–40
public information notice, 667–41
purchasers, 667–29, 30
recordation, 667–23, 33
rescinding notice, 667–24
sale, 667–25, 28
notice
deficiency judgments, 667–38
property transfers to stop or prevent foreclosure, see Distressed property consultants, above
purchaser at sale
escrow agent and title insurer, 667–52
Mortgage loan originators
actions
civil action against licensee, 454F–41
commissioner has standing to intervene, 454F–44
judgment against licensee, 454F–42
waiver of rights, 454F–46
branch manager, 454F–1.7
branch offices
branch manager, 454F–1.7
generally, 454F–10.5, 22
hours of operation, 454F–10.5
qualified individual, 454F–1.7
ceasing to do business, 454F–10.6
confidentiality of information, 454F–14
conflict with federal law, 454F–3
contesting information in national registry, 454F–11
control over company
change in control, 454F–10.7
presumptions, 454F–1.6
criminal history record checks, 454F–4, 846–2.7
definitions, 454F–1
directors, partners, and executive officers, 454F–1.6
education and training, 454F–6, 9
exempt practices, 454F–2
false advertising, 454F–17
fees
change in control of licensee, 454F–10.7
deposit into compliance resolution fund, 454F–23
investigations, 454F–15
licenses, 454F–4, 22
payment through nationwide system, 454F–23
recovery fund fees, 454F–41
hearings, 454F–4.8, 12, 15
hours of operation, 454F–10.5

independent contractors, 454F–3
information sharing arrangements, 454F–14
licensing
    administrative hearings, 454F–4.8
    application
        abandoned, 454F–4.9
        generally, 454F–4
    ceasing to do business, 454F–10.6
    confidentiality of information, 454F–14
    continuing education, 454F–9
    denial, suspension, or revocation
        administrative hearing, 454F–4.8
        grounds, 454F–12
        secondary review of denial, 454F–4.5
    examinations, 454F–7
    exemptions, 454F–2, 24, 25
    expiration, 454F–8, 8.5
    fees, 454F–4, 22
    issuance, 454F–5
    qualifications, 454F–5
    reinstatement of expired license, 454F–8.5
    renewal, 454F–8
    required, 454F–3
    rules, 454F–10
    secondary review, 454F–4.5
    sponsor requirements, 454F–2.5
    voluntary surrender, 454F–10.6
loan processors or underwriters, 454F–3
mortgage loan recovery fund
    civil action against licensee, 454F–41
    claims
        intervention by commissioner, 454F–44
        procedures, 454F–42
        statute of limitations, 454F–42
        subrogation of rights, 454F–45
    deposits and uses, 454F–41
    established, 454F–41
    failure to pay fees or timely file action, 454F–46
    investment of moneys, 454F–43
    management of fund, 454F–43
    other disciplinary actions not barred, 454F–47
    recovery from fund, 454F–42
NMLS
    confidentiality of information, 454F–14
    information maintained, 454F–4
    nonprofit corporations
        licensing fees, 454F–22
        registration, 454F–25
    participation by state, 454F–10
    records, 454F–4
    registration

contesting information in registry, 454F–11
required, 454F–1.5, 2.5, 3, 25
reports, 454F–3, 16
unique identifier, 454F–19
nondepository financial services loan companies, 412:9–501
out-of-state requirements, 454F–10.5
place of business, 454F–10.5, 22
powers of commissioner, 454F–18
prohibited practices, 454F–17
qualified individual, 454F–1.7
records, 454F–15
reports
licensees, 454F–15, 16
NMLS, 454F–3, 20
rules
adoption, 454F–10, 18
contesting information in national registry, 454F–11
fees, 454F–15, 22
scope, 454F–10
severability, 454F–3
sponsor requirements, 454F–1.8, 2.5
unique identifier, 454F–19
violations
administrative penalties, 454F–12
cease and desist orders, 454F–12
filing complaints, 454F–15
investigations, 454F–15
prohibited practices, 454F–17
reports, 454F–20
Mortgage loans
reverse mortgage loans, 506–10
Mortgage rescue fraud prevention, see Distressed property consultants, above
Mortgage servicers
accounts
annual statements, 454M–5
escrow, 454M–5
assignment of servicing rights, 454M–5
bonds, 454M–4
change in control, 454M–12
charges for services, 454M–5
civil action against mortgage servicer, 454M–9
confidentiality of information, 454M–8.3
consumer complaints, 454M–5
criminal history, 454M–4
definitions, 454M–1
disclosures, 454M–4, 5
domicile, 454M–2
duties, 454M–5
fees, 454M–4, 5, 8.5, 11, 12
financial institutions, 454M–3
fines

deposit to dispute resolution fund, 454M–10
information sharing arrangements, 454M–8.3
insurance and tax payments, 454M–5
investigations, 454M–8.5
licenses
applications, 454M–4
confidentiality of information, 454M–8.3
exemptions, 454M–3
expiration and renewal, 454M–4
fees, 454M–4
name and address on license, 454M–4
NMLS registration, 454M–4.5
notice to NMLS of events, 454M–4
renewal, 454M–4
required, 454M–2
suspension or revocation, 454M–7
unlicensed foreclosure actions voided, 454M–2.5
voluntary surrender, 454M–4
loss mitigation efforts
duties, 454M–5.5
procedures, 454M–5.5
mortgage payments, 454M–5
place of business, 454M–2
powers of commissioner, 454M–8, 8.5
presumptions, 454M–13
prohibited practices, 454M–6
records, 454M–5
registration with NMLS, 454M–4.5
reports, 454M–5
rules, 454M–8
scope of practice, 454M–1
statements of account, 454M–5
suspension, 454M–4
unlicensed foreclosure actions, 454M–2.5
violations
administrative remedies, 454M–7
civil action against mortgage servicer, 454M–9
generally, 454M–5
investigations, 454M–8
penalties, 454M–10, 11
Nonprofit corporations
mortgage loan originators
licensing exemptions, 454F–25
licensing fees, 454F–22
Reverse mortgage loans
information and counseling, 506–10
Security interest release or reassignment, 506–8
Time share interests
recordation of leasehold interests, 501–241

MOTION PICTURES

Animals
import permits, 150A–6.2
Boats and vessels
permits, 201–14
thrill craft operations, 200–37
Breastfeeding in public accommodations, 489–21
Permits
thrill craft operations, 200–37
Royalties, copyrights, or licenses
tax exemptions, 235–7.3
Taxation
income taxes
exemptions, 235–7.3, 9
tax credit, 235–17
Television and film development incentives
administration, 201–112
board, 201–112
definitions, 201–111
eligibility, 201–111
grants, 201–113
inspection of premises and records, 201–114
rules, 201–112, 113
special fund, 201–113
venture capital investments
defined, 201–111
requirements, 201–113
Unauthorized recording in theaters
detention of suspected violator, 663–2
elements of offense, 708–835.4
penalties, 708–835.4

MOTOR CARRIERS
Appeals, 271–32
Applicability
persons subject to chapter, 271–27
Certificates of public convenience and necessity
required, 271–8.5
temporary authority for service, 271–16
violations, 271–27
Documents of title
see DOCUMENTS OF TITLE
Electronic document submissions, 271–9.5
Equipment
mudguards, 286–202.8
Hearings
temporary authority for service, 271–16
Identification of carriers
signs and markings on vehicles, 286–202.6
vehicle identification cards, 286–204.5
Indemnification agreements, 271–39
Liability

indemnification agreements, 271–39
Permits
required, 271–8.5
temporary authority, 271–16
violations, 271–27
Public utilities commission
electronic document submissions, 271–9.5
Shippers and consignees
identification markings on vehicles, 286–202.6
violations, 271–27
Shortages
temporary authority for service, 271–16
Signs
identification markings on vehicles, 286–202.6
vehicle identification cards, 286–204.5
Taxation
excise taxes, 237–18, 239–6
Vehicle identification cards, 286–204.5
Violations
commercial drivers licensing, 271–19
mudguards, 286–202.8

MOTORCYCLES
Aftermarket motorcycle frame, 286–2
Autocycles
definition, 286–2
disclosures, 286–71
drivers' licenses, 286–71
equipment, 286–71
method of operating, 291C–152
registration, 286–71
Driver education
special fund, 431:10G–107
Drivers' licenses
required, 286–71
road test, 286–108
waiver of examination and demonstration, 286–108
Lanes
shoulder lanes, 291C–43, 44, 54, 153
Overtaking and passing, 291C–43, 44, 54
Police
waiver of certain traffic laws, 291C–26
Rebuilt or custom motorcycles
registration, 286–42
Registration
aftermarket frame, 286–42
autocycles, 286–71
rebuilt or custom motorcycles, 286–42
Safety equipment
disclosures, 286–71
required equipment, 286–71

Vehicle identification numbers, 286–2

MOTOR VEHICLE INDUSTRY LICENSING
Auctions
lemon law returned vehicles, 481I–3
site requirements, 437–7
Consumer consultants
defined, 437–1.1
employment or compensation by dealer, 437–28
license exemption, 437–1.1
registration, 437–1.1
Contracts
cancellation, 437–28, 31.5
lease agreements, 481L–2
vehicle protection products
see MOTOR VEHICLES, Alarm systems
Dealers
consumer consultants, 437–28
consumer data access, 437–52
data management system access, 437–52
disputes between manufacturers, distributors, and dealers
administrative hearings, 437–51
cancellation or failure to renew franchise, 437–58
establishment or relocation of franchise in dealer's market area, 437–55
parts reimbursement markup for warranty work, 437–56
rights and obligations of parties, 437–52
sale, assignment, or transfer of franchise, 437–53
successor to franchise, 437–54
warranty and incentive audits, 437–57
franchise disputes, 437–3.6
recall repairs, 437–59
shipping vehicles
certificates of registration, 286–47, 271
stop-sale orders, 437–59
terminal rental adjustment clauses, 286–52.4
Definitions, 437–52
Discrimination
franchises, 437–28, 28.5
Distributors
coercion unlawful, 437–28.5
disputes between manufacturers, distributors, and dealers, see Dealers, above
franchise agreements, 437–28.5
licenses
applications, 437–7
fees, 437–7, 23
renewal, 437–23
required, 437–2
prohibited practices, 437–28, 52
right of action in disputes, 437–28.5
violations, 437–28
Facilities

alteration, construction, or renovation, 437–52
incentive programs, 437–52
Fees
administrative hearings, 437–51
Franchises
additional franchise in dealer's market area, 437–55
cancellation or failure to renew franchise, 437–58
dispute resolution, 437–3.6, 28.5
prohibited practices, 437–3.6, 28, 28.5
recall repairs, 437–59
sale, assignment, or transfer of franchise, 437–53
stop-sale orders, 437–59
successor to franchise, 437–54
waiver of dealer protections void, 437–3.6, 28.5
Hearings
disputes between manufacturers, distributors, and dealers
administrative hearings, 437–51
Inspections
dealer or auction self-inspection, 437–7
Leases
cancellation, 437–28, 31.5
commercial fleet leases, 286–52.4
consumer consultants, 437–1.1, 28
consumer's rights, 481L–2
definitions, 481L–1
disclosures, 481L–2
failure to obtain financing, 437–31.5
lease agreements, 481L–2
lemon law returned vehicles, 481I–3
resale on surrender, 437–1.1
rescission rights disclosure, 437–28
terminal rental adjustment clauses, 286–52.4
trade-in vehicles, 481L–3
violations, 481L–4
Licenses
applications
contents, 437–7
self-inspection and report, 437–7
site requirements
applicant's description, 437–7
Manufacturers
compensation to dealers and franchises, 437–59
disputes between manufacturers, distributors, and dealers, see Dealers, above
intellectual property and trademark rights, 437–52
licenses
applications, 437–7
fees, 437–7, 23
renewal, 437–23
required, 437–2
prohibited practices, 437–28, 52
stop-sale orders, 437–59

violations, 437–28
New motor vehicles
cancellation of sale or lease, 437–28, 31.5
Notice
lemon law, 481I–3, 481J–3
stop-sale orders, 437–59
used vehicle sales warranties, 481J–3
Premises
dealer or auction self-inspection and report, 437–7
Rules
administrative hearings, 437–51
used vehicle sales warranties, 481J–5
Sales
cancellation, 437–28, 31.5
consumer consultants, 437–1.1, 28
failure to obtain financing, 437–31.5
lemon law returned vehicles, 481I–3
rescission rights disclosure, 437–28
stop-sale orders, 437–59
terminal rental adjustment clause not deemed sale, 286–52.4
Salespersons
consumer consultants, 437–28
Service contracts
see SERVICE CONTRACTS
Shipping vehicles
certificates of registration, 286–47, 271
Used motor vehicles
cancellation of sale or lease, 437–28, 31.5
lemon law returned vehicles, 481I–3
recall repairs, 437–59
registration, 286–41, 42
stop-sale orders, 437–59
Violations of provisions
franchises, 437–28, 28.5
Warranties
parts reimbursement markup for warranty work, 437–56
resale, lease, or auction of returned vehicle, 481I–3
service contracts
see SERVICE CONTRACTS
signs, 481I–3
vehicle protection products
see MOTOR VEHICLES, Alarm systems

MOTOR VEHICLE REPAIRS
Board
enforcement of provisions, 437B–12.1
Facilities
display of license or certification, 437B–12.1
signs required, 437B–12.1
Hearings, 437B–12.1
Insurance

motor vehicle insurer preference program, 431:10C–313.5
substitution for original equipment and parts, 431:10C–313.6
Licenses
applicability, 437B–2
apprentices, 437B–23.5
bond, 437B–26
certification required, 437B–4, 24
classifications, 437B–8
display, 437B–12.1
exemptions, 437B–2
limitations, 437B–8
mechanics, 437B–12.1
renewal, 437B–9
repair dealers, 437B–7.5, 9, 12.1
rules, 437B–4
Mechanics
licensing
requirements, 437B–12.1
Parts
substitution for original equipment and parts, 431:10C–313.6
Records
inspection by police, 286–44
Repair dealers
insurer's preference, 431:10C–313.5
licensing
display, 437B–12.1
requirements, 437B–12.1
like kind and quality parts, 431:10C–313.6
price comparison review, 437–56
Replaced parts
insurance coverage, 431:10C–313.6
Service contracts
see SERVICE CONTRACTS
Signs in repair locations
requirements, 437B–12.1
Theft
inspection of books and premises for stolen vehicles and parts, 286–44
Tire recovery
administration, 342I–31
cleanup and remediation, 342I–30
enforcement, 342I–33
entry and inspection, 342I–32
registration, 342I–26
reports, 342I–26
special account, 342I–29
surcharge, 342I–28
violations, 342I–34, 35
Violations of provisions
enforcement actions, 437B–12.1

MOTOR VEHICLES

Abandoned vehicles
notice
to out-of-state owner, 290–2
owners
notice to out-of-state owner, 290–2
rules, 290–2
sales
authority, 291C–165.5
transfer of title, 291C–165.5
vehicle abandoned on tow company premises, 291C–165.5
towing
damage to towed vehicle, 291C–135, 165.5
failure to recover, 291C–165.5
Absence from state
renewal of drivers' licenses, 286–106.5
Accidents
alcohol or drug testing of drivers, 291E–21
emergency vehicles rendering aid
duty of approaching vehicles, 291C–27
leaving scene of accident
extended terms of imprisonment, 706–662
redirecting traffic
authorization, 135–2
cane haul roads, 264–1.5
damage to property, 135–4
definitions, 135–1
injury or death, 135–3, 4
landowner's immunity, 135–3
negligence, 135–3, 4
state's immunity, 135–4
use of private property and streets, 135–2
reporting suspicious injuries to police, 453–14
tort liability, 431:10C–117.5
towing vehicles, 291C–165.5
traffic emergency zones, 264–1.5
unidentified vehicles
motor vehicle insurance coverage, 431:10C–103
Actions
arbitration of insurance claims, 431:10C–213.5, 304, 308.5
tort liability, 431:10C–117.5
Advertising
advertising on vehicles, 445–112.5
Alarm systems
warranties
administrative agents, 481R–7
applicability, 481R–2
cancellation, 481R–10
compliance, 481R–7
condition of vehicle sale, 481R–12
covered expenses, 481R–2
definitions, 481R–1

disclosures, 481R–7, 9
enforcement, 481R–3, 13
exemptions, 481R–4
expiration, 481R–10
financial security requirements, 481R–5, 6
hearings, 481R–13
identification marks on vehicle components, 481R–2
insurance commissioner's powers, 481R–3, 4
insurance policies, 481R–5, 6
misrepresentation, 481R–12
name of warrantor, 481R–11
penalties for violations, 481R–13
prohibited acts, 481R–12
records, 481R–4, 8
registration of warrantor, 481R–4
rules, 481R–3
scope, 481R–2
terms and exclusions, 481R–9
vehicle identification numbers, 481R–2
warrantor's duties, 481R–7, 9
Alcohol monitoring devices, see Driving under the influence of alcohol or drugs, continuous alcohol monitoring devices, below
All-terrain and utility-terrain vehicles
definitions, 286–12
permitted uses, 286–12
Anatomical gifts
access to information, 286–109.6
organ and tissue education fee, 286–109.7
Antique motor vehicles
special interest vehicles, 286–26.5
street rods, 286–26.5
Appeals
driving under the influence of alcohol or drugs
revocation of driver's license, 291E–40
Armed forces
court-martial conviction reports, 286–128
renewal of drivers' licenses, 286–106.5
vehicle weight tax exemption, 249–6.5
Arrest
warrants, 353–66.5, 604–7.2
Autocycles
see MOTORCYCLES
Buses
commuter benefits program, 46–16.2
school buses
collection of fares, 302A–407.5
exemption from use, 286–181
failure to stop, 291C–95
motorcoaches, 286–181
other vehicles may be used, 286–181
use of high occupancy or zipper lanes, 291C–221, 222.5

Cell phones, see Mobile electronic devices, below
Child passenger restraints
    driver education and training fund assessments, 286G–3
    penalties, 291–11.5
    violations, 291–11.5
Citations
    additional assessments, 291C–171
    court costs and fees, 607–4
    delinquent payments, 291C–171
    driving without insurance, 431:10C–117
    failure to pay, 291C–171
    interest penalty, 291C–171
    mobile electronic device use, 291–17
    rental or U-drive vehicles, 291D–3.5
Collector's vehicles, see Special interest vehicles, below
Commercial drivers
    all-terrain and utility-terrain vehicle operation, 286–12
    driving records, 286–102, 239
    employers
        employing driver without commercial license, 271–19
    fees, 286–239.5
    learner's permit, see licenses, below
    licenses
        downgrades
            authority of examiner, 286–241.4
            initiation, 286–240
            notice, 286–241
        expiration and renewal, 286–239.5
        information system
            required postings, 286–245
        learner's permit
            application, 286–238
            contents and restrictions, 286–238.2
            qualification standards, 286–236
            reciprocity, 286–248
            renewal, 286–236
            required, 286–235
            suspension or revocation
                authority of examiner, 286–241.4
                grounds, 286–240
                hearing, 286–241.5
                notification, 286–241
            traffic violations
                furnishing information, 286–245
                notice to other states, 286–244
                notification requirements, 286–233
                penalty for violations, 286–249
        medical certification
            variances, 286–241
        not certified status
            authority of examiner, 286–241.4

reactivation, 286–239.5
reciprocity, 286–236
suspension or revocation
child support debt, 286–241.4
vehicle weight requirements, 286–102
medical certification
verification, 286–236
mobile electronic device use
exemptions, 291–17
fines, 291–17
residency, 286–236, 238
rules, 286–236
traffic violations
furnishing information, 286–102, 239
vehicle weight
license requirements and exemptions, 286–102
Counties
fees, 249–9.5
parking for disabled placards, 291–51.3
special license plates, 249–9.3, 9.5
towing operation regulations, 46–1.5, 20.5
Dangerous wheels prohibited, 291C–130.5
Definitions
all-terrain vehicle, 286–12
dangerous wheels, 291C–1
electric vehicles, 286–2, 291C–1
farm equipment, 286–12
leasing, 481L–1
leaving child unattended in vehicle, 291C–121.5
nondomiciled commercial learner's permit, 286–231
special interest vehicles, 286–26.5
special number plate, 249–9.5
speeding in school zone or construction area, 291C–104
tank vehicle, 286–231
utility-terrain vehicle, 286–12
wheel boot, 291C–115
Derelict vehicles
disposition, 286–51
nonrepairable vehicles, 286–51.5
Disabled persons
driver's licensing, 286–110
parking for disabled persons, see Parking, below
Drag racing
raceways and tracks
liability for injuries, 663–10.95
racing on highways, 291C–103
Driver education
driver retraining
child passenger restraints, 286G–3, 291–11.5
court order upon conviction, 286–128
education and training fund

assessments, 286G–3
deposits into fund, 286G–3
instruction permit required, 286–110
minors, 286–108
required, 286–108
statewide program, 286–108.4
teacher certification, 286–108.4
Drivers' licenses
advanced health care directives, 286–109.4
age, 286–102.6, 104
categories, 286–102
conditional licenses, 286–109
expiration of license, 286–107.5
facsimile license, 710–1017.5
false name or information, 710–1016.3, 1016.4, 1017.5
firefighters, 286–105
identification numbers, 286–109
imitation license, 710–1017.5
instruction permits
age, 286–104, 110
disabled persons, 286–110
driver education classes, 286–110
limited purpose licenses, 286–104.5, 111
military selective service registration, 286–102.5, 104
minors, 286–104, 108, 110
limited purpose licenses, 286–104.5, 111
military selective service registration, 286–102.5, 104
minors
age, 286–102.6, 104, 108
driver education required, 286–108
examination, 286–108
instruction permits, 286–104, 110
limited purpose licenses, 286–104.5, 111
provisional licenses, 286–102.6
suspension for alcohol violation, 281–101.5
nonresidents
reciprocal licensing, 286–101.5
suspension or revocation, 286–128
waiver of examination and demonstration, 286–108
organ donor designation, 286–109.6, 327–20
reactivation of expired license, 286–107.5, 239.5
reciprocal licensing, 286–101.5
records, 286–109.6
renewals
commercial drivers, 286–239.5
conditional renewal, 286–109
failure to renew, 286–107.5
military personnel and dependents, 286–106.5
revoked license, 286–118.5
social security numbers, 286–109, 111
suspension or revocation

alcohol violation by minor, 281–101.5
child support debt, 286–102, 291–4.6
driving record review, 286–128
driving under the influence of alcohol or drugs
driving while license suspended or revoked, 291E–62
habitual offenders, 291E–61.5
period of revocation, 291E–41
refusal to submit to testing, 291E–65
sentencing, 291E–61
racing on highways, 291C–103
reports to other states, 286–128
speeding, 291C–105
spilling loads on highways, 291C–131
unlawful use, 487J–6
vehicle weight restrictions, 286–102
veteran status notation, 286–109, 111
Driving under the influence of alcohol or drugs
accidents
police to test driver for alcohol or drugs, 291E–21
administrative revocation of license
administrative reviews
automatic review, 291E–37
decision, 291E–37
documents to be submitted, 291E–36
evidence, 291E–36
notice, 291E–34
procedures, 291E–37
appeals, 291E–40
arrest, 291E–33
computation of time, 291E–46
conditional permits, 291E–44.5
contested case procedures inapplicable, 291E–43
criminal prosecution, 291E–32
effective date, 291E–31, 41
hearings
costs and fees, 291E–39
decision, 291E–38
evidence, 291E–38
procedures, 291E–38
request for, 291E–38
right to request, 291E–34
notice
administrative reviews, 291E–37
contents, 291E–34
effect, 291E–31, 33
other states, 291E–42
period of revocation, 291E–41
probable cause, 291E–33
reinstatement of license
eligibility, 291E–61.6
requirements, 291E–61.6

relicensing, 291E–45
reversal, 291E–35
rights of respondent, 291E–34
seizure of license, 291E–33
temporary permit to drive, 291E–31, 62
arrest of driver, 291E–11
assessment of substance abuse or dependence, 291E–41, 61, 64
continuous alcohol monitoring devices
defined, 291E–1
fees and charges, 291E–6.5
period of use, 291E–6.5
program administration, 291E–6.5
violations and penalties, 291E–6.5
when removal not a violation, 291E–6.5
when required, 291E–6.5
criminal offenses
concurrent with administrative revocation, 291E–32
consuming or possessing alcohol in vehicle, 291–3.1, 3.2
elements of crime, 291E–61, 61.5
evidence of intoxication, 291E–3
mopeds, 291–3.1
open bottle or receptacle with liquor, 291–3.1
passengers, 291–3.2
prosecution, 291E–32
scenic lookouts, 291–3.3
sentencing, 291E–61, 61.5
storage of containers, 291–3.3
definitions, 291E–1
driver education and training fund assessments, 286G–3
habitual offenders, 291E–61.5
ignition interlock devices
certification of devices and vendors, 291E–6
circumventing devices, 291E–66, 67
conditional permits, 291E–44.5
costs, 291E–5
defined, 291E–1
driving for employment, 291E–44.5, 61
financial assistance, 291E–5
installation, 291E–6
instruction permit
eligibility, 291E–61.6
requirements, 291E–61.6
interlock permit
license reactivation, 286–118.5
operating a motor vehicle, 291E–62
required, 291E–41
rules, 291E–6
standards and procedures, 291E–6
tampering with devices, 291E–66, 67
minors
criminal offense, 291E–64

evidence of intoxication, 291E–1, 64
nonresidents, 291E–42
notice, 437D–13
other crimes, 291E–22, 32
prior offenses, 291E–41
probable cause, 291E–11, 21
proof of financial responsibility, 287–20
repeat offenders
continuous alcohol monitoring device, 291E–6.5
definitions, 291E–1
habitual offenders, 291E–61.5
juvenile records, 291E–4, 61
prior law offenses, 291E–1, 4
sentencing, 291E–41, 61
reports by health care providers, 291E–21, 663–1.9
revocation of driver's license
administrative reviews, 291E–37
driving after license suspended or revoked, 291E–62
habitual offenders, 291E–61.5
persons not to be licensed, 286–104
records, 287–2
renewal of license, 286–118.5
sentencing, 291E–61
revocation of vehicle registration
authority, 291E–1
co-owners, 249–9.4, 291E–48
definitions, 291E–1
failure to surrender plates, 291E–47
household members, 249–9.4, 291E–48
repeat intoxicated drivers, 291E–1
reregistration, 291E–45
rules, 291E–48
sale or transfer of vehicle, 291E–49
special plates, 249–9.4, 291E–48
stopper removal, 291E–45.5
surrender of plates, 291E–47
violations, 291E–47
roadblocks
establishment, 291E–19
procedures, 291E–19, 20
rules, 291E–19
standards, 291E–20
signs at bars and liquor establishments, 281–44
testing for alcohol or drugs
accidents, 291E–21
additional tests, 291E–13
administration of tests, 291E–11
admissible results, 291E–11, 22
assistance by government physicians, 291E–2
costs, 291E–11
dead or unconscious persons, 291E–14

equipment, 291E–36
evidence of intoxication, 291E–1, 3, 17, 36
health care providers to report, 291E–21, 663–1.9
implied consent, 291E–11, 14
laboratory standards and procedures, 321–161
less than minimum amount, 291E–35
other crimes, 291E–22, 32
persons qualified to take specimens, 291E–12, 321–161
preliminary screening devices
defined, 291E–1
use, 291E–11
presumptions, 291E–3
procedures, 291E–36
refusal to submit to testing
sanctions, 291E–15, 65
test results collected, 291E–18
tort liability, 431:10C–306
Electric vehicles
charging stations
availability, 291–71
condominiums and townhouses, 196–7.5
neighborhood electric vehicles
defined, 286–2, 291C–1
registration, 286–41
restrictions, 291C–53, 134
rules, 291C–134
slow moving vehicle signs, 291C–130
speed, 286–2, 291C–134
parking
spaces reserved for electric vehicles, 291–71
violations, 291–72
personal assistive mobility devices
defined, 291C–1
restrictions, 291C–134.5
speed, 291C–134.5
state fleet purchasing, 103D–412
Emergencies
redirecting traffic, see Accidents, above
Emergency management
liability for damages, 127A–9
Emergency road service
service contracts
see SERVICE CONTRACTS
Emergency vehicles rendering aid
duty of approaching vehicles, 291C–27
Equipment
commercial vehicles
mudguards, 286–202.8
ignition interlock devices, see Driving under the influence of alcohol or drugs, above
mopeds, 291C–195
neighborhood electric vehicles, 286–2, 291C–1

special interest vehicles, 286–26.5
street rods, 286–26.5
Examination of drivers
age, 286–108
license expiration and renewal, 286–107.5
minors, 286–108
moped operators, 286–102
road tests, 286–110
waiver of examination and demonstration, 286–108
Farm equipment
definitions, 286–12
Fees
abandoned or derelict vehicle disposition, 286–51
counties may increase by ordinance, 286–51
driver education programs, 286–108.4
drivers' licenses, 286–107.5
driving under the influence of alcohol or drugs, 291E–39
organ and tissue education fee, 286–109.7
registration, 286–51
rental vehicles, 437D–8.4
trailers, 286–52.5
Firearms
carrying loaded firearms, 134–26
Forfeitures
unauthorized entry into vehicle, 712A–4
Fraud
drivers' licenses, 710–1016.3, 1016.4, 1017.5
parking for disabled, 291–51.4, 52.7
Government motor vehicles
alternate fuel vehicles, 103D–412, 1012
emergency management use, 127A–9
energy efficient vehicles, 196–9
shipping, 286–271
smoking prohibited, 328J–2
Hearings
driving under the influence of alcohol or drugs
administrative revocation of license, 291E–39
Highway safety
waste material falling from vehicles, 291C–133
Identification numbers
defined, 286–2
interisland shipping of vehicles, 286–271
issuance by counties, 286–42
reconstructed or special interest vehicles, 286–42
special interest vehicles, 286–26.5
street rods, 286–26.5
Imported vehicles
use tax payment, 238–9.5, 286–41
Inspections
inspection stations
fines, 286–28

stored vehicles, 249–5.5
Insurance
actions
arbitration, 431:10C–213.5
reduction of award, 431:10C–301.5
rental vehicles, 431:10C–303.5
tort liability, 431:10C–117.5, 213.5
benefits
copayment, 431:10C–103.6
death benefits, 431:10C–302
defined, 431:10C–103.5
managed care option, 431:10C–302.5
maximum amounts, 431:10C–103.5
optional additional coverage, 431:10C–302
reduction of award or judgment, 431:10C–301.5
repair provider preference, 431:10C–313.5
services covered, 431:10C–103.5, 103.6
wage loss benefits, 431:10C–302
cancellation of policies
exemption from requirements, 431:10C–110.5
replacement policy requirements, 431:10C–110.5
claims
arbitration, 431:10C–213.5, 304, 308.5
like kind and quality parts, 431:10C–313.6
rental vehicles, 431:10C–303.5
repair provider preference, 431:10C–313.5
self-insurers, 431:10C–603
service centers, 431:10C–119
third-party claims, 431:10C–122, 431:13–103
total loss claims
taxes and fees, 431:10C–122
collision
emergency services
coverage, 431:10C–302
coverage
benefit amounts, 431:10C–103.5
covered loss deductible, 431:10C–117.5, 301.5
description, 431:10C–103.6
disclosures, 431:10C–302
emergency services, 431:10C–302
foster children, 346–17.3, 431:10C–407
group plans, 431:10C–206.5
plain language billing, 431:10C–115.7
reciprocal beneficiaries, 431:10C–103
rental vehicles, 431:9A–142, 431:10C–303.5, 437D–5.5
required, 431:10C–104
death
optional coverage, 431:10C–302
tort liability, 431:10C–306
disability
monthly earnings defined, 431:10C–103

optional wage loss benefits, 431:10C–302
tort liability, 431:10C–306
disclosures, 431:10C–302
driving without insurance
citations, 431:10C–117
fees, 431:7–101
foster children
insurance coverage, 346–17.3, 431:10C–407
fraud
insurance cards, 431:10C–107
hearings
self-insurers, 431:10C–607
insurance identification card
design, 431:10C–107
duration, 431:10C–107
electronic card, 286–116, 431:10C–107
forgery, 431:10C–107
self-insurers, 431:10C–105, 604
insurers
audits, 431:10C–119, 215
customer service centers, 431:10C–119
examinations, 431:10C–119
fees, 431:10C–215
licensing, 431:10C–119
obligation to pay benefits, 431:10C–304
records and accounts, 431:10C–215
reimbursement of duplicate benefits, 431:10C–307
repair dealers, 431:10C–313.5, 313.6
reports, 431:10C–215
rules, 431:10C–119
medical and health care
actions, 431:10C–117.5, 301.5
benefit amounts, 431:10C–103.5
billing, 431:10C–308.5
copayment, 431:10C–103.6
deductibles and coinsurance, 431:10C–302
description of coverage, 431:10C–103.6
emergency care, 431:10C–302
fees and charges, 431:10C–308.5
frequency of treatment, 431:10C–308.5
liability coverage, 431:10C–301
managed care option, 431:10C–302.5
optional coverages, 431:10C–302
services covered, 431:10C–103.5, 103.6
treatment reports, 431:10C–308.5
notice
plain language billing, 431:10C–115.7
replacement policy requirements, 431:10C–110.5
self-insurers, 431:10C–605, 607
policies
group plans, 431:10C–206.5

plain language billing, 431:10C–115.7
property damage
deductibles, 431:10C–302
liability coverage, 431:10C–301
optional coverage, 431:10C–302
providers
acupuncturists, 431:10C–103.6
billing, 431:10C–308.5
chiropractors, 431:10C–103.6, 302
fees and charges, 431:10C–103.6, 304, 308.5
frequency of treatment, 431:10C–308.5
managed care option, 431:10C–302, 302.5
massage, 431:10C–103.5
non-traditional health care, 431:10C–302
payment, 431:10C–304, 308.5
physical therapy, 431:10C–103.5
prohibited practices, 431:10C–308.7
rental vehicle company producers, 431:9A–142
services covered, 431:10C–103.5, 103.6
special reports, 431:10C–308.5
public assistance recipients
coverage, 431:10C–407
rates, 431:10C–410
services covered, 431:10C–103.5
rates
group plans, 431:10C–206.5
managed care option, 431:10C–302, 302.5
plain language billing, 431:10C–115.7
public assistance recipients, 431:10C–410
repair provider preference, 431:10C–313.5
rental vehicles
action against operator or renter, 431:10C–303.5
applicability, 437D–5.5
licensing, 431:7–101, 431:9A–142
payment of claims, 431:10C–303.5
primary policy, 431:10C–303.5
replacement policy requirements, 431:10C–110.5
rules
adoption, 431:2–201
joint underwriting plan, 431:10C–406, 407
optional additional coverage, 431:10C–302
self-insurance
adjusters, 431:10C–603
application, 431:10C–105
authorization, 431:10C–105
certificate of self-insurance
duration, 431:10C–606
expiration, 431:10C–606
issuance, 431:10C–604
revocation, 431:10C–607
claims service and processing, 431:10C–603

compliance with benefit requirements, 431:10C–601
filings, 431:10C–601
inspection of books and records, 431:10C–601
notices, 431:10C–605, 607
proof of financial ability, 431:10C–602
security, 431:10C–602, 608
surety bonds, 431:10C–602, 608
termination of status, 431:10C–608
transfer, sale, or removal of vehicle, 431:10C–605
violations, 431:10C–607
tort liability, 431:10C–117.5, 213.5
towing companies
loss or damage to towed vehicles, 291C–135, 165.5
transportation network companies, see INSURANCE
uninsured and underinsured vehicles
defined, 431:10C–103
unidentified vehicles, 431:10C–103
wage loss
monthly earnings defined, 431:10C–103
optional coverage, 431:10C–302
Junk
nonrepairable vehicles, 286–51.5
owner may dispose of, 286–51.5
Lanes
changing lanes
emergency vehicles rendering aid, 291C–27
Leases
cancellation of contract, 437–28, 31.5
commercial fleet vehicles and trailers, 286–52.4
consumer consultants, 437–1.1, 28
consumer's rights, 481L–2
definitions, 481L–1
disclosures, 481L–2
resale on surrender, 437–1.1
terminal rental adjustment clauses, 286–52.4
trade-in vehicles, 481L–3
violations, 481L–4
Liability
reckless drivers, 431:10C–117.5
redirecting traffic, see Accidents, above
License plates
special license plates
authority of counties, 249–9.3
combat veteran, 249–9.2
driving under the influence revocations, 249–9.4, 291E–48
eligibility standards, 249–9.3
failure to register special plates, 249–9, 9.1
fees, 249–9.3
gold star family, 249–9.2
Haleakala National Park, 249–9.5
Hawaii Volcanoes National Park, 249–9.5

inactive applications, 249–9, 9.1
issuance by counties, 249–9.3, 9.5
Korea veteran, 249–9.2
other organizations and groups, 249–9.3
Pearl Harbor survivors, 249–9.2
Persian Gulf veterans, 249–9.2
purple heart recipients, 249–9.2
Vietnam veteran, 249–9.2
World War II veteran, 249–9.2
stored vehicles
surrender of license plates, 249–5.5
Liens
repossession of vehicle, 708–836
Limited purpose licenses, see Drivers' licenses, above
Littering
responsibility of driver, 291C–133
waste material falling from vehicles, 291C–133
Living wills
driver's license information, 286–109.4
Maintenance agreements
see SERVICE CONTRACTS
Marine terminal equipment
inspections, 286–26
Medical care decisions
driver's license information, 286–109.4
Minors
driver's education requirement, 286–108, 110
drivers' licenses
age, 286–102.6, 104, 108
provisional licenses, 286–102.6
suspension for alcohol violation, 281–101.5
driving under the influence of alcohol or drugs
administrative revocation of license, 291E–37
criminal offense, 291E–64
evidence of intoxication, 291E–1, 64
juvenile records, 291E–4
examination for license, 286–108
instruction permits
age, 286–104, 110
leaving child unattended in vehicle, 291C–121.5
limited purpose licenses, 286–104.5, 111
restrictions on night driving, 286–102.6, 110
traffic accidents
records release, 571–84
truck passengers, 291–14
Mobile electronic devices
definitions, 291C–137
exempted use, 291C–137
fines, 291C–137
prohibited use, 291C–137
violations, 291C–137

Motor scooters
drivers' licensing, 286–108
rider education program, 431:10G–107
road test, 286–108
Mufflers
debris on highways, 291C–133
Negligent homicide
operating vehicle under the influence of alcohol or drugs, 291E–21
Negligent injury
operating vehicle under the influence of alcohol or drugs, 291E–21
Nonresidents
drivers' licenses
reciprocal licensing, 286–101.5
suspension or revocation, 286–128
waiver of examination and demonstration, 286–108
driving under the influence of alcohol or drugs, 291E–42
report of convictions, 286–128
Notice
towing vehicles, 291C–165.5
Owners
armed services personnel, 476–26
interisland shipping of vehicles, 286–271
removal of vehicle from state, 476–26
Parking
bikeways
parking prohibited, 291C–123
curb markings, 291C–111
disabled persons
administration of program, 291–56, 348F–3
airport parking, 261–17.6
alterations, 291–52.7
compliance, 291–58
enforcement officers, 291–59
expiration dates, 291–51.6, 52
false or imitation placards and cards, 291–52.7
fraudulent verification of disability, 291–51.4
identification cards, 291–52.5
private parking lots, 291–58, 59
reimbursement to counties for costs of issuance of placards, 291–51.3
replacement placards or identification cards, 291–52.6
rules, 348F–6
state employees, 107–11
unauthorized use, 291–53, 57
violations
advanced practice registered nurses, 291–51.4
airport parking, 261–17.6
citations, 291C–165
entry onto private property, 291–59
false or altered cards, 291–52.7
penalties, 291–53, 57, 58
physicians, 291–51.4

state employees, 107–11
electric vehicles
spaces reserved for electric vehicles, 291–71
violations, 291–72
illegally parked vehicles
rental vehicles, 291D–3.5
wheel boot use, 291C–115
off-street parking lots
state buildings, 102–1
public schools, 302A–1151.6
roadside vendors, 264–101
state buildings or properties
concessions to operate, 102–1
tickets
court interpreter exemption, 621–8
University of Hawaii, 304A–2601, 2602
violations
court interpreter exemption, 621–8
wheel boot use, 291C–115
Passing and overtaking
overtaking vehicles on the right
shoulder lanes, 291C–43, 44, 54, 153
when permitted, 291C–43, 54, 153
shoulder lanes, 291C–43, 44, 54, 153
Pawnbrokers
prohibited transactions, 445–134.13
Police
order to stop motor vehicle, 710–1026.9
Public housing projects
traffic control, 356D–107
Racing
raceways and tracks
liability for injuries, 663–10.95
Railroads
commercial vehicles, 286–240
stopping at crossings, 286–240
Rebuilt motor vehicles
vehicle identification numbers, 286–42
Records
access to records, 286–109.6
advanced health care directives, 286–109.4
interisland shipping of vehicles, 286–271
organ donor records, 286–109.6
traffic records
commercial drivers, 286–102, 239
vehicle protection product warranties, 481R–8
Registration
certificates of registration
required to ship vehicle, 286–47
stored vehicles, 249–5.5
certification by manufacturer, 286–42

commercial vehicles
vehicle identification cards, 286–204.5
fees, 286–109.7
junking nonrepairable vehicles, 286–51.5
organ and tissue education fee, 286–109.7
rental vehicles, 437D–8.4
revocation for driving under the influence, see Driving under the influence of alcohol or drugs, above
used vehicles, 286–41, 42
Removal from state
armed services personnel, 476–26
Rentals
advertising disclosure, 437D–6
airport concessions
fees and rents passed on to lessee, 437D–8.4
funding facilities, 261–5.6, 7
car-sharing vehicle surcharge tax, 251–2.5
charges
additional surcharge, 261–5.6, 7
damage to vehicle, 437D–15
disclosure requirements, 437D–6
taxes, fees, and rents passed on to lessee, 437D–8.4
damage to rental vehicles
payment for, 437D–15
damage waivers
commissions for sales, 437D–8.5
insurance companies, 431:9A–142, 437D–5.5
sales, 431:9A–142, 437D–5.5
insurance
action against operator or renter, 431:10C–303.5
application of insurance laws, 437D–5.5
disclosures, 431:9A–142
licensing, 431:7–101, 431:9A–142
payment of claims, 431:10C–303.5
primary policy, 431:10C–303.5
requirements, 431:9A–142
leases, see Leases, above
parking citations
liability of lessees, 291D–3.5
rates
disclosure requirements, 437D–6
surcharges, 261–5.6, 7
taxes, fees, and rents passed on to lessee, 437D–8.4
rental agreements
taxes, fees, and rents passed on to lessee, 437D–8.4
shipping vehicles
certificates of registration, 286–47, 271
traffic infractions, 291D–3.5, 437D–17.5
unfair trade practices, 437D–8.4
Reports
court-martial convictions, 286–128

nonresidents
convictions in other states, 286–128
reciprocal agreements on reporting convictions, 286–128
waste material falling from vehicles, 291C–133
Repossession
defense to theft, 708–836
shipping vehicles
certificates of registration, 286–47, 271
Roadblocks
establishment, 291E–19
procedures, 291E–19
rules, 291E–19
standards, 291E–20
Rules
abandoned vehicles, 290–2
driver education programs, 286–108.4
drivers' licenses
commercial drivers, 286–236
limited purpose, 286–104.5
high occupancy vehicle lanes, 291C–53, 221
ignition interlock devices, 291E–6
neighborhood electric vehicles, 291C–134
organ donor records, 286–109.6
reciprocal licensing privileges, 286–101.5
revocation of vehicle registration, 291E–48
speed limits for school zones and construction areas, 291C–104
Salvage vehicles
inspection of books and premises, 286–44
stolen goods, 286–44
Schools
parking fees, 302A–1151.6
safe routes to school program
established, 291C–3
purpose, 291C–3
report, 291C–3
special fund, 291C–4
surcharge, 291–16, 291C–5
Semitrailers
dangerous wheels prohibited, 291C–130.5
Service maintenance contracts
see SERVICE CONTRACTS
Shipping
certificates of registration, 286–47, 271
Show vehicles, see Special interest vehicles, below
Signs
advertising on signs, 445–121
curb markings in lieu of signs, 291C–111
handicapped parking, 291–51
high occupancy vehicle lanes, 291C–53, 221
speed limits, 291C–104
tow away zones and lots, 290–11

towing company vehicle emblems, 291C–135, 165.5
Special interest vehicles
definitions, 286–2, 26.5
equipment, 286–26.5
identification numbers, 286–26.5
imported vehicles, 286–41
inspection station responsibilities, 286–27
make and year, 286–26.5
reconstructed vehicle exemption, 286–2
registration, 286–41
safety inspections, 286–27
vehicle identification numbers, 286–42
Speeding
construction areas, 291C–104
Daniel K. Inouye highway, 291C–106
driver education and training fund assessments, 286G–3
electric vehicles, 286–2, 291C–134
excessive speeding, 291C–105
mopeds, 291C–202
penalties, 291C–102, 105
school zones, 291C–104
Standing
curb markings, 291C–111
Stopping
curb markings, 291C–111
emergency vehicles rendering aid, 291C–27
railroad crossings, 286–240
roadside vendors, 264–101
Storage
inspections, 249–5.5
vehicular tax exemption for stored vehicles, 249–5.5
Street rods
inspections, 286–27
registration, 286–41
requirements, 286–26.5
Theft
alarm systems, see Alarm systems, above
forfeiture of property, 712A–4
inspection of repair shops, used parts dealers, and salvaging operations, 286–44
police sting operations, 803–41
tracking devices to locate vehicle
exempt from electronic eavesdropping prohibition, 803–41
unauthorized entry into vehicle
first degree offense, 708–836.5
second degree offense, 708–836.6
use of force or threat, 708–840, 841
Tires
debris on highways, 291C–133
projections on face of wheels prohibited, 291C–130.5
Towing
authority, 291C–165.5

charges of towing companies, 291C–165.5
county regulation of towing companies, 46–1.5, 20.5
damage to towed vehicle, 291C–135, 165.5
failure to recover, 291C–165.5
notice to owner, 291C–165.5
payment of charges by cash or credit card, 290–11
request by owner or insurer, 291C–136
sale, 291C–165.5
towing companies
insurance coverage, 291C–135, 165.5
signs, 291C–135, 165.5
traffic hazard or obstruction, 291C–165.5
unauthorized vehicles at university, 304A–2602
Traffic-control devices
advertising on signs or signals, 445–121
Traffic flow
redirecting traffic, see Accidents, above
Traffic infractions
court costs and fees, 607–4
default judgments, 291D–3
failure to appear, 291D–3
fines, 291D–3.5
mobile electronic device use, 291C–137
parking for disabled
airport parking, 261–17.6
penalties, 291–53, 57
parking infractions, 291D–3.5
rental vehicles, 291D–3.5, 437D–17.5
trials
concurrent trials
permitted, 291D–3
procedures, 291D–3, 13
testimony, 291D–13
Trailers
advertising on vehicles and trailers, 445–112.5
commercial fleet leases, 286–52.4
dangerous wheels prohibited, 291C–130.5
Transportation network companies
see INSURANCE
Trucks
minors, 291–14
Used parts and accessories
inspection by police, 286–44
records
inspection, 286–44
stolen goods, 286–44
Vehicle identification numbers (VIN), see Identification numbers, above
Vehicle protection products, see Alarm systems, above
Vintage vehicles, see Special interest vehicles, above
Violations
all-terrain and utility-terrain vehicles, 286–12

arrest, 353–66.5, 604–7.2
breaking into vehicle, 708–836.6
commercial drivers
employers, 271–19
court-martial convictions, 286–128
driver retraining orders, 286–128
driving while license suspended or revoked, 291–4.6
failure to pay fines, 291C–171
ignition interlock devices, 291E–66, 67
jaywalking, 291C–73
leaving child unattended in vehicle, 291C–121.5
mobile electronic device use, 291C–137
mudguards for commercial vehicles, 286–202.8
parking for disabled, 291–51.4, 52.7, 53, 57, 58
parking for electric vehicles, 291–72
parking on bikeway, 291C–123
pedestrian right of way, 291C–72
reports to other states, 286–128
resisting order to stop motor vehicle
first degree offense, 710–1026.9
second degree offense, 710–1027
revocation of vehicle registration, 291E–47
roadside vendors, 264–102
speeding, 291C–102, 105
speeding in school zone or construction area, 291C–104
spilling loads on highways, 291C–131
trauma system surcharge, 291–15, 291C–2, 291E–7
unauthorized entry into vehicle, 708–836.6
wheel boot use, 291C–115
Weight
driver's licensing categories, 286–102
motor carriers, 286–202.6
Wheel boot
use prohibited, 291C–115

MURDER
Aiding and abetting
hindering prosecution, 710–1029
securing proceeds of crime, 710–1018
Attempted murder
reduction to attempted manslaughter, 707–702
Conspiracy
class A felony, 705–526
grading of offense, 705–526
time limitations for prosecution, 701–108
Hostages
first degree murder, 707–701
Medical care decisions
end-of-life decisions not homicide, 327E–13
withholding life-sustaining procedures not homicide, 327E–13
Minors

court proceedings and records, 571–84.6
family court jurisdiction waived, 571–22
sentencing, 706–656, 657
Negligent homicide
extended terms of imprisonment, 706–662
Protected person
first degree murder, 707–701
Repeat offenders, 706–606.6
Second degree murder
repeat offenders, 706–606.6
Sentences
conspiracy to commit, 705–526
enhanced sentence, 706–606.6
pre-sentence diagnosis, 706–601
solicitation to commit, 705–512
Solicitation
class A felony, 705–512
grading of offense, 705–512
time limitations for prosecution, 701–108
Victims held for ransom or reward

first degree murder, 707–701
MUSIC
State musical instruments, 5–10.5

NAMES
Change of name
civil identification card, 286–308
civil unions, 574–5
new birth certificate, 338–17.7
registered sex offenders, 574–5
Civil identification card
correction or alteration of records or cards, 286–308
Civil union partners, 574–1
Commercial use of person's name or likeness
see PUBLICITY RIGHTS
Corporations
see CORPORATIONS
Financial institutions
unauthorized use of institution name or logo to solicit business, 412:2–606.5
Internet sales
bad faith registration or use of domain names, 481B–22, 23, 24
Money transmitters, 489D–14.5
Nonprofit corporations
see NONPROFIT CORPORATIONS

NATIONAL GUARD
Active service
child custody proceedings during deployment
applicability, 571–92

custody during deployment, 571–95
duty to cooperate, 571–93
hearings, 571–94
notice of deployment orders, 571–93
visitation and contact rights of deployed parent, 571–96, 97
professional or vocational license extension, 436B–14.5, 464–9
Arms
use of electric guns, 121–34.5, 134–16
Consumer protection
military sentinel network, 481B–16
Death in service
Hawaii medal of honor awards, 5–22
Emergency management
immunities, 127A–9
Health club contracts
suspension or cancellation during deployment, 486N–7.5
Insurance
life insurance policies
deceptive sales practices, 431:2–201.8
Leaves of absence
nonforfeiture for absence from employment, 78–16.6
public employees, 78–16.5, 16.6
Professional and vocational licensing
extension or restoration during active duty and deployment, 436B–14.5, 464–9
military education, training, or service, 436B–14.8
reciprocity for nonresident spouse
experience requirements, 436B–14.6
reciprocity for spouse
license, 436B–14.7
Taxation
vehicle weight tax exemption, 249–6.5

NATIVE HAWAIIAN RECOGNITION
see HAWAIIAN PEOPLE

NATURAL AREA RESERVES
Commission
financial disclosures, 84–17
training requirement, 10–41
Hunting
public hunting areas, 183D–4
Kaena point natural area reserve
vehicular traffic prohibited, 195–12
Motor vehicles
prohibitions, 195–12
Rules
Kaena point vehicular traffic, 195–12
Use of lands
development without permit or approvals, 607–25
hunting, 183D–4

NATURAL ENERGY LABORATORY AUTHORITY
Board of directors
financial disclosures, 84–17
Concessions
authorization, 227D–2
contracts, 227D–7
exceptions to bidding requirements, 102–2
Natural energy institute
see UNIVERSITY OF HAWAII
Projects and facilities
renewable energy sales, 227D–1.5
Proprietary information, 227D–3.5
Renewable energy production
sale of electricity, 227D–1.5
Tour-related activities
authorization, 227D–2
contracts, 227D–7

NATUROPATHS
Applicability, 455–1.5
Consultations, 455–1.5
Exempt practices, 455–1.5
Insurance coverage for services
motor vehicle insurance, 431:10C–103.5, 103.6
Licenses
continuing education, 455–8
e-mail address, 451D–5
exempt practices, 455–1.5
out-of-state licensees, 455–8.4
qualifications of applicants, 455–2
required, 455–2
temporary and limited licenses, 455–8.4
Public health
emergency or disaster condition, 455–8.4
Rules
examinations, 455–7
licensing, 455–2
scope of practice, 455–6
Scope of practice, 455–1.5

NEGLIGENCE
Comparative negligence
drug dealer liability, 663E–7
Drug dealer liability
comparative responsibility, 663E–7
Emergency assistance
exceptions to liability, 663–10.7
Emergency use of private property
exceptions to liability, 135–3, 4
Good samaritan law
liability for damages, 663–10.7

Health insurance coverage determinations, external review, 432E–40
Medicines and health care supplies
donations, 328C–2
Motorsports facilities, 663–10.95
Recreational activities, 663–1.54

NEGOTIABLE INSTRUMENTS
Checks
bad checks, 40–35.5, 490:3–506.5
check cashing businesses
see CHECK CASHING BUSINESSES
electronic records retention, 489E–12
Demand drafts
acceptance, 490:4–207
authorization, 490:3–104
defined, 490:3–104
presentment warranty, 490:3–417, 490:4–208
sale of goods and services
authorization, 481P–1, 2
disclosures, 481P–2
signature
unsigned instrument, 490:3–104
transfer warranty, 490:3–416, 490:4–207
Dishonor
service fees assessed, 40–35.5, 490:3–506.5
Drafts
demand drafts, see Demand drafts, above
Holders in due course
dishonored items, 490:3–506.5
Money orders
check cashing businesses
see CHECK CASHING BUSINESSES
Notes
electronic records, 489E–16
Pawnbrokers
prohibited transactions, 445–134.13
Signature
third party instrument without customer's signature, see Demand drafts, above

NEWSPAPERS
Advertising magazine and materials distributed free to the public
excise taxes, 237–4
use taxes, 238–2
Emergency management
access to closed areas, 127A–12
Insurance sales
promotional inserts, 431:9A–107.5
Public notice
publication, 1–28.5

NEW YEAR'S DAY

Asian Lunar New Year Commemoration Week, 8–4.6

NIGHTCLUBS
Assault on premises
suspension or revocation of liquor license, 281–61
Drugs on premises
suspension or revocation of liquor license, 281–61
Liquor licenses
renewal, 281–61
revocation or suspension, 281–61
Minors
exotic or nude dancing, 390–2, 712–1218.5
Noise control
maximum night time noise levels, 342F–31.5
Prostitution on premises
suspension or revocation of liquor license, 281–61
Smoking
prohibited, 328J–3

NIIHAU
Niihau shell jewelry and other products
labeling requirements, 486–118.5

NOISE POLLUTION
Actions
development without permit or approvals, 607–25
Construction
small construction projects, 342F–4.5, 14.5
Counties
conflict between state and county regulations, 46–17, 342F–20
Definitions, 342F–4.5
Effect of other laws, rules, and ordinances, 342F–30.8
Fees, 342F–14.5
Hearings
exemptions, 342F–4
Inspections
small construction projects, 342F–14.5
Leaf blowers, 342F–30.8
Night time noise levels, 342F–31.5
Noise code
small construction projects, 342F–4.5
Notices
exemptions, 342F–4
permits, 342F–4
small construction projects, 342F–4.5, 14.5
Permits
approval or denial time limits, 91–13.5
approval without notice or hearing, 342F–4
development without permit or approvals, 607–25
enforcement, 342F–7
exemptions, 342F–4.5, 14.5

fees, 342F–14.5
violations, 342F–9
Records
small construction projects, 342F–4.5
Rules
permit approval or denial time limits, 91–13.5
sound level measurement systems, 342F–31.5
Variances
enforcement, 342F–7
violations, 342F–9
Violations
leaf blowers, 342F–30.8
night time noise levels, 342F–31.5
small construction projects, 342F–4.5

NONPROFIT CORPORATIONS
Actions
access to member lists, 414D–109
access to records by members, 414D–304
acting for corporation without filing incorporation, 414D–34
converted entities, 414D–210.1
court-ordered meetings, 414D–17, 103
derivative proceedings, 414D–90
dissolved corporation
actions by and against, 414D–245
claims against, 414D–247
court order, 414D–253
insolvency, 414D–252
receiver or custodian, 414D–254
reinstatement, 414D–251
effect of amended articles, 414D–186
effect of merger, 414D–204
expulsion or suspension of member, 414D–89
filing documents with department
evidentiary effect, 414D–10
refusal to file, 414D–9
foreign corporations
certificate of authority required to maintain action, 414D–272
revocation of authority, 414D–283, 285
stay of proceedings, 414D–272
transacting business without certificate of authority, 414D–272
indemnification of members, 414D–85, 87
infringement of corporate name, 414D–64
inspection of records by directors, 414D–306.5
powers of corporation, 414D–52
public benefit corporations
intervention, 414D–20
notice to attorney general, 414D–20
removal of director, 414D–140
ultra vires, 414D–54
unlawful distributions, 414D–152

Administration of chapter
powers and duties of department director, 414D–13
Agents
change, 414D–72, 248, 278
designation, 414D–72
failure to give notices, 414D–248
requirements, 414D–71, 277
resignation or termination, 414D–73, 279
service of process, 414D–74, 280
Amendments to chapter
powers of legislature, 414D–2
Applicability
amendments to chapter, 414D–2
existing corporations, 414D–321, 322
foreign corporations, 414D–281, 322
other laws regulating business, 414D–51, 311
savings provisions, 414D–323
severability, 414D–324
Articles of incorporation
action without meeting, 414D–104, 144
admission of members, 414D–81
amendments
approval by third parties, 414D–188
articles of amendment, 414D–183
authorization, 414D–181
effect of amendment, 414D–186
mergers, 414D–201
procedures, 414D–182
reorganization proceedings, 414D–185
restated articles, 414D–184
right to amend, 414D–181
scope of amendments, 414D–181
articles of correction, 414D–7
committees of board, 414D–148
compensation of directors, 414D–142
conflict of interest transactions, 414D–150
contents, 414D–32
correction, 414D–7
election of directors, 414D–134
expiration, 414D–249
expulsion or suspension of member, 414D–89
filing, 414D–33
indemnification, 414D–32, 161, 165, 167
notice, 414D–145
number of directors, 414D–133
number of votes required for action, 414D–112, 147
procuring articles through fraud, 414D–252
proxies, 414D–113
qualifications of directors, 414D–132
quorum, 414D–111, 147
removal of directors, 414D–138, 139

restated articles, 414D–184
rights and duties of members, 414D–84
termination or cancellation of membership, 414D–89.5
terms of directors, 414D–135, 136
vacancy on board, 414D–141
voting rights generally, 414D–110
Assets
dissolved corporation, 414D–245, 254
effect of merger, 414D–204, 206
financial statements, 414D–306
loans or loan guarantees to directors and officers, 414D–151
sale of assets in regular course of business, 414D–221
sale of assets other than in regular course of business, 414D–222
shares of stock or dividends, 414D–19
waste or misapplication, 414D–252
Ballot actions by electronic transmission, 414D–104.5
Bylaws
action without meeting, 414D–104, 144
admission of members, 414D–81
adoption, 414D–36, 187
amendment
approval by third parties, 414D–188
committees of board, 414D–148
compensation of directors, 414D–142
conflict of interest transactions, 414D–150
defined, 414D–14
election of directors, 414D–134
emergency bylaws, 414D–37
expulsion or suspension of member, 414D–89
initial bylaws, 414D–36
members' meetings, 414D–101, 102
mergers, 414D–201
notice, 414D–105, 145
number of directors, 414D–133
number of votes required for action, 414D–112, 147
officers, 414D–153, 154
powers of corporation, 414D–52
proxies, 414D–113
qualifications of directors, 414D–132
quorum, 414D–111, 147
record date, 414D–107
removal of directors, 414D–138, 139
rights and duties of members, 414D–84
right to amend, 414D–187
scope, 414D–36, 187
termination or cancellation of membership, 414D–89.5
terms of directors, 414D–135, 136
vacancy on board, 414D–141
voting rights generally, 414D–110
Citation of chapter, 414D–1
Commission on the status of women

nonprofit foundation, 367–5
Condominiums
conflict of laws, 414D–311
Conservation easements
resource value lands, 173A–4
Contracts
contract rights of officers, 414D–157
execution of contracts by officers, 414D–158
powers of corporation, 414D–52
Conversions
articles of conversion
contents, 414D–208.1
filing with director, 414D–208.1
authorization to convert, 414D–207.1
effect of conversion, 414D–210.1
member approval, 414D–207.1
plan of conversion
abandonment, 414D–207.1
approval, 414D–207.1
contents, 414D–207.1
procedure, 414D–207.1
rights and liabilities of new entity, 414D–210.1
Creditors
conversions, 414D–210.1
dissolved corporation
discharging liabilities, 414D–245, 256
filing claims against corporation, 414D–246, 247
incompetent or missing creditor, 414D–256
insolvency, 414D–252
notice to creditors, 414D–246
payment, 414D–256
Definitions
claims against dissolved corporation, 414D–246
generally, 414D–14
immunities, 414D–159
mergers, 414D–200
Directors
appointed directors
procedure, 414D–134
removal, 414D–139
vacancies, 414D–141
appointment of officers, 414D–153
articles of incorporation, 414D–32, 182
best interests of corporation
determination, 414D–149
indemnification for actions, 414D–160
bylaws, 414D–187
committees
appointment, 414D–148
powers and duties, 414D–148
compensation, 414D–19, 142

deadlock, 414D–252
defined, 414D–14
derivative proceedings, 414D–90
designated directors
    procedure, 414D–134
    removal, 414D–139
    vacancies, 414D–141
dissolution of corporation, 414D–242
dividends and distributions, 414D–19
election
    failure to elect, 414D–252
    procedure, 414D–134
    vacancies, 414D–141
    voting, 414D–114, 115
emergencies, 414D–37, 53
fiduciary duties, 414D–149, 160
fraudulent or dishonest conduct, 414D–140, 252
indemnification to liability
    applicability, 414D–167
    articles of incorporation, 414D–32
    authorization, 414D–164, 167
    court order, 414D–163
    definitions, 414D–159
    determination, 414D–164
    exclusions from indemnification, 414D–160
    expenses
        advances, 414D–162
        corporation to pay, 414D–161
        court order, 414D–163
    financial benefit or gain, 414D–160
    good faith performance of duties, 414D–149, 160
    insurance, 414D–166
    liability for unlawful distributions, 414D–152
    mandatory indemnification, 414D–161
    permissible indemnification, 414D–160
    report to members, 414D–307
inspection and copying of records, 414D–306.5
loans or loan guarantees to directors, 414D–151
meetings
    action without meeting, 414D–144
    attendance waives objection to notice, 414D–146
    court-ordered meeting, 414D–17
    generally, 414D–143
    location, 414D–143
    minutes, 414D–153
    notice
        generally, 414D–145
    organizational meeting, 414D–35
    quorum, 414D–147
    videoconferences, 414D–143
    voting, 414D–147

mergers, 414D–202
number, 414D–133
organization of corporation, 414D–35
powers and duties generally, 414D–131
powers of corporation, 414D–52
qualifications, 414D–132
records inspection and copying, 414D–306.5
removal
appointed or designated directors, 414D–139
generally, 414D–138
judicial proceeding, 414D–140
required, 414D–131
resignation, 414D–137
salaries, 414D–142
sale of assets or property, 414D–221, 222
staggered terms, 414D–136
standards of conduct
conflicts of interest, 414D–150
good faith performance of duties, 414D–149, 160
indemnification against liability
determination, 414D–164
generally, 414D–160
loans or loan guarantees, 414D–151
unlawful distributions, 414D–152
violation, 414D–140
successors, 414D–135, 137, 141
terms of office, 414D–135, 136
vacancies, 414D–135, 141
Dissolution
administrative dissolution
correcting violations, 414D–249, 250
grounds, 414D–248
procedures, 414D–249
reinstatement, 414D–250, 251
articles of dissolution, 414D–241, 243
claims against dissolved corporation, 414D–246, 247
court-ordered dissolution
decree, 414D–255
grounds, 414D–252
procedure, 414D–253
receivership, 414D–254
venue, 414D–253
decree of dissolution, 414D–249, 255
effective date, 414D–243
effect of, 414D–245
filing fees, 414D–5
foreign corporations, 414D–283
infringement of business name, 414D–64, 415A–8.5, 425–196, 428–105.5
permitted activities, 414D–245
prohibited activities, 414D–245
public benefit corporations, 414D–233

receiver or custodian
appointment, 414D–245.5, 253, 254
compensation and expenses, 414D–254
powers and duties, 414D–245.5, 254
reinstatement, 414D–250
revocation, 414D–244
unknown claimants, 414D–247
voluntary dissolution
articles of dissolution, 414D–243
board of directors, 414D–242
court supervision, 414D–252
incorporators or initial directors, 414D–241
procedure, 414D–242
revocation, 414D–244
winding up corporate business
administrative dissolution, 414D–249
court-ordered dissolution, 414D–254, 255
deposit with finance director, 414D–256
generally, 414D–245
Distributions
articles of incorporation, 414D–32
authorized, 414D–232
dissolution, 414D–245, 247
liability of directors, 414D–152
prohibitions, 414D–19, 231
public benefit corporations, 414D–232
purchase of memberships, 414D–232
unlawful distributions, 414D–152
Documents
copies as evidence of original, 414D–10
correction, 414D–7
effect, 414D–10
effective date, 414D–6
errors, 414D–7
evidentiary value, 414D–11
execution, 414D–3
false documents, 414D–12
fees, 414D–5, 18
filing documents, see Filing documents with department, below
forms, 414D–4
information required, 414D–3
inspection and copying by directors, 414D–306.5
requirements, 414D–3
Duration of corporation
expiration of articles of incorporation, 414D–249
extension, 414D–249
perpetual duration, 414D–52
when corporate existence begins, 414D–33
Education
school repair and maintenance projects, 302A–1502.4
Emergencies

actions by corporation, 414D–37, 53
emergency bylaws, 414D–37
powers of corporation, 414D–53
when emergency exists, 414D–37, 53
Endowment funds
see CHARITIES
Evidence
certified copies, 414D–11
documents filed with department, 414D–10, 11
Fees
deposit into compliance resolution fund, 92–24
generally, 414D–5
membership fees and dues, 414D–82, 86
miscellaneous charges, 414D–18
Filing documents with department
agent, 414D–72, 73
amended articles, 414D–183, 185
annual reports, 414D–308
articles of conversion, 414D–208.1
articles of incorporation, 414D–33
certificate of authority, 414D–273
certificate of withdrawal, 414D–282
correction, 414D–7
department duties, 414D–8
dissolution, 414D–243, 244, 255
effect, 414D–8
effective date, 414D–6
errors, 414D–7
false documents, 414D–12, 283
fees, 414D–5, 18
forms, 414D–4
mergers, 414D–203
name of corporation, 414D–62
refusal to file
appeals, 414D–9
ground for dissolution, 414D–248
notice to corporation, 414D–8
requirements generally, 414D–3
restated articles, 414D–184
Foreign corporations
actions
certificate of authority required, 414D–272
stay of proceedings, 414D–272
activities permitted without certificate of authority, 414D–271
agents
appointment, 414D–277
change, 414D–278
resignation, 414D–279
service of process, 414D–280
applicability of chapter, 414D–281, 322
certificate of authority

applications, 414D–273
effect, 414D–275
exempt activities, 414D–271
required, 414D–271, 272
revocation
appeals, 414D–285
effect, 414D–284
grounds, 414D–283
procedure, 414D–284
existing corporations, 414D–281, 322, 323
mergers, 414D–201.5
names
change of name, 414D–274
exclusive use, 414D–276
fictitious names, 414D–276
generally, 414D–276
infringement, 414D–64
powers, 414D–275
reports
failure to file, 414D–283
service of process
generally, 414D–280
withdrawing corporation, 414D–282
transacting business in state, 414D–275
withdrawal from state
applications, 414D–282
certificate of withdrawal, 414D–282
Foundations
commission on the status of women foundation, 367–5
tax-exempt status, 414D–16
Fraud
articles of incorporation, 414D–252
directors, 414D–140
Hearings
appointment of receiver or custodian, 414D–254
court-ordered dissolution, 414D–254, 255
infringement of corporate name, 414D–64
Hospitals
see HOSPITALS
Incorporation
acting for corporation without filing incorporation, 414D–34
articles of incorporation, see Articles of incorporation, above
bylaws, 414D–36
effective date, 414D–33
fees, 414D–5
incorporators
dissolution of corporation, 414D–241
number, 414D–31
who may file, 414D–31
organizational meeting, 414D–35
purposes of corporation, 414D–51

when corporate existence begins, 414D–33
Insurance
employers mutual insurance company, 431:14A–103
health care entities
see INSURANCE, Nonprofit health care entities
liability insurance, 414D–166
Investments
limitations, 414D–16
powers of corporation, 414D–52
Liability
acceptance or rejection of member's action, 414D–116
acceptance or rejection of member's vote, consent, proxy, etc., 414D–116
acting for corporation without filing incorporation, 414D–34
effect of merger, 414D–204
foreign corporations
transacting business without certificate of authority, 414D–272
indemnification of directors, see Directors, above
member's liability for corporate acts, 414D–85
unlawful distributions, 414D–152
volunteers, 662D–2, 3
Management and operation
best interests of corporation
determination, 414D–149, 155, 165
director's indemnification, 414D–160
violation, 414D–140
board of directors
conflicts of interest, 414D–150
deadlock, 414D–252
good faith performance, 414D–149, 160
powers, 414D–131
violation, 414D–140
execution of contracts, 414D–158
officers
execution of contracts, 414D–158
good faith performance, 414D–155, 165
receiver or custodian, 414D–254
Meetings
board of directors, see Directors, above
court-ordered meetings, 414D–17, 103
cumulative voting, 414D–114
emergencies, 414D–37, 53
members' meetings, see Members, below
organizational meeting, 414D–35
participation by electronic transmission, 414D–101, 102
Members
acceptance of action, 414D–116
acceptance of vote, consent, waiver, or proxy, 414D–116
access to records, 414D–302, 303, 304
action without meeting, 414D–104
admission of members, 414D–81
agreements among members

voting agreements, 414D–117
ballot actions by electronic transmission, 414D–104.5
challenges to unauthorized corporate actions, 414D–54
consent to corporate actions
action without meeting, 414D–104
amending articles, 414D–182
conflict of interest transactions, 414D–150
conversions, 414D–207.1
dissolution, 414D–242
mergers, 414D–202
required vote, 414D–14
restated articles, 414D–184
sale of assets other than in regular course of business, 414D–222
signatures, 414D–116
debts to corporation
attachment by creditors, 414D–87
not relieved by resignation or termination of membership, 414D–89
defined, 414D–14
delegates, 414D–91
derivative proceedings, 414D–90
dissolution of corporation
incompetent or missing member, 414D–256
dividends and distributions, 414D–19
election of directors, 414D–114, 115, 134
expulsion or suspension, 414D–89
financial statements of corporation, 414D–306
inspection of records, 414D–302, 303, 304
liability for corporate acts
limitations, 414D–85, 87
meetings
action without meeting, 414D–104
adjournment, 414D–105
annual meetings, 414D–101
court-ordered meetings, 414D–17, 103
deadlock, 414D–252
failure to call, 414D–103
generally, 414D–101
member lists, 414D–109
notice, 414D–105
participation by electronic transmission, 414D–101, 102
proxies, 414D–113
quorum, 414D–111
removal of director, 414D–138
special meetings, 414D–102
waiver of notice, 414D–106
membership fees and dues, 414D–82, 86
membership lists, 414D–109, 301, 305
no requirement to have members, 414D–83
number of votes required for action, 414D–112
powers of corporation, 414D–52
purchase of memberships, 414D–232

record date, 414D–107
removal of director, 414D–138
rights and duties, 414D–84
shares of stock prohibited, 414D–19
signatures, 414D–116
termination or cancellation of membership class, 414D–89.5
voting rights generally, 414D–110
Mergers
abandonment, 414D–202
approval, 414D–202
articles of merger, 414D–203
authorization, 414D–201
bequests, devises, and gifts, 414D–206
definitions, 414D–200
effective date, 414D–202, 203
effect of merger, 414D–204, 206
filing fees, 414D–5
foreign corporations, 414D–201.5
plan of merger, 414D–201, 202
procedure, 414D–202
public benefit corporations, 414D–211
termination, 414D–202, 203
Names
articles of incorporation, 414D–32
change of name, 414D–186, 274
exclusive use, 414D–61, 276
fees, 414D–5
foreign corporations, 414D–276
generally, 414D–61
infringement, 414D–64, 415A–8.5, 425–196, 428–105.5, 482–8.5
reinstatement of dissolved corporation, 414D–250
reserved name, 414D–62
restrictions on corporate name, 414D–61
translations, 414D–3
Notice
amending articles, 414D–182, 184
appointment of receiver or custodian, 414D–254
board of directors
conflicts of interest, 414D–150
meetings, 414D–145, 146
court-ordered indemnification, 414D–163
court-ordered meeting, 414D–17
cumulative voting, 414D–114
dissolution
administrative dissolution, 414D–249
claims against corporation, 414D–246, 247
notice to members, 414D–242
effective date, 414D–15
electronic transmission, 414D–15
emergencies, 414D–53
expulsion or suspension of member, 414D–89

generally, 414D–15
how notice given, 414D–15
infringement of corporate name, 414D–64
manner of service, 414D–74
members' meetings
action without meeting, 414D–104
annual meeting, 414D–101
court-ordered meeting, 414D–103
generally, 414D–105
special meeting, 414D–102
waiver, 414D–106
mergers, 414D–202
proxies, 414D–113
public benefit corporations
actions, 414D–20
dissolution, 414D–233
mergers, 414D–211
record date, 414D–107
refusal to file documents, 414D–8
registered agent
change, 414D–72, 73
removal of appointed or designated director, 414D–139
resignation of director, 414D–137
resignation of officer, 414D–156
revocation of certificate of authority, 414D–284
sale of assets other than in regular course of business, 414D–222
service of process, 414D–74
specific provisions prevail, 414D–15
termination or cancellation of membership, 414D–89.5
waiver of requirements, 414D–17
when notice is received, 414D–15
Officers
appointment or election, 414D–52
best interests of corporation
determination, 414D–155
contract rights, 414D–157
execution of contracts, 414D–158
fiduciary duties, 414D–155
indemnification to liability
applicability, 414D–167
definitions, 414D–159
generally, 414D–165
good faith performance of duties, 414D–155, 165
insurance, 414D–166
loans or loan guarantees to officers, 414D–151
powers and duties, 414D–153, 154
requirements, 414D–153
resignation or removal, 414D–156, 157
standards of conduct
good faith performance of duties, 414D–155, 165
vacancies, 414D–156

Offices
principal office, 414D–14
relocation during emergency, 414D–53
Planned communities
conflict of laws, 414D–311
Powers of corporation
board of directors, 414D–131
challenges to actions, 414D–54
emergency powers, 414D–53
generally, 414D–52
purposes of corporation, 414D–51
ultra vires, 414D–54
Public benefit corporations
actions
derivative proceedings, 414D–90
intervention, 414D–20
notice to attorney general, 414D–20
conflicts of interest, 414D–150
defined, 414D–14
dissolution
judicial dissolution, 414D–252, 253
notice, 414D–233, 253
requirements, 414D–233, 245
distributions, 414D–232
mergers
approval required, 414D–211
limitations, 414D–211
removal of director, 414D–140
sale of assets, 414D–222
ultra vires, 414D–54
Purposes of corporation, 414D–51
Real property
conflict of laws, 414D–311
conversions, 414D–210.1
conveyance tax exemption, 247–3
dissolved corporation, 414D–245
effect of merger, 414D–204, 206
powers of corporation, 414D–52
sale of assets or property, 414D–221, 222
Records
action without meeting, 414D–144
board of directors, 414D–153
financial statements, 414D–306
inspection and copying by directors, 414D–306.5
inspection and copying by members, 414D–302, 303, 304
membership lists, 414D–109, 305
recordkeeping, 414D–153, 301
required records, 414D–301
Related entities
general excise taxes, 237–23.5, 24.7
Reorganization

amendment of articles of incorporation, 414D–185
Repeal of chapter
powers of legislature, 414D–2
Reports
annual reports, 414D–308
failure to file, 414D–248, 283
fees, 414D–5
financial statements, 414D–306
foreign corporations, 414D–283
forms, 414D–4
indemnification of directors, 414D–307
report to members
deemed notice to members, 414D–15
Rules
adoption, 414D–13
powers of department director, 414D–13
Schools
school repair and maintenance projects, 302A–1502.4
Securities
registration exemption, 485A–201
Service of process
conversions, 414D–210.1
fees, 414D–18
foreign corporations, 414D–280, 282
generally, 414D–74
mergers, 414D–203, 204
Severability, 414D–324
Short title, 414D–1
Stock
prohibitions, 414D–19
Sustainable business corporations
see SUSTAINABLE BUSINESS CORPORATIONS
Taxation
conveyance tax exemption, 247–3
excise tax exemption
denial of tax benefit, 237–9.3
generally, 237–23
related entities, 237–23.5, 24.7
tax-exempt status
preservation, 414D–16
registration with tax department, 237–23
Time sharing plans
conflict of laws, 414D–109, 311
Trustees
dissolution, 414D–245.5
Unincorporated associations
see ASSOCIATIONS
Violations
false documents, 414D–12
Volunteers
defined, 662D–1

liability, 662D–2, 3
Voting rights
acceptance of votes, 414D–116
amending articles of incorporation, 414D–182
chapter or units, 414D–115
classes of members, 414D–84, 89.5
class voting, 414D–14
consent to corporate actions, 414D–14
cumulative voting, 414D–114
dissolution, 414D–242
election of directors, 414D–114, 115
electronic signature, 414D–116
generally, 414D–110
how vote given, 414D–14
member action without meeting, 414D–104
member lists, 414D–109
mergers, 414D–202
number of votes required for action, 414D–112
proxies
procedures, 414D–113
signatures, 414D–116
quorum, 414D–111, 147
record date, 414D–107
rejection of votes, 414D–116
removal of director, 414D–138
rights and duties of members, 414D–84
sale of assets other than in regular course of business, 414D–222
signatures, 414D–116
voting agreements, 414D–117

NONSUPPORT
Enforcement of support
see CHILD SUPPORT

NORTHWESTERN HAWAIIAN ISLANDS
Lobsters
restriction on taking and sale, 189–6

NOTARIES PUBLIC
Administration
personnel, equipment, and other costs, 456–9.5
powers of attorney general, 456–1.5, 9
revolving fund, 456–9.5
Alteration of documents
definitions, 456–1.6
misrepresenting notarized document, 710–1069, 1069.5
Authentication, 456–21
Commission
expiration and renewal, 456–1
forfeiture, 456–1
government service, 312–21

powers of attorney general, 456–1.5
unauthorized practice, 456–7
Definitions, 456–1.6
Electronic records or signatures, 489E–11
Evidence
proof of identity and signature, 456–1.6
Fees
deposit of fees, 456–9, 9.5
government service, 312–21
Funds
revolving fund, 456–9.5
Government service, 312–21
Identity of signer
failure to verify identity and signature, 456–20
proof of identity, 456–1.6
Misrepresenting notarized document
first degree offense, 710–1069
second degree offense, 710–1069.5
Rules, 456–1.5, 9
Signature
failure to verify identity and signature, 456–20
proof of identity and signature, 456–1.6
Violations
administrative penalties, 456–9
deposit of fines, 456–9.5
disciplinary actions, 456–1.5
failure to authenticate with certification statement, 456–21
failure to verify identity and signature, 456–20
misrepresenting notarized document, 710–1069, 1069.5
unauthorized practice, 456–7

NOTICE
Animals
feed rules, 144–10
Arbitration
see ALTERNATIVE DISPUTE RESOLUTION
Budgets
state growth and expenditure ceiling, 37–94
Cemeteries
cancellation of contract, 441–22.8
Charitable organizations
release or modification of restrictions of gift instruments, 517E–6
Child care facilities
family child care homes in apartments and townhouses, 502C–2
Child support
administrative enforcement
educational support for adult child, 576E–14, 580–47, 584–18
generally, 576E–5
service, 576E–4
direct payment to custodial parent
right to opt out of enforcement agency system, 580–47.5

generally, 576D–6
Hague convention support proceeding
contesting support order, 576B–707
income withholding, 576D–14
interstate and foreign enforcement
contesting validity, 576B–606
controlling order, 576B–207
income withholding, 576B–501, 506
modification, 576B–614
support order, 576B–401, 605
license suspension or denial, 576D–13
liens, 576D–10.5
public assistance reimbursement, 346–37.3
Community development authority
development plans and projects, 206E–5.5, 5.6
Conservation programs and enforcement
invasive species, 141–3.6, 194–5, 6
voluntary habitat conservation, 195D–4, 21, 22, 343–3
Corporations
see CORPORATIONS
Design claim conciliation panel
notice of claim, 672B–5
Drugs
controlled substances schedules, 329–11
Emergency management
mitigation of hazardous situations, 127A–18
requisitions, 127A–21
service of papers, 127A–15
Employers and employees
business shutdowns or relocations
enforcement of violations, 394B–9
family leave rights of employees, 398–1.5
Energy resources
ethanol production facilities, 235–110.3
renewable fuels production, 235–110.31
Escrow depositories
closing branch offices, 449–20.5
termination of business, 449–24
Family court notice posting, 601–13
Foreclosures
dispute resolution program, 667–75
nonjudicial power of sale, 667–22, 27, 92, 96
notice requirements, 667–76
Forfeitures
seizure for forfeiture, 712A–10
Government publications
electronic publication notification, 93–4.5
Hawaiian home lands
abandonment of lease, HHCA 209
Hazardous materials
see HAZARDOUS MATERIALS

Health planning and resources development
certificates of need, 323D–44.5
hospital acquisition, 323D–72, 73
reduction or elimination of patient services, 323D–82
violations, 323D–50
Historic property preservation
violations, 6E–10.5
Hospitals
acquisition, 323D–72, 73
reduction or elimination of patient services, 323D–82, 323F–31
smoking on premises, 323F–34
Housing construction defects
contractor's right to settle dispute, 444–25.5, 672E–11
notice of claim, 672E–3
notice to prospective purchaser, 672E–11
Identity theft
security breach involving personal information, 487N–2
Judgments
foreign judgments, 658F–4
Kalaeloa community development district
property maintenance complaints, 206E–198
Labor and industrial relations appeals board
hearing notices, 371–4
Lobbyists
complaints and hearings, 97–6
Milk control
prices and salvage values, 157–33
Money transmitters
change in control of licensee, 489D–15
Neighborhood boards
notice of meetings, 92–81
Nonprofit corporations
see NONPROFIT CORPORATIONS
Parole and probation
interstate compact for adult offender supervision, 353B–1
notice to victims, 706–670.5, 801D–4
parole hearings, 706–669, 670
probation revocation hearing, 706–625
Partition of heirs property
cotenant buyout, 668A–8
service of process, 668A–4
Posting of family court notices, 601–13
Prisons and prisoners
pregnant offenders
notice on limited use of restraints, 353–123
Professional and vocational licensing
pharmacists, 461–8
Public assistance
third party claims, 346–37
Publication of notice, 1–28.5
Public contracts

purchases of service
see GRANTS AND PURCHASES OF SERVICE
Public hearings generally
adoption, amendment, or repeal of rules, 1–28.5, 91–2.5
board packets, 92–7.5
emergency meetings, 92–7
how notice given, 1–28.5
proposed rules, 92–7
publication of notice, 1–28.5
written notice of meetings, 92–8
Quarantine
microorganisms, 150A–41, 44
rules, 150A–9.5
Rules generally
fees, 91–2.5
publication of notice, 1–28.5
Self-service storage facilities
removal of property from premises, 507–73
Service contracts
cancellation by provider, 481X–7
insurance policy termination, 481X–8
Smoking
health systems corporation premises, 323F–34
Structured settlements
transfer of payment rights, 676–5
Tobacco products and electronic smoking devices
health systems corporation premises, 323F–34
Trademarks and trade names
see TRADEMARKS AND TRADE NAMES
Trusts and trustees
uniform principal and income act, 557A–105
Wage and hour
employer's required notices, 388–5.7

NUISANCES
Abatement
emergency management powers, 127A–13
Animals
feeding feral birds
nuisance abatement, 322–1
nuisance report, 322–6
Motor vehicles
roadside vendors, 264–101
Noxious substances
foul or noxious odors
feral bird feeding, 322–1
Offenses against public health and morals
abatement
investigation and enforcement unit, 28–131
action to abate
costs and expenses, 712–1276

dismissal, 712–1274
failure to prosecute, 712–1274
judgments, 712–1275
precedence, 712–1273
private parties, 712–1271
reputation of building or place, 712–1273
standard of proof, 712–1271.5
substitution of parties, 712–1274
who may bring, 712–1271
authority to bring abatement action, 712–1270
closing place or premises, 712–1275
contempt, 712–1277.5
costs and expenses
assessment, 712–1276
lien on place, 712–1277, 1278
court orders, 712–1275
definitions, 712–1280
fireworks violations, 712–1281
injunctions
judgments, 712–1275
permanent injunctions, 712–1271
preventing persons from entering or residing in place, 712–1270.5
temporary writs, 712–1272
lessor's actions, 712–1279
places deemed nuisances, 712–1270
protection of complainant or witness
protective orders, 712–1271.6
rights generally, 712–1270.3
release of building or premises, 712–1277
standard of proof in actions, 712–1271.5
termination of lease, 712–1279
violations, 712–1277.5
Unlawful residence or occupation of real property, 712–1270

NURSES
Actions
immunities for disaster response personnel, 321–23.3
immunity from liability, 329E–2
limitation of liability; expedited partner therapy, 453–54
Advanced practice registered nurses
assault on, 707–711
criminal history record checks, 457–8.5
disability insurance
certification of disability, 392–26
drugs
defenses to promoting, 329–126
e-mail address, 451D–5
expedited partner therapy
see DISEASES, Sexually transmitted diseases
healthcare preceptor tax credit, 235–110.25
immunities, 327K–3

immunizations, 302A–1154, 1158, 325–33
informed consent to treatment
minors, 577A–2
insurance coverage for services
generally, 431:10A–116, 432:1–611
motor vehicle insurance coverage, 431:10C–103.5
primary care providers, 431:10A–125, 432:1–615, 432:2–410
license, 457–8.5
long-term care
authorization for placement, 321–15.61
mental health and substance abuse treatment
authorized services, 431M–1
definitions, 431M–1
insurance coverage, 431M–4
treatment plans, 431M–4
parking for disabled persons
fraudulent verification of disability, 291–51.4
physical examinations, 302A–1159
school health clearances, 302A–1160
scope of practice, 323–3, 457–2.7
signing verifications, authorizations, and other forms, 457–8.8
tuberculosis clearances, 302A–1154
workers' compensation coverage for services, 386–1
Background checks of health care facility employees, 321–15.2
Board of nursing
sharing license and discipline data with other states, 457–5.5
Center for nursing fee
disbursements to center for nursing special fund, 457–9.5
Child abuse or neglect
examination of child and collection of evidence, 350–1.5
Criminal history record checks of health care facility employees, 323F–5.5, 457–5, 7, 8, 8.5
Death determination, 327C–1
Definitions, 457–1.5
Disciplinary actions
reciprocal actions, 457–12.5
sharing data with other states, 457–5.5
Education
continuing competency, 457–9.2
learning activity options, 457–9.3
student loan default or contract breach, 457–9
university nursing school
see UNIVERSITY OF HAWAII
Emergency assistance
disaster response personnel, 321–23.3
Examination
powers of board, 457–5
Fees
center for nursing fee, 457–9.5
Hearings
disciplinary actions, 457–12.5
Insurance

contested or denied claims, 431:13–108
coverage for services, 431:10A–116, 431:10C–103.5, 432:1–611
payment of claims
time to pay, 431:13–108
primary care providers, 431:10A–125, 432:1–615, 432:2–410
recoupment or offset demands, 431:13–108
workers' compensation coverage for services, 386–1
Licensed practical nurses
criminal history record checks, 457–8
scope of practice, 457–2.6
Licenses
advanced practice registered nurses, 457–8.5
applicant disciplined by another state, 457–12
continuing competency, 457–9.2
criminal history record checks, 457–5, 7, 8, 8.5, 9, 846–2.7
disciplinary actions, 457–12.5
e-mail address, 451D–5
endorsement, 457–5
inactive, 457–9
learning activity options, 457–9.3
revocation or suspension, 457–9
sharing data with other states, 457–5.5
verification, 457–5.5
Long-term care
assisted living facilities, 323D–2
authorization for placement, 321–15.61
home and community-based programs, 346D–4
Minors
consent by minor to treatment, 577A–2
financial responsibility for care, 577A–4
information on treatment, 577A–3
Nurse aides
assault on, 707–711
certification
medicare or medicaid facilities, 457A–7
non-medicare or medicaid facilities, 346–46, 457A–8
required, 457A–6
definitions, 457A–1.5
examinations
medicare or medicaid facilities, 457A–7
non-medicare or medicaid facilities, 457A–8
fees
medicare or medicaid certification, 457A–7
non-medicare or medicaid certification, 457A–8
medicare or medicaid facilities
definitions, 457A–1.5
health department regulation, 321–13.5, 457A–2
training and certification, 457A–7
violations
powers of health department, 321–13.5, 457A–2
non-medicare or medicaid facilities

human services department regulation, 346–46, 457A–2
training and certification, 346–46, 457A–8
violations
powers of human services department, 457A–2
performance reviews
medicare or medicaid facilities, 457A–7
non-medicare or medicaid facilities, 457A–8
scope of practice, 457A–1.5
training
medicare or medicaid facilities, 457A–7
non-medicare or medicaid facilities, 346–46, 457A–8
violations
medicare or medicaid facilities, 321–13.5
Nursys
defined, 457–2
participation in by nursing board, 457–5.5
Professional corporations
see PROFESSIONAL CORPORATIONS
Public health nurses
case management services to medically fragile children, 321–431
services, 321–1.7
Records
board of nursing, 457–5
continuing competency, 457–9.2
Registered nurses
criminal history record checks, 457–7
death determination, 327C–1
delegation of nursing care tasks, 457–7.5
scope of practice, 457–2.5
Rules
national standards, 457–6.5
School health aides
administration of medications, 302A–853
employment, 302A–854
professional development, 302A–708
salaries, 302A–854
Standards of practice
adoption, 457–5
advanced practice registered nurses, 457–2.7
delegation of nursing care tasks, 457–7.5
licensed practical nurses, 457–2.6
national standards
adoption, 457–6.5
registered nurses, 457–2.5
scope of practice, 457–1.5
Student nurses
student loan default or contract breach, 457–9
Taxation
healthcare preceptor tax credit, 235–110.25
Telehealth
definition, 457–2

privacy, security, and confidentiality, 457–17
rules, 457–5
Violations
powers of board, 457–5

NUTS
Agricultural loans to processors
see AGRICULTURAL LOANS
Theft
see FARM PRODUCE, Certificates of ownership

OBSCENITY
Displaying indecent matter, 489X–1
Sale of adult entertainment products, 489X–1
Telephone solicitation
abusive practices, 481P–3

OBSTRUCTING
Dam safety
obstruction or interference with inspections, 179D–22
Dentistry
interference with dental practice, 448–14.5
Interference with reporting an emergency or crime, 710–1010.5
Interfering with a government function, 710–1078
Long-term care facilities
interference with ombudsman, 349–24
Public access to recreational areas
obstructing access, 115–9, 10

OBSTRUCTION OF PUBLIC ADMINISTRATION OR JUSTICE
Deceptive identification documents, 710–1017.5
Disrespect of a legislative house, 710–1078
Government-issued identification obtained under false pretenses, 710–1016.3, 1016.4
Interference with reporting an emergency or crime, 710–1010.5
Misrepresenting notarized document, 710–1069, 1069.5
Misuse of 911 emergency telephone service, 710–1014.5

OCCUPATIONAL SAFETY AND HEALTH
Appeals
appeals board
defined, 396–3
notice of hearing, 396–11.5
powers and duties, 396–11.5
standards of conduct, 396–11.5
Cranes and hoisting machines
advisory board, 396–19
certification, 396–4
definitions, 396–3
fees, 396–20
funding program, 396–20

regulation of operators, 396–4
reports, 396–20
revolving fund, 396–20
rules, 396–19
Education
hoisting machine operators, 396–20
Hearings
appeals board, 396–11.5
Labor and industrial relations department
hoisting machine operators program, 396–20
Notice
appeals board hearings, 396–11.5
inspections, 396–4
variances, 396–4
Public officers and employees
accidental injury leave, 78–24
Records
amusement rides, elevators, etc., 397–4
boiler and elevator safety, 397–4
Reports
hoisting machine operators, 396–20
penalty adjustments, 396–10
Rules
appeals board, 396–11.5
explosives, 396–9
hoisting machine operators, 396–19
Violations
hoisting machine operators, 396–20

OCCUPATIONAL THERAPISTS
Definitions, 457G–1
Duties, 457G–2.7
Exemptions, 457G–5
Insurance coverage for services
workers' compensation, 386–1
Licenses
fees, 457G–6
inactive status, 457G–6
out-of-state licenses, 457G–5
renewal, 457G–6
requirement, 457G–1.4, 1.5
revocation or suspension, 457G–7
violation, 457G–1.4, 7
Occupational therapy assistants
licenses
qualifications, 457G–2.6
requirement, 457G–2.6
supervision requirements, 457G–2.7
Occupational therapy program
advisory committee, 457G–1.3
established, 457G–1.2

licenses, 457G–1.3
powers and duties, 457G–1.3
rules, 457G–1.3
Occupational therapy services
defined, 457G–1
scope, 457G–1
Penalties for violations, 457G–1.4, 7
Practice, 457G–1.5
Title, 457G–1.5

OFFICE OF HAWAIIAN AFFAIRS
Actions
attorney for office, 28–8.3
Appropriations
amounts for 1997 to 1999, 10–13.3
deposit and disbursement of funds, 10–4.5
Board of trustees
ethics training courses, 84–42, 43
legal counsel, 28–8.3
retirement, 88–54.5
Budgets
fiscal autonomy, 10–4.5
Elections
campaign contributions and expenditures
see ELECTIONS
Grants
applications, 10–17
definitions, 10–2
eligibility and qualifications, 10–17
monitoring and evaluation, 10–17
Hawaiian registry, 10–19
Hui Imi advisory council
established, 10–18
powers and duties, 10–18
Kuleana lands
death of owner
escheat, 560:2–105.5
Loan programs, see Revenue bonds, below
Native Hawaiian and Hawaiian rights training course
applicability to board, commission, and council members, 10–41
contents, 10–42
Native Hawaiian recognition
see HAWAIIAN PEOPLE
Native Hawaiian roll commission, 10H–3
Native Hawaiians
registry, 10–19
Powers
fiscal autonomy, 10–4.5
Public land trust
pro rata portion for 1997 to 1999, 10–13.3
public lands disposition

notice to office, 171–64.7
Reports
Hui Imi advisory council, 10–18
Revenue bonds
interest
support facility for variable rate bonds, 10–25.5
loan programs
authorization, 10–23
covenants, 10–27
lien on program revenues, 10–29
payment from and secured by revenue, 10–30
powers of board, 10–22
programs to be self-supporting, 10–31
signature requirements, 10–28
support facility, 10–25.5
tax exemption, 10–32
validity of bonds, 10–28
tax-exempt status, 10–25.1
variable rate bonds
support facility, 10–25.5
Revenues
deposit and disbursement of funds, 10–4.5
pro rata portion for 1997 to 1999, 10–13.3
Taro cultivation and uses, 10–20

OMBUDSMAN
Investigation of complaints
small business regulatory review, 201M–6
Long-term care ombudsman
see LONG-TERM CARE FACILITIES

OPEN MEETINGS
Administration, 92–1.5, 92F–42
Agenda
posting, 92–8
Appeals, 92–1.5
Board packets
public inspection, 92–7.5
Boards and commissions
absence from meetings, 92–15.5
board packets, 92–7.5
canceled meetings
testimony and presentations, 92–2.5
informational meeting attendance, 92–2.5
neighborhood boards, 92–81
nonattendance, 92–15.5
oral testimony and presentations, 92–2.5
County council
limited meetings at board or community group meetings, 92–3.1
Enforcement of provisions, 92–1.5, 92F–42
Minutes of meetings

written summaries, 92–9
Notice
board packets, 92–7.5
emergency meetings, 92–7
proposed rules, 92–7
Reports
limited meeting procedures, 92–3.1
violations, 92–1.5, 92F–42
Videoconference meetings, 302L–3.5
Violations
complaints, 92–1.5, 92F–42

OPTICIANS
Director of commerce and consumer affairs
advisory committee, 458–3
hearings, 458–10
powers and duties, 458–3
Employees
supervision of employees, 458–13
Identification tags, 458–6.9
Place of business
supervision by licensed optician, 458–13
Violations
hearings, 458–10
witnesses, 458–10

OPTOMETRISTS
Examinations
passing score, 459–8
Licenses
renewal, 459–7
Medicaid
overpayment recovery, 346–59.6, 59.7
Rules
examinations, 459–8

ORDINANCES
Alcoholic beverages
special liquor districts, 281–41
Animals
dog attacks, 142–74, 75
County general excise and use tax surcharge, 46–16.8
Fireworks control, 132D–17.5
Impact fees
authority to impose, 264–123, 124
Improvements
improvement districts, 46–80.5
Motor vehicles
regulation of towing companies, 46–1.5, 20.5
Pollution control
light pollution, 262–4.5, 264–45, 266–2.5

noise pollution, 342F–30.8
Preemption by state law
noise pollution control, 46–17
Prostitution
prostitution-free zones, 712–1207
Smoking restrictions, 328J–15
Vicious dogs, 142–74, 75

ORGANIZED CRIME
Human trafficking
see PENAL CODE, Labor trafficking
Labor trafficking
see PENAL CODE
Racketeering activity
failure to report income or pay taxes, 842–11
Unlawful debts
failure to report income or pay taxes, 842–11

OSTEOPATHS
Licensing and regulation
see PHYSICIANS

PARENT AND CHILD
Alcoholic beverages
liability for actions of underage drinker, 663–41, 42
Child custody
generally
see CHILD CUSTODY
Convicted sexual offender's parental rights, 571–46
Crimes
domestic violence committed in presence of minor, 706–606.4, 709–906
Desertion and nonsupport
enforcement of support
see CHILD SUPPORT
extradition, 576B–801, 802
Divorce
effect of divorce or separation on children, 607–5.6
Educational support for child, 580–47
Father and child relationship
acknowledgment, 584–23.6
blood tests, 576E–2
commission on fatherhood
administration, 577E–6
established, 577E–2
funding, 577E–7
legislative findings, 577E–1
meetings, 577E–5
members, 577E–3
powers and duties, 577E–4
convicted sexual offender's parental rights, 571–46

custody or support
convicted sexual offender's parental rights, 571–46
defense in support proceedings, 576B–315
identification of parties, 571–84.5, 584–3.5, 23.5, 23.6
jurisdiction, 576B–201
temporary support, 584–6.5
evidence
genetic tests, 576E–2
jurisdiction, 576B–201
nonresidents, 576B–201
presumption of paternity, 584–3.5
recognition and support in state and county programs, 577–7.5
records, 571–84.5, 584–23.5, 23.6
Foster care
see FOSTER CARE
Genetic testing and information
genetic counselors
see GENETIC COUNSELORS
health maintenance organizations, 432D–26
insurance requirements, 431:10A–118, 404.5, 432:1–607, 432:2–404.5
Gifts
gift as advancement on inheritance, 560:2–109, 609
Grandparents
visitation, 571–46, 46.3
visitation by electronic communication, 571–46
Hawaiian home lands
transfer of lease, HHCA 208
Interstate compact for juveniles, 582D–1
Liability for acts of child
alcoholic beverages, 663–41, 42
arson, 706–606.2
bicycle helmets, 291C–150
damage to school books and equipment, 302A–1133.5
student code of conduct, 302A–1133.5
truancy, 302A–1133.5
vandalism to public school property, 302A–1133.5
Loans
loans charged against inheritance, 560:2–110
Medical care
consent, 577–29, 577D–2
information, 577D–2
newborn hearing screening, 321–362.5
newborn pulse oximetry screening, 321–296
Medical records
medical information on natural parents of adopted child, 578–14.5
Notification of parents
mental health services, 577–29
Parental consent
caregiver's consent
affidavit, 302A–482, 483, 577–28
definitions, 302A–481

false statements, 302A–483, 484
medical care and treatment, 577–28
Parent and child relationship
acknowledgment, 584–23.6
convicted sexual offender's parental rights, 571–46
establishment, 560:2–114
marriage of parents not required, 560:2–114
parenting plans in child custody proceedings, 571–46.5
presumption of paternity, 584–3.5
rebutting parentage, 584–3.5
Parenting training
foster care home operators, 346–17
Prisons and prisoners
children of incarcerated parents
data collection, 353–35
generally, 353H–5
policy of the state, 346–14.3
Public assistance
notice of debt, 346–37.3
Public contracts
parental preferences, 577–7.5
Schools
emergency medications for students
consent, 302A–1164
parent-teacher conferences
paid leave time for public employees, 78–31
Sexual offender's parental rights, 571–61
Torts
drug dealer liability
see TORTS

PARKS AND RECREATION
Bicycle tours
liability for injury, 663–1.54
Breastfeeding in public accommodations, 489–21
Cigarettes and tobacco products
distribution of samples, promotional materials, and coupons prohibited in parks, 328J–17
Climate change adaptation priority guidelines, 226–109
Concessions
blind or visually handicapped concessionaires, 102–14
Counties
summer fun programs, 346–152
Criminal history record checks of employees, 846–2.7
Drugs
promoting in or near public parks, 712–1249.6
Emergency management
use of parks, 127A–12
Fees
deposits, 184–3.4
trail and access user fees, 171–19, 198D–2
Funds

special land and development fund
deposits into, 171–19, 198D–2, 237D–6.5, 248–8
uses, 171–19, 198D–2, 237D–6.5
Hazardous conditions
beach parks, 663–1.56
emergency rescue and assistance liability, 520–3, 4
failure to heed warnings
search and rescue operations, 137–2, 3
hotel guests, 486K–5.5, 5.6
recreational activities, 663–1.54
skateboarding parks, 46–72.5, 662–19, 662D–4
Housing projects
cooperative agreements, 201H–10
Kokee state park
advisory council, 171–8.5
master plan, 171–8.5
Land and natural resources department
administrative costs, 184–3.4
funding staff and facilities, 184–3.4, 237D–6.5
Mountain climbing
liability for injury, 663–1.54
Outdoor Heritage Month, 8–28
Pearl Harbor historic trail
designation, 6E–47
Prostitution
solicitation near parks, 712–1209
Public access to recreational areas
obstructing access, 115–9, 10
parking on private land, 520–4
public streets and roads
right to use, 46–15.9
violations, 115–9
Public lands
warning of danger, 663–52
Recreational activities
liability for injury, 486K–5.5, 5.6, 663–1.54
Outdoor Heritage Month, 8–28
Rules
acquire a park program, 184–3.5
user fees, 198D–2
Search and rescue operations
landowners liability, 520–3, 4
reimbursement for expenses, 137–2, 3
Skateboarding parks
immunity to liability, 46–72.5, 662–19, 662D–4
Sky diving
liability for injury, 663–1.54
State parks
acquire a park program, 184–3.5
acquisition of lands, 184–3.5
administrative costs, 184–3.4

concession leases, 184–3.4
development without permit or approvals, 607–25
establishment of new parks, 184–3.5
expansion, 184–3.5
master plan
funding, 184–3.4, 237D–6.5
private contributions, 184–3.5
smoking or tobacco product use, 184–4.5
transient accommodations tax funding, 184–3.4
trust fund
established, 184–3.5
uses of fund, 184–3.5
user fees, 184–3.4
Tourism
master plan
funding, 184–3.4, 198D–2, 237D–6.5
protection and management of natural environment, 201B–11
Trails
fees for use, 171–19, 198D–2
funding, 171–19, 248–8
immunity of state, 198D–7.6
liability for use, 198D–7.6
Pearl Harbor historic trail, 6E–47
search and rescue operations, 137–2, 3
transient accommodations tax funding, 198D–2
violations, 198D–12, 13
Trespass, 708–814.5
Violations
minor infractions
applicability, 199D–2
enforcement program established, 199D–1
penalties, 184–5.5, 198D–12, 13
trails and access program, 198D–12, 13
trespass, 708–814.5
Volunteer services
see VOLUNTEERS

PAROLE
Conditions
drug and alcohol abuse testing, 353G–7
interstate compacts, 353B–2
DNA testing and identification
collection of samples and specimens, 844D–35, 36, 37
Drugs
dependency assessments, 353G–4
substance abuse testing, 353G–4, 7
treatment programs, 353–66, 353G–8, 13
Escape
juveniles, 582D–1
Interstate compact for adult offender supervision
administrator, 353B–2

authorization, 353B–5
compact commission, 353B–1
DNA testing and identification, 844D–37
expenditures, 353B–4
fees for services, 353–34, 353B–6, 706–648
form of compact, 353B–1
service standards, 353B–2
staff, 353B–3
state council, 353B–3
Interstate compact for juveniles, 582D–1
Minors
interstate compact for juveniles, 582D–1
murder and other felonies, 706–656, 657
supervision in another state, 582D–1
Notice
notice to county clerk, 353–65.5
suspension or revocation of parole, 353–66.5
Parole officers
peer support counseling, 78–52
Paroling authority
hearing on parole, 353–62
Public assistance
access to department records, 346–10
denial, 346–29
Records
drug and alcohol abuse treatment programs, 353G–13
Reports
drug and alcohol abuse treatment programs, 353G–8, 13
Restitution
condition of parole, 801D–4
Revocation
notice to county clerk, 353–65.5
service of traffic warrants, 353–66.5
Sexual offenders
interagency release of information, 353E–2
Youth correctional facilities
court approval, 352–9, 25

PARTITION
Auctions
sales of property at public auction, 668A–11
Commissioners
appointment by court, 668A–5
Condominium property, 514B–47
Costs
payment of costs of proceedings, 668A–8
Heirs property
applicability, 668A–3
commissioners, 668A–5
cotenant buyout, 668A–8
definitions, 668A–2

electronic signatures, 668A–14
open market sale
generally, 668A–11
report, 668A–12
partition by sale, 668A–9, 11
partition in kind, 668A–9, 10
real estate brokers
appointment by court, 668A–11
duties, 668A–11
report, 668A–12
reports, 668A–12
service of process
publication and posting, 668A–4
short title, 668A–1
special master
appointment by court, 668A–6
payment for services, 668A–6
uniformity of application and construction, 668A–13
value of property
appraisal, 668A–7
determination, 668A–7
Reports, 668A–12
Sales
open markets, 668A–11, 12
public auctions, 668A–11
sealed bids, 668A–11
Service of process, 668A–4

PARTNERSHIPS
Actions
against partner by partnership, 425–124
against partnership and partners, 425–118, 425E–405
against partnership by partner, 425–124, 425E–1001
buyout of dissociating partner's interest, 425–133
derivative action
by partner, 425E–1003
expenses, 425E–1005
grounds, 425E–1002
judgment, 425E–1005
plaintiff, 425E–1003
pleading, 425E–1004
dissolution of partnership, 425–138, 425E–801, 802
expulsion of partner, 425E–601, 603
false statements, 425E–208
improper distributions, 425E–509
infringement of partnership name, 425–196, 425E–108.5
joint and several liability, 425–117, 425E–404
judgments against partnership and partners, 425–118, 425E–405
limited partnerships
administrative cancellation, 425E–811
general partner's liability, 425E–403, 404

mergers, 425–205, 425E–1109
partner liable for partnership actions, 425–117
partnership liable for partner's actions, 425–116
signing and filing documents, 425E–205
Agents
partner as agent of partnership
dissociated partner, 425–134, 425E–606
dissolution, 425–141, 425E–804
generally, 425–112
limited partnerships, 425E–402
misapplication of funds, 425–116
registration statement, 425–114
transfer of property, 425–113, 114
wrongful acts, 425–116, 117
registered agent
change, 425–19, 425E–115
designation, 425–19, 425E–115
failure to appoint, 425E–809, 906
foreign limited partnerships, 425E–902, 907
requirements, 425–18, 425E–114
resignation, 425–20, 425E–116
service of process, 425–21, 425E–117
Applicability
amendment or repeal of chapter, 425–107
foreign limited partnerships, 425E–901
generally, 425–197
governing law, 425–106, 425E–106, 901
jurisdiction, 425–106, 425E–106
limited partnerships, 425E–1201, 1204
mergers and conversions, 425E–1113
supplemental principles of law, 425–104, 425E–107
Bankruptcy
debtor in bankruptcy, 425–101
dissociation of partner, 425–130, 425E–601, 603
Citation of chapter, 425–198
Construction and interpretation
generally, 425–197
governing law of jurisdiction, 425–106, 425E–106, 901
limited partnerships, 425E–1201, 1204
supplemental principles of law apply, 425–104, 425E–107
Contributions
dissolution and winding up, 425–144, 425E–812
duties of partners, 425–120, 425E–502
limited partnerships
form of contribution, 425E–501
improper distributions, 425E–509
liability for contribution, 425E–502
Conversions
approval, 425E–1110
articles of conversion
contents, 425–193, 425E–1103

delivery to director, 425–193, 425E–1103
fees, 425–12
definitions, 425E–1101
effective date, 425–1.5, 425E–206, 1104
liability of partners, 425E–1111, 1112
notice, 425E–103
other laws, 425E–1113
plan of conversion, 425–192, 425E–1102
procedure, 425–192, 425E–1102
professional or business licenses, 436B–15.5
rights and liabilities of new entity, 425–195, 425E–1105
Creditors
converted entities, 425–195, 425E–1105
dissolution of partnership, 425–144, 425E–806, 807, 812
execution against partnership assets, 425–118, 425E–405
interest of partners subject to charging order, 425–129, 425E–703
judgments against partnership and partners, 425–118, 425E–405
liability for barred claims, 425E–808
mergers, 425–205, 425E–1109
Death
dissociation of partner, 425–130, 425E–601, 603
limited partnerships
liability for contribution, 425E–502
rights of estate, 425E–704
payment to beneficiaries not deemed partnership interest, 425–109
Definitions
conversions, 425E–1101
generally, 425–101
knowledge and notice, 425–102, 425E–103
limited partnerships, 425E–102
mergers, 425–201, 425E–1101
reasonable diligence, 425–102, 425E–103
Dissociation
buyout price, 425–133
continued use of partnership name, 425–137
dissolution of partnership, 425–132, 138, 425E–801
distributions limited, 425E–505
duty of loyalty and care, 425–132, 425E–602, 605
effect, 425–132, 425E–602, 605
events causing dissociation of partner, 425–130, 425E–601, 603
general partners
effect, 425E–605, 606
events causing dissociation, 425E–603
liabilities, 425E–606, 607
wrongful dissociation, 425E–604
liabilities, 425–134, 135, 425E–606, 607
limited partners
effect, 425E–602
events causing dissociation, 425E–601
when prohibited, 425E–601
notice of withdrawal of partner, 425–130, 425E–103, 601, 603

partnership agreements, 425–103, 425E–110
power of partner to dissociate, 425–131, 425E–604
purchase of partner's interest, 425–133
right to participate in management terminates, 425–132, 425E–605
statement of dissociation, 425–105, 136
wrongful dissociation, 425–131, 425E–604
Dissolution
acts authorized during winding up, 425–140, 141, 425E–803, 804
application of partnership property, 425–144, 425E–812
continuation of partnership
after definite term or particular undertaking, 425–125
revocation of dissolution, 425–139
dissociation of partner, 425–132, 138, 425E–801
duty of care and loyalty, 425–123
events causing dissolution, 425–138, 425E–801
judicial supervision, 425–140, 425E–803
liabilities, 425–143, 425E–805, 808
limited partnerships
administrative cancellation, 425E–809, 810
court ordered, 425E–802
distributions prior to dissolution, 425E–504
notice to creditors, 425E–806, 807
statement of termination, 425E–203
mergers
effect of, 425E–1109
partnership agreements, 425–103, 425E–110
payment of creditors, 425–144, 425E–812
property transfers, 247–3
revocation of dissolution, 425–139
statement of dissolution, 425–105, 142, 425E–203
winding up, 425–139, 140, 425E–803
Documents
articles of merger, 425–204, 425E–1107
copies, 425E–209
correcting filed documents, 425E–207
duty to file, 425E–206
effect of filing, 425–105, 425E–206.5
evidentiary value, 425E–209
execution and signatures, 425–1.8, 425E–204, 205
false records or statements, 425E–908, 1206
forms, 425E–206.5
registration statement, 425–114
statement of
denial, 425–115
dissociation, 425–136
dissolution, 425–142
termination, 425E–203
Duration
continuation beyond definite term or particular undertaking, 425–125
dissolution of partnership, see Dissolution, above
limited partnerships, 425E–104

partnership at will, 425–125
use of partnership name after dissociation, 425–137
Employees
not deemed partners, 425–109
Existence of partnership
continuation beyond definite term or particular undertaking, 425–125
entity distinct from partners, 425–108, 425E–104
formation, 425–109
prior partnerships, 425–109
property of partnership, 425–110, 111, 126
Fees
deposit into compliance resolution fund, 92–24, 425–12
failure to pay, 425E–809, 906
limited liability partnerships, 425–168
limited partnerships, 425E–211
Filing documents with department
effect of filing, 425–105, 425E–206.5
execution and signatures, 425–1.8, 425E–204
limited liability partnerships
correction, 425–167
execution and signatures, 425–172
fees, 425–168, 169
registration, 425–152
statement of qualification, 425–154
limited partnerships
annual statements, 425E–210
articles of conversion, 425E–1103
certificates, 425E–201
changes and amendments, 425E–908
correction, 425E–207
department duties, 425E–206.5
effective date, 425E–206
execution, 425E–204, 205
failure to file, 425E–809, 906
false information, 425E–208
fees, 425E–211
filing requirements, 425E–206.5
foreign partnerships, 425E–902, 904, 907
judicial action, 425E–205
refusal to file, 425E–206.5
statement of termination, 425E–203
unsigned documents, 425E–205
mergers, 425–204, 425E–1107
Foreign partnerships
conversions, see Conversions, above
doing business in state, 425–3.5
limited partnerships, see Limited partnerships, below
mergers, 425–202, 425E–1114
Formation of partnership, 425–109
Fraud
limited partnerships

false statements, 425E–208
Good faith
limited partners, 425E–305, 408
standards of performance, 425–103, 123, 425E–110, 408
Investment securities
applicability, 490:8–103
Liabilities
actions against partnership and partners, 425–118, 425E–405
acts by partner binds partnership, 425–112, 116, 134, 425E–402, 606
conversions, 425–195, 425E–1105, 1111, 1112
dissociated partner, 425–134, 135, 425E–606, 607
dissolution of partnership
acts authorized during winding up, 425–140, 425E–803
barred claims, 425E–808
contribution for claims and debts, 425–144, 425E–812
liability during winding up, 425–141, 143, 425E–804, 805
partnership property applied, 425–144, 425E–812
payment of creditors, 425–144, 425E–812
generally, 425–120
general partners, 425E–403, 404, 405, 606, 607, 1206
incoming partners, 425–117, 425E–404
interest rate, 425–104, 425E–107
joint and several liability, 425–117, 119, 425E–404
judgments against partnership and partners, 425–118, 425E–405
knowledge or notice to one partner, 425–102, 425E–103
limitation on distributions, 425E–508
limited liability partnerships, 425–172
mergers, 425–204, 205, 425E–1109, 1111, 1112
partner liable for partnership actions, 425–117
partnership entity distinct from partners, 425–108, 425E–104
purported partners, 425–119
supplemental principles of law, 425–104, 425E–107
when knowledge or notice deemed given, 425–102, 425E–103
wrongful dissociation, 425–131, 425E–604
Limited liability partnerships
agent for service of process
director of commerce and consumer affairs, 425–161
conversions, 425E–1110
definitions, 425–101
fees, 425–168, 169
foreign limited liability partnership
actions, 425–161
applicability, 425–162
correcting filed documents, 425–167
failure to qualify, 425–161
fees, 425–168, 169
formation, 425–156
jurisdiction, 425–157
laws governing, 425–157
name, 425–158
powers, 425–157

registration, 425–156, 161
reinstatement of authority to do business, 425–164
reports, 425–163
revocation of authority to do business, 425–164
statement of foreign qualification, 425–158, 159
status as limited liability partnership, 425–160
transacting business
exemption from requirements, 425–162
reinstatement of authority, 425–164
revocation of authority, 425–164
what constitutes, 425–162
without qualification, 425–161, 171
transition rule, 425–173
unregistered partnerships, 425–161, 171
violations, 425–171, 172
formation
approval, 425–152
foreign limited liability partnerships, 425–156
generally, 425–152
liability
limitations, 425–117, 425E–404
mergers, 425–203, 425E–1106, 1110
names, 425–151, 158, 425E–108
prior law, 425–173
registration
correction, 425–167
filing with director, 425–152
foreign limited liability partnership, 425–156
reports, 425–163
statement of qualification
amendment, 425–154, 159
cancellation, 425–155, 160
contents, 425–153
correction, 425–154, 167
effect of filing, 425–152
execution, 425–172
filing with director, 425–152
foreign limited liability partnerships
amendment, 425–159
cancellation, 425–160
contents, 425–158
filing, 425–156
powers under, 425–157
reinstatement, 425–164
revocation, 425–164
reinstatement, 425–164
restatement, 425–154
revocation, 425–164, 169
signatures, 425–172
status as limited liability partnership, 425–155, 160
transition rule, 425–173

violations
foreign limited liability partnership, 425–171
liability of partners, 425–172
penalties, 425–172
workers' compensation
excluded services, 386–1
Limited partnerships
actions
by partner, 425E–1001
derivative action
expenses, 425E–1005
grounds, 425E–1002
plaintiff, 425E–1003
pleading, 425E–1004
false statements in certificates, 425E–208
infringement of partnership name, 425E–108.5
liability of general partner, 425E–403, 404, 405
powers generally, 425E–105
right to distribution, 425E–507
agent
change, 425E–115
designation, 425E–115
recordkeeping requirements, 425E–111
requirements, 425E–114
resignation, 425E–116
service of process, 425E–117
annual statements, 425E–210
applicability
governing law, 425E–106
other laws, 425E–107
severability, 425E–1202
special rules for existing partnerships, 425E–1204
uniform application, 425E–1201
certificates
amendments, 425E–202
cancellation, 425E–203
contents, 425E–201
correction, 425E–207
effective date, 425E–206
evidentiary value, 425E–209
false information, 425E–202, 208
fees, 425E–211
filing, 425E–201, 206, 206.5
judicial action, 425E–205
restated, 425E–202
signatures, 425E–204, 205
citation of chapter, 425E–101
construction and interpretation, 425E–1201
contribution
enforcement, 425E–502
form of, 425E–501

improper distributions, 425E–509
liability for contribution, 425E–502
conversions
approval, 425E–1110
articles, 425E–1103
consent of partners, 425E–1110
definitions, 425E–1101
effect, 425E–1105
effective date, 425E–1104
liabilities, 425E–1111, 1112
notice, 425E–103
other laws, 425E–1113
procedures, 425E–1102
correcting filed documents, 425E–207
definitions
conversions and mergers, 425E–1101
generally, 425E–102
knowledge and notice, 425E–103
dissociation
effect, 425E–602, 605
events causing dissociation, 425E–601, 603
liabilities, 425E–606, 607
notice of withdrawal of partner, 425E–103
wrongful, 425E–604
dissolution
administrative cancellation
appeals, 425E–811
grounds, 425E–809
reinstatement, 425E–810, 811
barred claims, 425E–808
cancellation of certificate, 425E–203
claims against partnership, 425E–806, 807
contributions to pay claims, 425E–812
conveyance tax exemption, 247–3
events causing dissolution, 425E–801
judicial decree, 425E–802
liability of partners, 425E–808
notice, 425E–103, 806, 807
winding up of partnership, 425E–803, 804, 805
distributions
allocation, 425E–503
creditor status, 425E–507
dissociated partner, 425E–505
form of, 425E–506
improper distributions, 425E–509
in kind, 425E–506
interest rate, 425E–107
interim distributions, 425E–504
limitations, 425E–508
prior to dissolution, 425E–504
duration

extension, 425E–203
perpetual duration, 425E–104
effective date, 425E–1204
entity distinct from partners, 425E–104
existing partnerships, 425E–1204
federal law, 425E–1203
fees, 425E–211
filing documents, 425E–206.5
foreign partnerships
certificate of authority
application, 425E–902
cancellation by department, 425E–906
exempt activities, 425E–903
issuance, 425E–904
withdrawal, 425E–907
certificate of good standing, 425E–902
conversions, 425E–1102
correcting filed documents, 425E–908
governing law, 425E–901
mergers, 425E–1106, 1114
names, 425E–108, 905
permitted activities, 425E–903
records, 425E–902
service of process, 425E–907
transacting business, 425E–903, 907
withdrawal from state, 425E–907
formation
filing of certificate, 425E–201
nature and purpose of partnership, 425E–104
powers generally, 425E–105
governing law, 425E–901
liability
contribution to partnership, 425E–502
dissociated partners, 425E–606, 607
false statements in certificates, 425E–208
general partners, 425E–403, 404, 405, 1206
improper distributions, 425E–509
interest rate, 425E–107
limitations on distributions, 425E–508
merger or conversion, 425E–1111, 1112
winding up business, 425E–804, 805
limited liability partnerships
liabilities, 425E–404
merger or conversion
consent of partners, 425E–1110
mergers
approval, 425E–1106, 1110
articles of merger, 425E–1107
consent of partners, 425E–1110
definitions, 425E–1101
effect, 425E–1109

effective date, 425E–1108
foreign partnerships, 425E–1114
liabilities, 425E–1111, 1112
notice, 425E–103
other laws, 425E–1113
plan of merger, 425E–1106
names
foreign partnerships, 425E–905
infringement, 425E–108.5
limitations, 425E–108
reservation, 425E–109
notice
when notice deemed given, 425E–103
partners
actions
direct action, 425E–1001
expenses, 425E–1005
grounds, 425E–1002
judgment, 425E–1005
plaintiff, 425E–1003
pleading, 425E–1004
admission of general partner, 425E–401
admission of limited partner, 425E–301
admission of new partner, 425E–202
changes, 425E–202
consent to partnership actions, 425E–118, 406
contributions in dissolution, 425E–812
creditor status upon entitlement to distribution, 425E–507
death, 425E–704
dissociation, see Dissociation, above
doing business with partnership, 425E–112
dual capacity, 425E–113
false statements, 425E–1206
fiduciary duty, 425E–408
inspection of records, 425E–304, 407
limited partners
admission, 425E–301
duties, 425E–305
liabilities, 425E–303
mistake, 425E–306
rights, 425E–302, 304
loans to partnership, 425E–112
meetings, 425E–118
partnership agreements, 425E–110
power to bind partnership, 425E–302, 402
proxies, 425E–118
rights generally, 425E–406
right to information, 425E–304, 407
signature on documents, 425E–204
transferable interest
allowed, 425E–701

creditors, 425E–703
estate, 425E–704
transferees, 425E–702
violations, 425E–1206
winding up of partnership, 425E–803
powers generally, 425E–105
records, 425E–111, 204, 205, 407, 902
reports, 425E–210
savings clause, 425E–1205
service of process, 425E–117
short title, 425E–101
Losses
contributions of partners toward losses, 425–120
Management and conduct of partnership business, 425–120, 425E–406
Meetings
waiver, 425E–118
Mergers
abandonment, 425–203, 425E–1106
amendment, 425–203, 425E–1106
approval, 425–203, 425E–1106, 1110
articles of merger, 425–204, 425E–1107
definitions, 425–201, 425E–1101
effective date, 425–1.5, 203, 204, 425E–206, 1108
effect of merger, 425–205, 425E–1109
foreign partnerships, 425–202, 425E–1114
generally, 425–203, 425E–1106
liability of partners, 425E–1111, 1112
notice, 425E–103
other laws, 425E–1113
plan of merger
generally, 425–203, 425E–1106
surviving entity, 425–204, 425E–1109
termination, 425–203, 425E–1106
Names
dissociation of partner, 425–137
exclusive use, 414–51, 415A–8, 425–6, 425E–108, 428–105, 1005
foreign limited partnerships, 425E–905
infringement, 414–53, 414D–64, 415A–8.5, 425–196, 425E–108.5, 428–105.5, 482–8.5
limited liability partnerships, 425–151, 158
limited partnerships, 425E–108, 109
reservation of name, 425E–109
Notice
buyout price, 425–133
dissociation, 425–105, 133, 136
dissolution, 425–105, 138, 142, 425E–801, 806, 807
filing statements, 425–105
infringement of partnership name, 425–196, 425E–108.5
limitation on partner's right to transfer property, 425–114, 115
limited liability partnerships
reinstatement of authority to do business, 425–164
revocation of authority to do business, 425–164, 169

notice to one partner, 425–102, 425E–103
recording in conveyances bureau, 425–105
transfer of partnership interest, 425–128, 425E–702
when notice deemed given, 425–102, 425E–103
withdrawal from state, 425E–907
withdrawal of partner, 425–130, 425E–601, 603
Partners
actions against partner by partnership, 425–124
acts by partner binds partnership, 425–112, 116, 134, 425E–402, 606, 1112
acts by partner not binding on partnership, 425E–302
competition with partnership business, 425–123
consent to partnership actions, 425E–118
conversions, see Conversions, above
dissociation, see Dissociation, above
distributions in kind, 425–121, 425E–506
doing business with partnership, 425E–112
duties to partnership, see Rights and duties of partners, below
expulsion of partner, 425–130, 425E–601, 603
incoming partners
consent to membership, 425–120
general partners, 425E–401
liability, 425–117, 425E–404
limited partners, 425E–301
knowledge or notice to one partner, 425–102, 425E–103
liability for partnership obligations, 425–117, 425E–404
meetings, 425E–118
misrepresenting self as partner, 425–119
partnership as entity distinct from partners, 425–108, 425E–104
person both general and limited partner, 425E–113
property of partnership, see Property, below
purported partners
liability, 425–119
rules for determining existence of partnership, 425–109
service of process, 425–21, 425E–117
services performed for partnership, 425–120, 425E–406
signatures on filed documents, 425–1.8, 425E–204, 205
transfer of interest
allowed transfers, 425–127, 425E–701
charging orders, 425–129, 425E–703
creditor's rights, 425–129, 425E–703
death of partner, 425E–704
dissolution, 425–138, 425E–801
effect, 425–128, 130, 425E–601, 603, 702
rights of transferees, 425–128, 425E–702
when knowledge or notice deemed given, 425–102, 425E–103
withdrawal from partnership, see Dissociation, above
Partnership agreement
amendment, 425–203, 425E–1106
breach, 425–124, 130, 425E–601, 603
defined, 425–101
dissolution of partnership, 425–138, 425E–801

effect, 425–103, 425E–110
events causing partner's dissociation, 425–130, 425E–601, 603
limitations, 425–103, 425E–110
mergers, 425–203, 425E–1106
rights and duties of partners, 425–103, 425E–110
Place of business
activities not constituting transacting business in state, 425–3.5
Profits
distributions in kind, 425–121, 425E–506
distribution upon dissolution, 425–144, 425E–812
improper distributions, 425E–509
interim distributions, 425E–504
limitation on distributions, 425E–508
presumption of partnership, 425–109
rights of partners, 425–120, 425E–503, 507
rules for determining existence of partnership, 425–109
share of profits, 425–120, 425E–503
transfer of partnership interest, 425–128, 129, 425E–702, 703
Property
acquisition, 425–111
authority under registration statement, 425–114
converted entities, 425–195, 425E–1105
conveyance, 247–3, 425–113, 114
distributions in kind, 425–121
foreign limited partnerships, 425E–903
insufficient property to satisfy claim or judgment, 425–118, 425E–405
mergers, 425–205, 425E–1109
not deemed property of partner, 425–110, 126
person holding all partners' interests, 425–113
recovery of transferred property, 425–113
rules for determining existence of partnership, 425–109
statement of denial, 425–115
transferable interest in partnership, 425–127, 425E–701
transfer of partnership property, 425–113, 114
when property is partnership property, 425–110, 111, 126
Public-private health care partnerships
see HOSPITALS, Health systems corporation
Real property, see Property, above
Records
access of partner to books, 425–122, 425E–304, 407
buyout price, 425–133
false information, 425E–208
limited partnerships, 425E–111, 407, 902
required records, 425–122, 425E–111
Registration
authority of partner to transact business on behalf of partnership, 425–114
filing statements, 425–105
power to transfer property, 425–114
reinstatement, 425–14
statement of denial, 425–115
statement of dissolution, 425–142

when required, 425–3.5
Related entities
general excise taxes, 237–23.5, 24.7
Reports
failure to file, 425E–809, 906
limited liability partnerships, 425–163
limited partnerships, 425E–210
Rights and duties of partners
access to books and records, 425–122, 425E–304, 407
action to enforce, 425–124, 425E–1001
acts by partner binds partnership, 425–112, 425E–402
competition with partnership business, 425–123
dissociation
buyout price, 425–133
generally, 425–132, 425E–605
limited partners, 425E–602
dissolution
barred claims, 425E–808
liabilities, 425–143, 425E–805
settlement of accounts, 425–144, 425E–812
duty of care, 425–123
fiduciary duty, 425–123, 425E–305, 408
generally, 425–120, 425E–406
information to be provided, 425–122
knowledge and notice, 425–102, 425E–103
loyalty
duty of loyalty, 425–123, 425E–408
partnership agreements may specify, 425–103, 425E–110
waiver, 425–103, 425E–110
notice to other partners, 425–105
partnership agreements, 425–103, 425E–110
person both general and limited partner, 425E–113
property transfers, 425–113, 114
registration statements, 425–114
statement of denial, 425–115
Service of process
converted entities, 425–195, 425E–1105
foreign limited partnerships, 425E–907
how made, 425–21, 425E–117
mergers, 425–204, 205, 425E–1109
service on agent or partner, 425–21, 425E–117
Short title, 425–198
Supplemental principles of law, 425–104, 425E–107
Taxation
conveyance tax on transfers, 247–3
related entities, 237–23.5, 24.7
Temporary disability insurance, 392–5

PATENTS
Royalties
income taxes, 235–7.3

PAWNBROKERS
Boats and vessels
prohibited transactions, 445–134.13
Fingerprinting
identification of persons pawning goods, 445–134.13
Motor vehicles
prohibited transactions, 445–134.13
Negotiable instruments
prohibited transactions, 445–134.13
Records
transmission to police, 486M–2
Stolen goods
altering, melting, etc. items, 486M–4
retention of items after pawn, 486M–4
transmission of pawn records to police, 486M–2

PEER REVIEW
Accountants
firms, 466–34
Medical and health insurers
managed care plans, 432E–1.4, 9

PENAL CODE
Defenses
affirmative defenses
sale of tobacco products or electronic smoking devices, 712–1258
unauthorized entry into dwelling, 708–812.55, 812.6
child abuse promotion, 707–753
medical use of cannabis, 329–125, 126
medical use of marijuana, 712–1240.1
Definitions
agricultural product or commodity, 708–835.55
bait dog, 711–1109.35
cherry coffee, 708–871.5
community standards, 707–750, 751
conibear trap, 711–1109.37
critical infrastructure, 708–890
damage, 708–892.5
deception, 708–8303
deceptive identification documents, 710–1017.5
desert, 711–1109.7
device, 711–1109.35
dogfight, 711–1109.3, 1109.35
electronic, 708–872, 710–1000
electronic smoking device, 712–1258
emergency worker, 707–700
equine animal, 711–1109.2
falsely alter, 710–1000
falsely complete, 710–1000
falsely make, 710–1000

foot- or leg-hold trap, 711–1109.37
fraud, 712–1202
fraudulently encode magnetic ink character recognition numbers, 708–850
geographic origin, 708–871.5
green coffee, 708–871.5
housing authorities, 708–814
improved state land, 708–814.7
information, 708–872, 710–1000
labor, 707–700, 780
lascivious, 707–750, 751
law enforcement animal, 711–1100
law enforcement officer, 701–118
manufacture, 712–1240
minor, 712–1202, 1209.1, 1215.5, 1215.6
parchment coffee, 708–871.5
person, 711–1108.5
pet animal, 711–1109.2
public highway, 707–700
public housing project or complex, 712–1249.6
qualified physician, 704–407.5
reasonable warning or request, 708–814
record, 708–872, 710–1000
services, 707–700, 780
sexual conduct, 712–1209.1
simulated firearm, 707–716, 708–840
snare, 711–1109.37
state lands, 708–814.7
steel-jawed leg-hold trap, 711–1109.37
street, 707–700
telemarketing fraud, 708–835.6
tobacco product, 712–1258
trademark counterfeiting, 708–875
unimproved or unused lands, 708–814
unlawful force, 707–780
urn, 708–835.9
vulnerable user, 707–700
wager, 711–1109.35
Documents, unlawful conduct
criminal offense, 707–787
Elements of crimes
animal desertion, 711–1109.7
animal hoarding, 711–1109.6
arson, 708–8251, 8252, 8253, 8254
assault against emergency worker, 707–712.7
assault against law enforcement officers, 707–712.5, 712.6
burglary during emergency period, 708–817, 818
child abuse promotion, 707–752
computer damage, 708–892, 892.5, 892.6
computer fraud, 708–891, 891.5, 891.6
continuous sexual assault of minor, 707–733.6
criminal damage to property, 708–823.5

cruelty to animals by trapping, 711–1109.37
deceptive identification documents, 710–1017.5
disrespect of a legislative house, 710–1078
documents, unlawful conduct, 707–787
electronic enticement of a child, 707–756, 757
failure to disclose location of age verification records, 712–1219, 1219.5
failure to maintain age verification records, 712–1218, 1218.5
false labeling of Hawaii-grown coffee, 708–871.5
fighting dogs, 711–1109.3, 1109.35
habitual unlicensed contracting, 708–8301
harassment by impersonation, 711–1106.6
identity theft, 708–839.6, 839.7, 839.8
indecent electronic display to a child, 707–759
injury or death to service or law enforcement animal, 711–1109.4
interference with reporting an emergency or crime, 710–1010.5
interference with service or law enforcement animal, 711–1109.5
labor trafficking, 707–781, 782
manufacturing controlled substance with child present, 712–1240.5
methamphetamine trafficking, 712–1240.7
misrepresenting notarized document, 710–1069, 1069.5
misuse of 911 emergency telephone service, 710–1014.5
nonpayment of wages, 707–786
nuisance, 712–1270
obtaining government-issued identification under false pretenses, 710–1016.3, 1016.4
possession of personal information, 708–839.55
privacy violations, 711–1110.9, 1111
promoting controlled substances near schools, parks, or public housing, 712–1249.6
promoting controlled substances through a minor, 712–1249.7
promoting minor-produced sexual images, 712–1215.5, 1215.6
promoting travel for prostitution, 712–1208
resisting order to stop motor vehicle, 710–1026.9, 1027
solicitation of a minor for prostitution, 712–1209.1
solicitation of prostitution near schools or parks, 712–1209
street solicitation of prostitution, 712–1207
telemarketing fraud, 708–835.6
theft of beer keg, 708–835.8
theft of copper, 708–835.7
theft of urn, 708–835.9
trademark counterfeiting, 708–875
trespass, 708–814.5, 814.7
unauthorized computer access, 708–895.5, 895.6, 895.7
unauthorized entry into dwelling, 708–812.55, 812.6
unauthorized entry into motor vehicle, 708–836.6
unauthorized operation of recording device in motion picture theater, 708–835.4
unlicensed contracting, 708–8300
unlicensed contractor fraud, 708–8302, 8303, 8304
use of computer in commission of separate crime, 708–893
Examinations
physical or mental disease, disorder, or defect, 704–407.5
Force
rebuttable presumption that certain force against minors not justifiable, 703–309

Human trafficking, see Labor trafficking, below
Intent
burglary, 708–812.5
Justification
rebuttable presumption that certain force against minors not justifiable, 703–309
Knowledge
promoting minor-produced sexual images, 712–1215.5, 1215.6
Labor trafficking
business license revocation, 707–782
definitions, 707–780
documents, unlawful conduct, 707–787
first degree, 707–781
forfeiture of property, 712A–4
Human Trafficking Awareness Month, 8–25
human trafficking victim services fee, 706–650.5
imprisonment, extended terms, 707–784
nonpayment of wages, 707–786
organized crime, inclusion as, 842–1
racketeering activity, inclusion as, 842–1
restitution, 707–785
second degree, 707–782
sentencing, additional considerations, 707–783
wiretapping, eligibility for, 803–44
Minors
rebuttable presumption that certain force not justifiable, 703–309
Nonpayment of wages
offense of, 707–786
Penalties
generally, 701–107
Physical or mental disease, disorder, or defect
acquittal
reports to the director of health, 704–420
capacity
excluding fitness to proceed, 704–404
excluding penal responsibility, 704–407.5
sanity examination report, 704–407.5
state of mind to establish element of offense, 704–407.5
commitment
report by director of health, 334–16
conditional release
duration of release, 704–410.5
reports to the director of health, 704–420
discharge from commitment
reports to the director of health, 704–420
examination of defendants
appointment of examiners, 704–407.5
procedures, 704–407.5
records available to examiners, 704–407.5
regained fitness to proceed, 704–406
reports, 704–407.5, 420
scope of examination, 704–407.5

unwillingness of defendant to participate, 704–407.5
firearms ownership or possession prohibited, 134–7
fitness restoration program requirements, 704–406
fitness to proceed
reports to director of health, 704–420
Repeat offenders
drug testing and assessment, 353G–3, 4
Restitution
labor trafficking, 707–785
Sentences
labor trafficking, 707–781, 782, 783, 784, 785

PENDENCY OF ACTIONS
Association assessment foreclosure
nonjudicial power of sale, 667–93
Mortgage foreclosure
nonjudicial power of sale, 667–23
Time share interests
recordation of leasehold interests, 501–241, 634–51

PENSIONS
Attachment or execution
child support liens, 576D–10.5
Employee benefit plans
disclaimer of property interests, 526–12
Retiree organizations
long-term care insurance, 371–16

PERJURY
Domestic abuse
petition for protective order, 586–3
Taxation
tobacco taxes, 245–57

PERMITS
Business action center
cooperation by agencies, 474–4, 5
definitions, 474–1
established, 474–2
immunity from liability, 474–6
information clearinghouse, 474–2, 3
powers and duties, 474–3
purpose, 474–2
reports, 474–5, 7
staff, 474–2, 4
statistics, 474–7
Facilitated process
agricultural processing facilities, 205–46.5, 321–10.5
renewable energy facilitator
energy security special fund, 201–12.8
powers and duties, 201–12.5

renewable energy projects
administration, 201–12.5
county permits, 46–19.4
policy of state, 226–18
renewable energy facilitator duties, 201–12.5
state permits, 196–1.5
voluntary habitat conservation, 195D–4
Habitat conservation plans and safe harbor agreements
consolidated permit processing, 195D–4
Marine events
authorization, 200–40
cancellation of permit, 200–40
fees, 200–40
hazard mitigation, 200–40.5
Rules
approval by rule, 201–62
permit approval or denial time limits, 91–13.5
Time
approval or rejection of business permit applications, 91–13.5

PERSONAL INJURY
Airports
special facility lease insurance, 261–54
Cemeteries
immunity to liability, 662D–5
Emergency use of private property
exceptions to liability, 135–3, 4
Motorsports facilities, 663–10.95
Recreational activities, 663–1.54
Schools
recreational use of property, 302A–1148.5
Skateboarding parks
immunity to liability, 46–72.5, 662–19, 662D–4
Terroristic threatening
court jurisdiction, 571–14
domestic abuse
insurance policies, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
Volunteers
liability, 662D–2, 3

PERSONAL PROPERTY
Actions for immediate possession
exemptions, 654–8.5
process servers
order to seize and deliver property, 654–2
Crimes against property
first-time nonviolent offenders, 706–622.9
valuation of property, 708–8305
Forfeitures
criminal forfeitures, 712A–10
Lease-purchase agreements

actions, 481M–10, 11
advertising, 481M–18
assignment of agreement, 481M–8
charges, 481M–7, 14, 15
contract to be signed, 481M–13
copy of agreement furnished to lessee, 481M–13
damage or loss of property, 481M–14
definitions, 481M–1, 2
delivery charges, 481M–7
description of property, 481M–14
disclosures
    advertisements, 481M–18
    delivery charges, 481M–7
    requirements, 481M–13, 14
    security deposits, 481M–7
exemptions, 481M–3
fees, 481M–7, 14, 15
other laws not to apply, 481M–3
payments
    acceleration, 481M–6
    assignment of claims, 481M–8
    default, 481M–15
    disclosures, 481M–14, 18
    early buy-out, 481M–6
    late charges, 481M–7
    limit on total amount, 481M–5
    pick-up charges, 481M–7
    receipts, 481M–16
    when payment deemed purchase, 481M–5
prohibited provisions, 481M–4, 12
purchase of leased goods
    cash price, 481M–1, 14
    rights of lessee, 481M–2, 6
    when lessee deemed owner, 481M–5
records
    cash price, 481M–1
renewal of agreement
    automatic renewal, 481M–2
    extension, 481M–17
    no obligation on part of lessee, 481M–2
    reinstatement after lessee's default, 481M–15
    renegotiation, 481M–17
repossession of goods
    consumer's rights, 481M–12
    lessee's default in payments, 481M–15
    prohibited practices, 481M–4
    reinstatement of agreement, 481M–15
security deposits, 481M–7
signature of lessee, 481M–13
termination
    early termination, 481M–6

purchase of goods by lessee, 481M–5, 6
return of property, 481M–14
voiding agreements, 481M–11
violations
lessee's remedies, 481M–10
unconscionable clauses, 481M–11
unfair or deceptive practices, 481M–9
voiding agreements, 481M–11
waiver of consumer rights prohibited, 481M–4, 8, 12
Liens
attorney's lien, 507–81
Power of attorney, see POWERS OF ATTORNEY
Rent-to-own agreements, see Lease-purchase agreements, above
Service contracts
see SERVICE CONTRACTS
Unincorporated associations
acquisition, encumbrance, and transfer, 429–3

PERSONAL REPRESENTATIVES
Estate and generation-skipping transfer tax
effect of release of tax liability, 236E–12
failure to pay before distribution, 236E–16
sale of property to pay tax, 236E–15

PEST CONTROL
Definitions, 149A–31.2
Engineers and architects
assessments and specifications, 460J–26
Eradication
agricultural loans for rehabilitation, 155–9
entry to control, 46–1.52
Invasive species control and eradication
see CONSERVATION
Pest control operators
advertising, 460J–27.5
education and training
agriculture department programs, 149A–13.5
insurance
requirements, 460J–8.5, 15
licenses
advertising, 460J–27.5
forfeiture, 460J–8.5, 14
inactive licenses, 460J–14
insurance requirements, 460J–8.5
penalties
advertising, 460J–27.5
agriculture department powers, 149A–41
insurance requirements, 460J–8.5
records
restricted use pesticides, 149A–31.2
reports

restricted use pesticides, 149A–31.2
taxation
school maintenance services credit, 235–110.2
workers' compensation
requirements, 460J–8.5, 25
Schools
income tax credit for donation of services, 235–110.2
Termites
engineer or architect assessments and specifications, 460J–26
fraud or misrepresentation, 460J–15

PESTICIDES
Applicators
education and training programs, 149A–13.5
Definitions, 149A–31.2
Fees
increase or decrease, 149A–13
Health department
restricted use pesticides information, 149A–31.2
Pests
designation, 149A–2
Records
restricted use pesticides, 149A–31.2
Reports
pesticide use revolving fund, 149A–13.5
restricted use pesticides, 149A–26, 27
Restricted use pesticides
records
online posting requirements, 149A–31.2
reports, 149A–26, 27
school properties, 149A–28
Rules
adoption, 149A–26, 29
fees, 149A–13
information signs, 149A–15.5
Sales
information signs, 149A–15.5
School properties
definitions, 149A–25
restricted use pesticide application, 149A–28
Warning statements
point of sale signs, 149A–15.5

PETROLEUM PRODUCTS
see GASOLINE AND PETROLEUM PRODUCTS

PETS
Condominiums
pets in apartments, 514B–156
Cruelty to animals
animal hoarding, 711–1109.6

causing injury or death, 711–1108.5
definitions, 711–1100
desertion, 711–1109.7
providing sustenance, 711–1109
seizure and impoundment of abused animals, 711–1109.1
trapping or snaring, 711–1109.37
Desertion of animals, 711–1109.7
Emergency shelters
pet animals permitted in shelters, 127A–19
Owners
desertion of animals, 711–1109.7
Possessing or owning prohibited with animal cruelty conviction, 711–1108.5
Trust for care of domestic or pet animals, 560:7–501

PHARMACISTS
Actions
immunities for disaster response personnel, 321–23.3
immunity from liability, 329E–2
limitation of liability; expedited partner therapy, 453–54
Board of pharmacy
disciplinary actions, 461–21.5
Contraceptives
dispensing, 461–11.6
emergency contraceptives, see below
insurance coverage, 431:10A–116.6, 432:1–604.5
Donation of medicines and supplies
exception to liability, 328C–2
Drug therapy practice, 461–1
Education and experience
continuing education, 461–8, 11.8
Emergency assistance
immunities for disaster response personnel, 321–23.3
Emergency contraceptives
defined, 461–1
dispensing, 461–1
insurance coverage, 431:10A–116.6, 116.7
Examinations
rules, 461–6
Expedited partner therapy
see DISEASES, Sexually transmitted diseases
Hearings
disciplinary actions, 461–21.5
Immunizations
administration of, 461–1
registry information, 461–11.4
training program, 461–8
Inspections
pharmacy applicant's self-inspection, 461–4.5
Licenses
applicant disciplined by another state or federal agency, 461–4.5
continuing education

immunizing children, 461–11.4
requirements, 461–8
disciplinary actions, 461–21.5
qualifications, 461–6
rules, 461–6
Marketing practices, 487J–7
Medicaid
overpayment recovery, 346–59.6, 59.7
Opioid antagonists
authority to prescribe and dispense, 461–11.8
duties, 461–11.8
Over-the-counter drugs
pseudoephedrine sales, 329–75
Pharmacy benefit managers
marketing practices, 487J–7
maximum allowable costs of drugs, 328–106
reimbursements to contracting pharmacy, 328–106
Place of business
pharmacy applicant's self-inspection, 461–4.5
Prescription drug benefits
see INSURANCE
Prescriptions
confidentiality, 328–16
electronic prescriptions
definitions, 328–1
out-of-state prescriptions, 328–17.6
records, 328–17.7
requirements, 328–16, 17.8, 17.9
generic drugs and interchangeable biological products list, 328–96
identification of patient, 329–41
opioid antagonists, 461–11.8
rebates, compensation, or discount to dispense specific drug, 328–16
records, 328–17.7, 329–31.5, 38, 101
requirements, 328–16
return for credit and reuse of drugs
definitions, 461–1
Records
confidentiality, 328–16
continuing education, 461–8
electronic prescriptions, 328–17.7, 17.8
identification of patient, 329–41
modification to patient drug regimen, 461–1
recordkeeping, 328–17.7, 329–31.5, 41, 101, 461–6
remote dispensing pharmacies, 461–10.5
Remote dispensing pharmacies
definitions, 461–1
permits and notifications, 461–14
requirements, 461–10.5
Rules
examinations, 461–6
license qualifications, 461–6

Taxation
healthcare preceptor tax credit, 235–110.25

PHOTOGRAPHS
Archaeological data survey program, 6E–17
Commercial use of person's name or likeness
see PUBLICITY RIGHTS
Minors
minors in police custody, 571–74
Pornography
displaying indecent matter, 489X–1
Privacy
disclosing images without consent, 711–1110.9
unauthorized photographing, recording, etc., 711–1110.9, 1111
Registration of sex offenders and offenders against minors, 846E–2

PHYSICAL THERAPISTS
Assistants
education and training
examination waiver, 461J–7.5
requirements, 461J–3
licenses
applications, 461J–6
examination waiver, 461J–7.5
exemptions, 461J–3
required, 461J–2
titles, 461J–2
use of by physical therapists, 461J–2.3
Board of physical therapy
random audits of continuing competency units, 461J–10.1
Continuing competence
authorized providers, 461J–10.13
exemption from requirements, 461J–10.14
generally, 461J–10.1
license reactivation, 461J–12.5
recordkeeping, 461J–10.15
standards, 461J–10.11
subject matter requirements, 461J–10.12
Definitions, 461J–10.11
Education and training
continuing competence
authorized providers, 461J–10.13
exemption from requirements, 461J–10.14
generally, 461J–10.1
license reactivation, 461J–12.5
recordkeeping, 461J–10.15
standards, 461J–10.11
subject matter requirements, 461J–10.12
Insurance coverage for services
motor vehicle insurance, 431:10C–103.5
workers' compensation, 386–1

Licenses
continuing competence, 461J–10.1
inactive status, 461J–12.5
out-of-state licensees, 461J–3
reactivation, 461J–12.5
renewal, 461J–10.1, 10.12, 10.14
Schools
services at schools, 302A–442
Support or auxiliary personnel
use of, 461J–2.3

PHYSICIANS
Actions
immunities for disaster response personnel, 321–23.3
immunity from liability, 329E–2
limitation of liability; expedited partner therapy, 453–54
Assault on, 707–711
Assistants
assault on, 707–711
disaster response personnel, 321–23.3
licensure, 453–5.3
prescription drugs
authorization to prescribe, 329–38
definitions, 329–1
supervision, 329–1, 38
scope of practice, 453–5.5
signing documents, 453–5.5
Athletic trainers
providing assistance to, 436H–7
Background checks of health care facility employees, 321–15.2
Births
newborn hearing screening, 321–362.5
newborn pulse oximetry screening, 321–296
Child abuse or neglect
examination of child and collection of evidence, 350–1.5
Consultations
license exemption, 453–2
telehealth
insurance coverage, 431:10A–116.3, 432:1–601.5, 432D–23.5
license exemption, 453–2
standard of care, 453–1.3
Criminal history record checks of health care facility employees, 323F–5.5
Disciplinary actions
hearings, 453–8.6
reciprocal actions, 453–8.6
Diseases
cancer reports, 324–21
epidemics
immunities, 325–20
treatment services, 325–20
expedited partner therapy

see DISEASES, Sexually transmitted diseases
Drugs
chronic or acute pain management, 327H–1, 2, 453–1.5
defenses to promoting, 329–126
medical use of cannabis, 329–126
prescription drugs
see DRUGS
Education
medical school
see UNIVERSITY OF HAWAII
out-of-state training of Hawaii physician
nonresident physician substitute, 453–3.5
unaccredited degree granting institutions, 446E–5
Emergency assistance
automated external defibrillation, 453–2
disaster response personnel, 321–23.3
non-resuscitation instructions, 321–23.6
Emergency contraception for female sexual assault victims, 321–512
End-of-life decisions
see MEDICAL CARE DECISIONS
Expedited partner therapy
see DISEASES, Sexually transmitted diseases
Fees, 453–8.8
Hawaiian healing practices
license exemption, 453–2
Hawaii medical board
appointment, 453–5
disciplinary action, 453–8.4
membership, 453–5
Hearings
disciplinary actions, 453–8.6
license suspension or revocation, 453–8.4
Informed consent to treatment
minors, 577–29, 577D–2
Insurance
contested or denied claims, 431:13–108
payment of claims
time to pay, 431:13–108
recoupment or offset demands, 431:13–108
Licenses
applicant disciplined by another state or federal agency, 453–8
disciplinary actions, 453–8.6
e-mail address, 451D–5
licensure by endorsement, 453–4.6
limited and temporary, 453–3.5
mental or physical examination requirements, 453–8
substitute for physician in training, 453–3.5
summary suspension
grounds, 453–8.4
hearing, 453–8.4
mental or physical examination orders, 453–8

orders of summary suspension, 453–8.4
penalties, 453–8.4
period of suspension, 453–8.4
powers of medical board, 453–8.4
Life-sustaining procedures
see MEDICAL CARE DECISIONS
Medicaid
overpayment recovery, 346–59.6, 59.7
Medical waste
transportation
see HAZARDOUS MATERIALS, Transportation
Minors
caregiver's consent to treatment, 577–28
consent by minor to treatment, 577–29, 577D–2
financial responsibility for care, 577–29, 577D–2
information on treatment, 577D–2
medical care and services, 577–29, 577D–1
Motor vehicle insurance
fees and charges, 431:10C–308.5
frequency of treatment, 431:10C–308.5
health maintenance organizations, 431:10C–302.5
managed care option, 431:10C–302.5
preferred provider organizations, 431:10C–302.5
Nonresident physicians
consultations, 453–1.3, 2
licensure, 453–4.6
substituting for Hawaii physician in training, 453–3.5
Pain management
guidelines, 453–1.5
legislative findings, 327H–1
patient's rights, 327H–2
Parking for disabled persons
fraudulent verification of disability, 291–51.4
Pelvic examinations
informed consent, 453–18
Physician orders for life-sustaining treatment
see MEDICAL CARE DECISIONS
Physician-patient privilege
child abuse disclosure, 587A–22
operating vehicle or vessel under the influence of alcohol or drugs, 291E–21, 663–1.9
prescription drugs, 329–46
Prisons and prisoners
correctional health care program, 353C–4.5
fees for services, 353–13.1
Reciprocal beneficiaries
consent to autopsy, 453–15
health care decision-making, 323–2
hospital visitation rights, 323–2
Reports
cancer, 324–21
operating vehicle or vessel under the influence of alcohol or drugs, 291E–21, 663–1.9

peer review adverse decisions, 663–1.7
prescription drugs, 329–46
Respiratory therapists
see RESPIRATORY THERAPISTS
Rules
continuing education, 453–6
Shortages
data gathering and planning, 304A–2171, 453–8.8
Tattooing, 321–374
Taxation
healthcare preceptor tax credit, 235–110.25
Telecommunications
telehealth
consultations, 453–2
defined, 453–1.3
insurance coverage, 346–59.1, 431:10A–116.3, 432:1–601.5, 432D–23.5
license exemption, 453–2
nursing services, 457–2, 5
radiologists, 453–2, 466J–6
standard of care, 453–1.3

PIGS AND SWINE
Feed
see FEED

PILOTAGE
Director of commerce and consumer affairs
powers and duties, 462A–3.5
Licenses
number of licenses issued, 462A–3.5

PLANNED COMMUNITIES
see REAL PROPERTY

PLANTS
Conservation of plants, animals, and ecosystems
cave protection
see HISTORICAL PROPERTIES
Diseases
entry to control, 46–1.52
plants spreading pests, diseases, or insects
import restrictions, 150A–6.1
Hawaiian plants
use in public landscaping, 103D–408
Indigenous and Polynesian introduced plants
cultivated nursery stock, 183–16, 195D–4
state plant, 5–15.5
Invasive species control and eradication
see CONSERVATION
Sales
importation of prohibited plants for propagation or sale, 150A–14

PLEADINGS
Aliens
court advisement of aliens entering plea
arraignment and plea hearings, 802E–4
Deferred acceptance of guilty or nolo contendere plea
crime victim compensation, 351–62.6, 853–1
fines, 706–644
probation services fees, 706–648, 853–1
restitution, 706–644
Plea agreements
deferred acceptance of guilty or nolo contendere plea, 853–4
notice to victim, 801D–4
pre-sentence diagnosis and report waived, 706–601
Third-party defendants
unknown or unascertained parties
fictitious names may be used in pleadings, 663–17

PODIATRISTS
Ankle surgery
education and training, 463E–16
Drugs
prescription drugs
see DRUGS
Education and training
ankle surgery, 463E–16
Licenses
renewal, 463E–5
Medicaid
overpayment recovery, 346–59.6, 59.7
Rules, 463E–5

POISONS
Fish and fisheries
penalty for violation, 188–70
Health department
poison center, 321–224
statewide information program, 321–224
Poison information services, 321–224

POLICE
Abuse of family and household members
complaint against officer, 52D–17
domestic abuse protective orders
out-of-state orders, 586–24, 25
policies, 52D–16
Accidents
redirecting traffic
see MOTOR VEHICLES, Accidents
Actions
DNA testing and identification

unlawful disclosure of information, 844D–83
Aged persons
financial abuse or exploitation of elderly, 412:3–114.5
Animals
citation and summons, 142–29, 30
law enforcement animals, see Law enforcement animal, below
Assault against law enforcement officers
first degree offense, 707–712.5
second degree offense, 707–712.6
Boxing contests
police activities league license exemption, 440–35
Chief
citizenship and residency requirements, 78–1
Child abuse or neglect
examination of child and collection of evidence, 350–1.5
immunities, 350–1.1
protective custody of child, 587A–8
protective orders, 587A–39
required reports, 350–2
Death
law enforcement officer independent review board, 28–153
DNA testing of offenders
see DNA TESTING AND IDENTIFICATION
Drugs
misconduct of officers, 52D–3.5
Emergencies
911 system
see TELEPHONES
Explosives
exemptions from regulation, 396–9
False alarms, 710–1014.5
Fireworks injury reports, 132D–21
Force
misconduct of officers, 52D–3.5
Injury
accidental injury leave, 78–24
accumulation of leave credits, 78–25
liability of third party, 78–24
Interference with reporting an emergency or crime, 710–1010.5
Law enforcement animal
causing injury or death to, 711–1109.4
definition, 711–1100
interference with, 711–1109.5
Law enforcement standards
see ATTORNEY GENERAL
Leaves of absence
accidental injury leave, 78–24
Lost property
removal of personal information from electronic devices, 52D–14
Minors in custody
procedures and standards, 571–74

Motor vehicles
driver licensing, 286–235.5
resisting order to stop motor vehicle, 710–1026.9
wheel boot use, 291C–115
Officers
deaths involving officers, 28–153
disciplinary actions
reports, 52D–3.5
domestic abuse
complaint against officer, 52D–17
firearms restrictions, 134–7, 11
policies, 52D–16
restraining orders, 134–7
misconduct in office
reports, 52D–3.5
peer support counseling, 78–52
sexual assault of prisoner, 707–731
Overdose prevention
opioid antagonist administration, 329E–3
Peer support counseling
confidentiality of information, 78–52
Photographing or video or audio recording law enforcement officers, 710–1010, 711–1111
Police activities league (PAL)
boxing contests, 440–35
Prisons and prisoners
misconduct of officers, 52D–3.5
Prostitution offenses
exemption for actions in course and scope of duties, 712–1209.1
Records
electric guns, 134–16
emergency 911 calls
retention of recordings and radio dispatches, 46–1.7
expungement of juvenile arrest records, 571–72, 88
peer support counseling, 78–52
Reports
abuse of family or household members, 709–906
criminal defendants committed to mental health institution, 704–404, 406, 411
electric guns, 134–16
false 911 emergency calls, 710–1014.5
financial institutions to report suspected financial abuse or exploitation of elderly, 412:3–114.5
fireworks injuries, 132D–21
misconduct of officers, 52D–3.5
physicians and hospitals to report injuries and wounds, 453–14
Reserve police officers
generally
see VOLUNTEERS
Roadblocks
establishment, 291E–19
procedures, 291E–19
rules, 291E–19

standards, 291E–20
Search and rescue operations
definitions, 137–1
landowners liability, 520–3, 4
reimbursement for expenses, 137–2, 3
Search and seizure
technical assistance for electronic devices or storage media, 803–37
Sexual assault
imprisoned persons, 707–731
Stolen property
inspection of motor vehicle repair shops, used parts dealers, and salvaging operations, 286–44
removal of personal information from electronic devices, 52D–14
Trespass
public parks or recreational grounds, 708–814.5
trespass on commercial premises, 708–814
Unclaimed property
removal of personal information from electronic devices, 52D–14
Unemployment compensation
nondisclosure of certain information, 383–94
Victims of crime
information and notification system
cooperation with public safety department, 353–135
Wheel boot use, 291C–115

POLLUTION CONTROL
Light pollution
airport facilities, 262–4.5
artificial lights on shoreline and ocean waters, 205A–30.5, 71
harbor facilities, 266–2.5
highway lighting, 201–8.5, 264–45
lighting fixtures
exemptions, 201–8.5
requirements, 201–8.5
night sky protection strategy, 201–8.5
outdoor athletic facilities, 201–8.5
Night sky protection strategy, 201–8.5

POPULATION
Hawaiian registry, 10–19

PORNOGRAPHY
Actions
abatement of nuisance
see NUISANCES
Age verification records of sexual performers
custodian of records, 712–1219
disclosing location of records, 712–1219
failure to maintain records, 712–1218
sale without disclosure, 712–1219.5
Child pornography

possession, 707–751, 752, 753
Community standards
defined, 707–750, 751
Displaying indecent matter
sale of adult entertainment products, 489X–1
Minors
age verification records of sexual performers, 712–1218, 1219, 1219.5
child pornography, 707–752, 753
computer used to identify, coerce, etc. victim, 708–893
promoting minor-produced sexual images, 712–1215.5, 1215.6
Photographs
display of adult entertainment products, 489X–1
unauthorized photographing, recording, etc. sexual activities
privacy violations, 711–1110.9
Promoting pornography
computer used to identify, coerce, etc. victim, 708–893
promoting for minors
elements of offense, 712–1215.5, 1215.6
misdemeanor, 712–1215.5
petty misdemeanor, 712–1215.6
Sale of adult entertainment products
limiting public display of materials, 489X–1
Signs
display of adult entertainment products, 489X–1

POULTRY
Eggs
imported eggs
documentation required, 147–75
violations, 147–75
Feed
see FEED
Rules
carcass incapable of use as human food, 161–3

POVERTY INDEX
Self-sufficiency standards
statistics and data, 201–3

POWERS OF ATTORNEY
Disclaimer of property interests
see DECEDENTS' ESTATES
Electronic Signatures in Global and National Commerce Act, 551E–62
Power of attorney
acknowledged power of attorney
acceptance of, 551E–15
refusal to accept, 551E–16
agents
acceptance of appointment, 551E–9
breach of duty, 551E–11
compensation and reimbursement, 551E–8

designation, 551E–7
duties, 551E–10
fiduciary duties, 551E–7
forms
certification, 551E–52
designation of agent, 551E–51
immunity
liability, 551E–10, 11
liability
generally, 551E–13
immunity from, 551E–10, 11
powers
banking, 551E–38
bankruptcy, 551E–42
business operations, 551E–39
commodities and options, 551E–37
estates, trusts, and other beneficial interests, 551E–41
generally, 551E–33
gifts, 551E–47
governmental benefits, 551E–44
grant of authority, 551E–31
incorporation of authority, 551E–32
insurance and annuities, 551E–40
litigation and claims, 551E–42
personal and family maintenance, 551E–43
personal property, 551E–35
real property, 551E–34
retirement plans, 551E–45
stocks and bonds, 551E–36, 39
taxes, 551E–46
resignation, 551E–14
review of conduct, 551E–12
termination of authority, 551E–3
applicability of
chapter, 551E–2
other laws, 551E–18
court appointment, effect of, 551E–4
definitions, 551E–1, 15, 41, 44, 45
effective date, 551E–5
existing powers of attorney, effect on, 551E–63
forms
agent's certification, 551E–52
designation of agent, 551E–51
generally, 551E–3
judicial relief, 551E–12
jurisdiction, 551E–3
law and equity principles, 551E–17
nomination of conservator or guardian, 551E–4
remedies, 551E–19
signature, effect of, 551E–3
termination, 551E–6

uniformity of application and construction, 551E–61
Power of attorney for health care
defined, 327E–2, 327G–2
execution, 327E–3
forms, 327E–16, 327G–14
immunities, 327E–9
revocation, 327E–4
Probate code
authority, 560:2–606
distribution to disabled person, 560:3–915
elective share, 560:2–212
incapacitated principal, 560:2–606
wills, 560:2–606
Special education of adult students
designation, 302A–491
documentation, 302A–491, 498
educational representative
appointment, 302A–493
designation, 302A–493
powers and duties, 302A–496
guardians, 302A–495
powers and duties, 302A–491
regaining capacity, 302A–494
revocation, 302A–492
right to information, 302A–497
Time share interests
recordation of leasehold interests, 501–241
Uniform power of attorney act, see Power of attorney, above

PREPAID HEALTH CARE
Health insurance, coverage determinations
see INSURANCE, Health insurance
Public contracts
compliance with labor laws, 103D–310

PRESUMPTIONS
Anatomical gifts
presumption of validity, 327–19
Child support
discharge of judgment, 657–5.5
paternity, 584–3.5, 4
service of process, 576E–4, 634–37
Commercial code
investment securities, 490:8–114
Electronic transactions
presumption that party agrees to conduct, 489E–5
Insurance
life insurance
policy replacements, 431:10D–502
Medical care decisions, 327E–11, 13
Public assistance

liens on real property, 346–29.5
Smoking restrictions
areas declared smoke-free, 328J–6
Temporary disability insurance
employment and coverage, 392–21.5
Torts
motorsports facilities, 663–10.95
recreational activities, 663–1.54
Workers' compensation
employment and coverage, 386–73.5

PRINCIPAL AND INCOME
see TRUSTS AND TRUSTEES

PRISONS AND PRISONERS
Accounts
notice to crime victim of financial settlement or award, 801D–4
Alcoholic beverages
testing of prisoners, see Drugs, below
Automated victim information and notification system
see VICTIMS OF CRIME, Information and notification system
Children of incarcerated parents
data collection, 353–35
generally, 353H–5
policy of state, 346–14.3
Community correctional centers
family visitations, 353–28.5
Conditional release
halfway houses
county zoning, 46–4
Construction
community benefits, 353–16.37
impact on community and infrastructure, 353–16.35, 16.37
private development of prisons, 353–16.35, 16.36
turnkey facilities, 353–16.35
Contracts
private development of prisons, 353–16.35, 16.36
Correctional industries
products and services for sale to the public, 354D–4
Correctional workers
criminal history record checks, 846–2.7
uniforms
purchase, 354D–4
Crimes
crime victims compensation ineligibility, 351–31
federal institutions in state, 1–4.5
sexual assault of prisoner, 353C–8
Criminal records
employer may consider in hiring, termination, etc., 378–2.5
facilities staff criminal history record checks, 846–2.7
public employment, 78–2.6

Data collection
incarcerated parents, 353–35
Definitions, 353–13.6, 36
Drugs
drug or alcohol testing
additional tests, 353–13.4
advisory board, 353G–13
chain of custody procedures, 329B–2.5, 353–13.4
confidentiality, 353G–5
construction and interpretation, 353G–18
definitions, 353G–2
dependency assessments, 353G–4
fees, 353G–10
funding, 353G–16
immunity from liability, 353G–17
parole or release
conditions, 353G–7
effect of test results, 353G–6
treatment programs, 353G–8
procedures, 353G–3
records, 353G–13
repeat offenders, 353G–3
reports
inmates, 353–13.4
treatment programs, 353G–8, 13
results, 353–13.4, 353G–5, 6
rules, 353G–3, 14
short title, 353G–1
standards, 353G–3, 15
treatment programs
accreditation, 353G–15
escape, 353G–11
failure to comply, 353G–8, 9
funding, 353G–16
immunities, 353G–17
information transfer, 321–193.5
insurance coverage, 353G–16
interagency agreement, 321–193.5
records, 353G–13
required, 353G–8
satisfactory progress, 353G–12
use of results, 353G–6
violations
escape, 353G–11
sanctions, 353G–9
Early release
eligibility requirements, 353–36
immunity from liability, 353–36
notice of release, 353–36
terms and conditions, 353–37
violations, 353–37

Elections
notice of incarceration to county clerk, 353–65.5, 806–76
Employment
employee benefit programs exclusion, 353–19, 383–7
inmate not considered employee of state, 353–19
prior convictions
employer may consider, 378–2.5
reentry and training programs, 353H–6
Examinations
drug and alcohol testing, see Drugs, above
Facilities generally
family visitations, 353–28.5
Family visitation rights, 353–28.5
Federal institutions
concurrent jurisdiction, 1–4.5
investigation and prosecution of law violations at federal institutions, 1–4.5
Fees
drug and alcohol abuse testing, 353G–10
non-emergency medical, dental, or mental health treatment, 353–13.1
Identification
civil identification cards, 353H–32
documents, 353H–32
Medical care and treatment
definitions, 353–13.6
fees for services, 353–13.1
health care program, 353C–4.5
involuntary treatment
appointment of guardian, 353–13.9
court order, 353–13.9
criteria, 353–13.6
hearing on petition, 353–13.8, 13.9
initiation of proceedings, 353–13.7
notices, 353–13.8
periods of time and extensions, 353–13.9
petitions, 353–13.7
representation by public defender, 802–1
right to counsel, 802–1
non-emergency treatment, 353–13.1
physicians, 353C–4.5
self-inflicted wounds, 353–13.1
use of restraints on pregnant offenders limited, 353–122
Mental health services
fees for services, 353–13.1
reports, 353C–2
Out-of-state institutions
return of inmates, 353H–7
Police
mistreatment of prisoners, 52D–3.5
Pregnant offenders
definitions, 353–121
limitation on use of restraints, 353–122

notice on limited use of restraints, 353–123
Prison overcrowding prevention, see Early release, above
Private prisons
construction, 353–16.35, 16.36
contracts, 353–16.35, 16.36
impact on community and infrastructure, 353–16.35, 16.37
lease or purchase by the state, 353–16.36
sexual assault on inmates, 707–731, 732
Programs
reentry programs, see Reentry programs, below
Public assistance
determining eligibility, 353–12.5
Records
substance abuse testing and treatment, 353G–13
Redress for wrongful conviction and imprisonment
see WRONGFUL CONVICTION AND IMPRISONMENT
Reentry programs
children of incarcerated parents, 353H–5
citation, 353H–1
civil identification cards, 353H–32
contracts for services, 353H–31
definitions, 353H–2
development, 353H–3
employment and training programs, 353H–6
identification documents, 353H–32
intake service centers, 353–10
model programs, 353H–4
needs assessment of inmates, 353H–3
offender reentry office
established, 353H–2.5
functions, 353H–2.5
parent and child relationships, 353H–5
purposes, 353H–3
rehabilitation and reentry efforts
performance goals and indicators, 353H–8
reports, 353H–9
return of out-of-state inmates, 353H–7
scope of services, 353H–3, 4
short title, 353H–1
Release
drug or alcohol abuse testing, 353G–4, 7
early release, see Early release, above
halfway houses
county zoning, 46–4
reentry programs, see Reentry programs, above
Reports
mental health services, 353C–2
rehabilitation and reentry efforts, 353H–9
reports to human services department, 353–12.5
return of out-of-state inmates, 353H–7
sexual assault or harassment of prisoners, 353C–8

substance abuse testing and treatment, 353G–13
Restitution
condition of parole, 801D–4
notice to crime victim of financial settlement or award, 801D–4
order of priority, 706–651
Rules
fees for medical, dental, or mental health services, 353–13.1
substance abuse testing and treatment, 353G–14
Sentencing
discretionary terms of imprisonment
class B and C felonies, 706–660
extended terms of imprisonment
failure to stop at accidents, 706–662
hate crimes, 706–662
negligent homicide, 706–662
repeat violent and sexual offenders, 706–606.6
recalculation and review of multiple sentences, 706–668.5
subsequent separate unrelated conviction, 706–671
Sex offender treatment program
closed meetings, 353E–2
release of information, 353E–2
sentencing
repeat offenders, 706–606.5
sex offender management team, 353E–2
Sexual assault
sexual assault on imprisoned persons, 353C–8
Status of convicted persons
insurance licenses, 431:2–201.3
Substance abuse
testing of prisoners, see Drugs, above
Women
contracts for services, 367D–3, 4
model programs, 353–6.5, 367D–2
parity in programs and services, 367D–1
powers and duties of agencies, 367D–5
reports, 367D–8
scope of services, 353–6.5, 367D–2
youth programs, 367D–6, 7
Wrongful conviction and imprisonment
see WRONGFUL CONVICTION AND IMPRISONMENT

PRIVACY
DNA testing of offenders
see DNA TESTING AND IDENTIFICATION
Elections
voter registration information, 11–14, 14.5, 97
Insurance
life settlements, 431C–6
Invasions of privacy
criminal violations, 711–1110.9, 1111
disclosing images or videos without consent, 711–1110.9

penalties, 711–1110.9, 1111
Juror qualification forms, 612–13
Mail interception, 711–1111
Photographing, observing, or recording
generally, 711–1111
law enforcement officers, 710–1010, 711–1111
sexual activities, 711–1110.9
Sexual activities
disclosing images or videos without consent, 711–1110.9
observing, photographing, or recording, 711–1110.9
Sexual offenders
interagency release of information, 353E–2
Students
see SCHOOLS
Substance abuse
treatment programs, 321–192.5, 352D–4.5, 601–21
Violations of privacy
first degree offense
elements of crime, 711–1110.9
felony, 711–1110.9
second degree offense
elements of crime, 711–1111
misdemeanor, 711–1111

PRIVATE INVESTIGATORS AND GUARDS
Criminal history record checks, 463–6, 8, 9, 10.5
Definitions, 463–10.5
Guards
continuing education, 463–10.5
registration, 463–10.5
Licenses
criminal history record checks, 463–6, 8, 9
Registration
applications, 463–9
guards, 463–10.5
Rules, 463–10.5

PRIVILEGE
Law enforcement or emergency services personnel peer support counseling
confidential information, 78–52
Marriage and family therapists
confidential information, 451J–12
divorce or alimony proceedings, 451J–13
Mental health counselors
divorce or alimony proceedings, 453D–14
generally, 453D–13
Physician-patient privilege
constitutional provisions, St Art I–14
operating vehicle or vessel under the influence of alcohol or drugs reports, 291E–21, 663–1.9
prescription drugs, 329–46

Psychologist-client privilege
constitutional provisions, St Art I–14
Social worker-client privilege, 467E–15
Spousal privilege
child custody proceedings, 583A–310
enforcement of support, 576B–316
Victim-counselor privilege
constitutional provisions, St Art I–14

PRIZES
Contests and sweepstakes
prohibited practices, 481B–1.6
telephone solicitations, 481P–2
Time share sales, 514E–11

PROBABLE CAUSE
Arrest
federal officers, 803–17
Boats and boating
operating vessel under the influence of intoxicants
implied consent to testing, 291E–11, 21
Criminal charging by written information
court determination, 806–85
hearing, 806–86
probable cause that offense committed, 806–84
Motor vehicles
driving under the influence of intoxicants
implied consent to testing, 291E–11, 21

PROBATE CODE
Adoption
will, 560:2–302
Adult guardianships
see ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION
Circuit courts
jurisdiction, 560:5–106
Civil unions
consent of conservator or guardian required, 572B–7
Construction of code
effective date of code, 560:8–201, 301
trust for care of domestic or pet animals, 560:7–501
Definitions
advisor, 560:7–302
guardianship and protective proceedings, 560:5–102
investment decision, 560:7–302
Distribution of decedents' estates
disclaimer of property interests
see DECEDENTS' ESTATES
real property transfer on death deed, 527–15
Effective date of code, 560:8–201, 301
Family courts

jurisdiction, 560:5–106
Fiduciaries
estate tax apportionment, 560:3–916
Guardian of incapacitated persons
additional or successor guardian, 560:5–112
appointment
acceptance, 560:5–110, 303
confirmation, 560:5–302, 303
court order, 560:5–311
effect, 560:5–111
effective date, 560:5–303
emergency guardian, 560:5–312
generally, 560:5–301
information to the Hawaii criminal justice data center, 560:5–311
letters of office, 560:5–110
most recent nomination controls, 560:5–117
multiple appointments, 560:5–117
objections
filing, 560:5–302
parent, spouse, or reciprocal beneficiary's nominee, 560:5–302
petition for appointment, 560:5–304
priorities, 560:5–310
temporary substitute guardian, 560:5–313
termination, 560:5–112, 301, 318
care and support of person
generally, 560:5–314, 315
reports to court, 560:5–317
temporary delegation of power, 560:5–105
commitment of ward, 560:5–316
communication rights of ward, 560:5–316
compensation, 560:5–316
court jurisdiction
consolidation of proceedings, 560:5–106
generally, 560:5–106
guardian submits to, 560:5–111
out-of-state proceedings
appointment of in-state agent, 560:5–107
rules of court, 560:5–109
transfer to another court or state, 560:5–107
venue, 560:5–108
death of ward, 560:5–318
death, resignation, or removal of guardian, 560:5–112
definitions, 560:5–102
determination of incapacity
change in capacity, 560:5–318
commitment of ward, 560:5–316
confidentiality of records, 560:5–307
court findings, 560:5–311
evaluations, 560:5–305, 306
petition, 560:5–304
effective date of code, 560:8–301

emergency guardianship, 560:5–312
guardian ad litem, 560:5–115
health care directive or power of attorney, 560:5–316
hearings
attendance by parties, 560:5–308
confidentiality of records, 560:5–307
court order, 560:5–311
evaluations of capacity, 560:5–305, 306
evidence and witnesses, 560:5–308
notice, 560:5–309
petition for appointment, 560:5–304
procedures, 560:5–308
kokua kanawai, 560:5–305, 317
liability
immunities, 560:5–316
monitoring guardianship, 560:5–317
notice
acceptance of appointment, 560:5–303
emergency guardianship, 560:5–312
hearings, 560:5–309
how given, 560:5–113, 309
request for notice, 560:5–116
temporary substitute guardian, 560:5–313
waiver, 560:5–114
petition for appointment, 560:5–304
powers and duties
court order, 560:5–311
emergency guardianship, 560:5–312
generally, 560:5–314, 315
immunities, 560:5–316
kokua kanawai, 560:5–305
limitation, 560:5–302
temporary substitute guardian, 560:5–313
reports to court, 560:5–317
short title, 560:5–101
temporary substitute guardian, 560:5–313
who may serve as guardian, 560:5–310
Guardian of minors
additional or successor guardian, 560:5–112
appointment
acceptance, 560:5–110, 202
confirmation, 560:5–202
court appointment, 560:5–204, 205
effect, 560:5–111
effective date, 560:5–202
generally, 560:5–201
letters of office, 560:5–110
minor's nominee, 560:5–206
most recent nomination controls, 560:5–117
multiple appointments, 560:5–117
objections

by minor or others, 560:5–203
filing, 560:5–203
termination, 560:5–202
parental appointment, 560:5–202
priorities, 560:5–206
termination, 560:5–112, 201, 210
care of minor
generally, 560:5–207, 208
guardian's actions prior to appointment, 560:5–202
temporary delegation of power, 560:5–105
use of money or property, 560:5–104
compensation, 560:5–209
court jurisdiction
consolidation of proceedings, 560:5–106
generally, 560:5–106
guardian submits to, 560:5–111
out-of-state proceedings
appointment of in-state agent, 560:5–107
rules of court, 560:5–109
transfer to another court or state, 560:5–107
venue, 560:5–108
death, adoption, or emancipation of minor, 560:5–210
death, resignation, or removal of guardian, 560:5–112
definitions, 560:5–102
effective date of code, 560:8–301
guardian ad litem, 560:5–115
hearings
court appointment of guardian, 560:5–205
liability
immunities, 560:5–209
limited guardianship, 560:5–206
notice
acceptance of appointment, 560:5–202
court appointment, 560:5–205
how given, 560:5–113
request for notice, 560:5–116
temporary or emergency guardianship, 560:5–204
waiver, 560:5–114
powers and duties
generally, 560:5–207, 208
immunities, 560:5–209
limitations, 560:5–206
proceedings after appointment, 560:5–210
short title, 560:5–101
temporary or emergency guardianship, 560:5–204
transfer of money or property to minor, 560:5–104
Guardians ad litem
guardianship and protective proceedings, 560:5–115
Heirs
disclaimer of property interests, 526–12
Incapacitated persons

sterilization
advisory opinions, 560:5–606.5
Insurance
life insurance benefits, 560:2–205, 206
Intestate succession
effective date of code, 560:8–201
Inventory
guardianship and protective proceedings
conservators, 560:5–419, 420
Liability
guardianship and protective proceedings
conservators, 560:5–418, 430
guardian of incapacitated person, 560:5–316
guardian of minor, 560:5–209
persons dealing with conservator, 560:5–424
transfer of money or property to minor, 560:5–104
Minors
adopted, 560:2–302
omitted from will, 560:2–302
unborn heirs, 560:2–108, 302
Notice
guardianship and protective proceedings
acceptance of appointment, 560:5–202, 303
appointment of public guardian, 560:5–112
claims against estate, 560:5–429
court appointment, 560:5–205, 309, 404
generally, 560:5–113
interested persons, 560:5–116
notice to guardian or conservator, 560:5–111
proof of notice, 560:5–113
request for notice, 560:5–116
transfer to another court or state, 560:5–107
waiver, 560:5–114
personal representative
appeal of appointment, 560:3–414
transfer of proceedings, 560:3–201
Per capita and per stirpes distribution, 560:2–709
Personal representatives
breach of fiduciary duty, 560:3–606
estate tax apportionment, 560:3–916
P.O.D. (payable on death) accounts
disclaimer of property interests, 526–12
Proceedings
documents sealed upon filing, 560:1–311
Property
valuation, 560:2–207, 208, 560:3–906
Protection of property
compensation and expenses, 560:5–417
conservator
additional or successor conservator, 560:5–112
appointment

acceptance, 560:5–110
court order, 560:5–409
effect, 560:5–111
letters of office, 560:5–110
multiple nominations, 560:5–117
priorities, 560:5–413
termination, 560:5–112, 431
bond or collateral
liabilities, 560:5–416
requirements, 560:5–415
care and maintenance of ward, 560:5–427
claims against estate, 560:5–429
compensation, 560:5–417
conflicts of interest, 560:5–423
death, resignation, or removal, 560:5–112
delegation of fiduciary duties, 560:5–426
distributions from estate, 560:5–427
fiduciary duty, 560:5–418, 425
inventory and reports, 560:5–419, 420
investments, 560:5–418, 425
personal liabilities, 560:5–430
petition for appointment, 560:5–403
powers and duties
administration of estate, 560:5–425
conflict of interest transactions, 560:5–423
delegation, 560:5–426
generally, 560:5–418
title to property, 560:5–421
records, 560:5–419
when appointment may be made, 560:5–401
who may be appointed, 560:5–413
court jurisdiction
approval of certain business transactions, 560:5–411
business affairs of protected person, 560:5–402
conservator submits to, 560:5–111
consolidation of proceedings, 560:5–106
generally, 560:5–106, 402
inventory and accounting of estate, 560:5–420
out-of-state proceedings
appointment of in-state agent, 560:5–107
payment of debts, 560:5–432
powers of court, 560:5–410, 412
rules of court, 560:5–109
transfer to another court or state, 560:5–107
venue, 560:5–108
death of protected person, 560:5–428, 431
definitions, 560:5–102
determination of incapacity
confidentiality of records, 560:5–407
court orders, 560:5–409
evaluations, 560:5–406

effective date of code, 560:8–301
factors allowing appointment of conservator, 560:5–401
foreign conservators
    appointment of in-state agent, 560:5–107
    payment of debts, 560:5–432
    powers and duties, 560:5–433
    proof of authority, 560:5–433
guardian ad litem, 560:5–115
hearings
    attendance by parties, 560:5–408
    confidentiality of records, 560:5–407
    court orders, 560:5–409
    evaluations, 560:5–406
    evidence and witnesses, 560:5–401, 408
    incapacitated persons, 560:5–406
    minors, 560:5–405
    notice, 560:5–404
    petition for conservator or protective proceeding, 560:5–403
    procedures, 560:5–408
kokua kanawai, 560:5–406, 420
liabilities
    bond or collateral of conservator
        requirements, 560:5–415
        terms and conditions, 560:5–416
    conflict of interest transactions, 560:5–423
    generally, 560:5–418
    inventory of estate, 560:5–420
    personal liabilities, 560:5–430
    persons dealing with conservator, 560:5–424
notice
    claims against estate, 560:5–429
    hearings, 560:5–404
    how given, 560:5–113, 404
    petition for conservator or protective proceeding, 560:5–403
    request for notice, 560:5–116
    waiver, 560:5–114
petition for conservator or protective proceeding, 560:5–403
powers and duties
    conservator, 560:5–418, 421, 425
    court approval for certain transactions, 560:5–411
    court orders after appointment, 560:5–414
    delegation of fiduciary duties, 560:5–426
    inventory of estate, 560:5–419, 420
    limitations, 560:5–410
    powers of court, 560:5–410, 412
property of minor or incapacitated person
    accounting of funds, 560:5–414, 420
    administration of estate, 560:5–425
    appointment of conservator, 560:5–401
    care and maintenance of ward, 560:5–427
    claims against estate, 560:5–429

conflict of interest transactions, 560:5–423
conservator's powers, 560:5–418
conveyance of property, 560:5–411
court approvals required, 560:5–411
court jurisdiction, 560:5–402
death of protected person, 560:5–428, 431
distributions from estate, 560:5–427
fiduciary duty of conservator, 560:5–418
gifts and charitable donations, 560:5–411, 427
interest of protected person inalienable, 560:5–422
inventory and reports, 560:5–419, 420
modifying powers, 560:5–414
persons dealing with conservator, 560:5–424
powers of court, 560:5–410, 412
preliminary orders, 560:5–405, 406
records, 560:5–419
single transactions, 560:5–412
title to property, 560:5–421, 422
when conservator may be appointed, 560:5–401
wills, trusts, and estates, 560:5–411, 428
short title, 560:5–101
termination of proceedings, 560:5–431
title to property, 560:5–421
transfer of money or property to minor, 560:5–104
Real property
valuation, 560:2–207, 208
Reciprocal beneficiaries
see RECIPROCAL BENEFICIARIES
Records
documents sealed upon filing, 560:1–311
guardianship and protective proceedings
conservators, 560:5–419, 420
determination of incapacity, 560:5–307, 407
Securities
transfers on death registration
see SECURITIES
Surety bonds
protective proceedings
bond or collateral of conservator, 560:5–415, 416
Transfers
disclaimer of property interests, 526–12
minors and protected persons
conservator's powers, 560:5–411
transfer on death deed
see REAL PROPERTY
Trusts and trustees
advisors
standard of care, 560:7–302
beneficiaries
disclaimer of property interests, 526–12
missing beneficiaries, 560:3–914

no-contest clauses, 560:3–905
contest of trust
no-contest clauses, 560:3–905
minors and protected persons
conservator's powers, 560:5–411
revocable living trusts
anti-lapse provisions, 560:2–707
no-contest clauses, 560:3–905
trust for care of domestic or pet animals, 560:7–501
Venue
guardianship and protective proceedings
generally, 560:5–108
Waiver
disclaimer of property interests
see DECEDENTS' ESTATES
Wills
devisees
missing persons, 560:3–914
effective date of code, 560:8–201
lapse
anti-lapse provisions, 560:2–707
revocable living trusts, 560:2–707
minors and protected persons
conservator's powers, 560:5–411, 428
pets
trust for care of domestic or pet animals, 560:7–501
real property transfer on death deed
nontestamentary, 527–7
revocable living trusts
anti-lapse provisions, 560:2–707

PROBATION
Bail
probation violations, 706–626
Conditions of probation
interstate compacts, 353B–2
Curfew
conditions of probation, 706–624
DNA testing and identification
collection of samples and specimens, 844D–35, 36, 37
Domestic abuse
notice to victims, 806–73
sentencing, 706–623
Drugs
dependency assessments, 353G–4
substance abuse testing, 353G–4, 7
treatment programs, 706–625
Electronic monitoring
conditions of probation, 706–624
Fees
drug demand reduction assessments, 706–650

extradition costs, 706–624
failure to pay, 706–644
service fees, 353–34, 353B–6, 706–648
Fines
duty to pay after discharge or termination, 706–630
failure to pay, 706–644
Funds
special fund
established, 706–649
uses, 706–649
Habitual property crime, 708–803
Interstate compact for adult offender supervision
administrator, 353B–2
authorization, 353B–5
compact commission, 353B–1
default and withdrawal, 353B–1
definitions, 353B–1
dissolution, 353B–1
DNA testing and identification, 844D–37
expenditures, 353B–4
fees for services, 353–34, 353B–6, 706–648
form of compact, 353B–1
service standards, 353B–2
staff, 353B–3
state council, 353B–1, 3
Interstate compact for juveniles, 582D–1
Minors
annual reports, 571–48.5, 48.6
earned discharge credits, 571–48.6
interstate compact for juveniles, 582D–1
notifications, 571–48.5
sanctions and incentives system, 571–48.5
supervision in another state, 582D–1
supervision requirements, 571–48.5
Notice
notice to victims, 806–73
Probation officers
peer support counseling, 78–52
training, 571–6
Prostitution
sentences, 712–1200
street solicitation of prostitution, 712–1207
Restitution
duty to pay after discharge or termination, 706–630
failure to pay, 706–644
Search of person or property
condition of probation, 706–624
Taxation
abetting violations, 231–36
evasion of tax, 231–34
failure to keep records or make returns, 231–35

failure to secure license, 231–35
false returns, 231–36
When probation unavailable
cruelty to animals, 706–620

PROCUREMENT CODE
Agricultural products
applicability, 103D–104.5
Applicability
agricultural products, 103D–104.5
public contracts, 103–1.5
Bids and bidding
ethical conduct, 103D–101
pre-bid conferences, 103D–303.5, 304A–2691
pricing policy, 103D–312
protests
debriefing for nonselected bidders, 103D–303
professional services contracts, 103D–304
statistics, 103D–701.5
source selection methods, 103D–301
tax adjustment for out-of-state bidders, 103D–1008
Bonds
performance bonds, 103D–703.5
protest bond, 103D–709
Chief procurement officers
violations
administrative penalties, 103D–206
Contracts
breach of contract, 103D–703.5
completion by another contractor, 103D–703.5
definitions, 103D–104
failure to complete work, 103D–703.5
indemnification of state agency, 103D–713
life cycle costing, 103D–410
modifications
change orders to effect cost reductions, 103D–411
defined, 103D–104
performance bonds, 103D–703.5
pre-bid conferences, 103D–303.5, 304A–2691
pricing policy, 103D–312
protesting award
debriefing for nonselected bidders, 103D–303
pre-bid conferences, 103D–303.5
professional services contracts, 103D–304
protest statistics, 103D–701.5
source selection methods, 103D–301
specifications
cost reduction incentives, 103D–411
defined, 103D–104
energy efficiency, 103D–410
landscaping, 103D–408

pollution control, 103D–409
rehabilitation programs, 103D–1009
subcontractors, 103D–324
tax clearance, 103D–328
value engineering clauses, 103D–411
Convention center
facility maintenance contracts, 201B–7.5
Definitions
applicability to public contracts generally, 103–1.5
estimated value of the contract, 103D–709
recycled oil, 103D–1302
rehabilitation programs, 103D–1001
Design-build method proposals, 103D–303
Disabled persons
rehabilitation programs
certification, 103D–1001
definitions, 103D–1001
exemption from bidding requirements, 103D–1010
proposals, 103D–1010, 1011
purchase of goods and services, 103D–1009
terms and conditions, 103D–1010
Disclosures
professional service contracts, 103D–304
vendors and awards, 36–2.5
Emergency management
functions of governor or mayor, 127A–12
Environmental quality
energy efficiency, 103D–410
pollution control in public works projects, 103D–409
Exemptions
financing agreements, 37D–2
Hawaii medical center-east, 323F–33
hospital-based emergency and trauma services subsidies, 321–22.5
international trade agreements, 489M–2
Kahoolawe island reserve commission, 6K–4.5
medical cannabis dispensary computer software tracking system, 329D–6
purchases of service, 103F–104
rehabilitation programs, 103D–1010
tourism authority, 201B–12
University of Hawaii foundation, 304A–2153
university research corporation, 304A–112, 3005
False claims on government contracts and programs
see ACTIONS
Ferry system
Oahu water transportation system, 268–2.5
Foreclosure
dispute resolution program, 667–73
Goods
defined, 103D–104
rehabilitation programs
definitions, 103D–1001

proposals, 103D–1011
purchase of goods and services, 103D–1009, 1010
Hawaii products
out-of-state contractors, 103D–1008
resident contractors, 103D–1008
sealed bids or proposals, 103D–1001.5
violation of requirements, 103D–1002.5
Health insurance coverage determinations, external review
independent review organizations, 432E–42
Landscaping
Hawaiian plants used, 103D–408
Motor vehicles
alternate fuel vehicles, 103D–412, 1012
energy efficient vehicles, 196–9
Notice
breach of contract, 103D–703
debarment of contractor or bidder, 103D–702
protest of solicitation or award, 103D–701
recycled oil preference, 103D–1304
suit on bond for payment of suppliers and subcontractors, 103D–324
tax clearance, 103D–328
Payment for goods and services
subcontractors, 103D–324
tax clearance, 103D–328
Policy board
established, 103D–201
members, 103D–201
staff, 103D–201
Preferences
biofuels, 103D–1012
exemptions
cooperative purchasing, 103D–802
Hawaii products, 103D–1002.5
Hawaii residents, 103D–1008
recycled oil, 103D–1303
rehabilitation programs, 103D–1009, 1010
sealed bids or proposals, 103D–1001.5
small business contracts, 103D–906, 304A–2693
tax adjustment for out-of-state bidders, 103D–1008
violation of requirements, 103D–1002.5
Procurement cards
defined, 103D–104
payment for goods and services, 103–10
Procurement institute
establishment, 304A–1352
Procurement office
established, 103D–204
Professional services
defined, 103D–104
indemnification of state agency, 103D–713
Public contracts

design-build method proposals, 103D–303
Public employees
ethical conduct, 103D–101
noncompliance by agencies
administrative penalties, 103D–206
Recycled materials
preferences, 103D–1303
recycled oil
affirmative program, 103D–1304
definitions, 103D–1302
information to suppliers and vendors, 103D–1304
preferences, 103D–1005, 1303
short title, 103D–1301
Remedies
administrative fines, 103D–106
indemnification of state agency, 103D–713
noncompliance by agencies
administrative penalties, 103D–206
protest of solicitation or award
debriefing nonselected bidders, 103D–303
professional services contracts, 103D–304
settlement on performance bonds, 103D–703.5
Rules
administrative fines, 103D–106
cooperative purchasing, 103D–802
cooperative use of goods and services, 103D–804
debarment of contractor or bidder, 103D–702
debriefing nonselected bidders, 103D–303
pre-bid conferences, 103D–303.5
preference for rehabilitation programs, 103D–1009
pricing policy, 103D–312
professional services, 103D–209, 304
protest of solicitation or award, 103D–701
small business assistance, 103D–906
Small business assistance
preferences and set-asides, 103D–906, 304A–2693
rules, 103D–906
Subcontractors
prompt payment, 103D–324
suit on bond for payment, 103D–324
University of Hawaii projects, 304A–2690
Suppliers
ethical conduct, 103D–101
prompt payment, 103D–324
Taxation
tax adjustment for out-of-state bidders, 103D–1008

PROFESSIONAL CORPORATIONS
Actions
infringement of corporate name, 415A–8.5
Consolidation

property transfers
conveyance tax exemption, 247–3
Conversions
abandonment, 415A–16.5
articles of conversion, 415A–16.6
plan of conversion, 415A–16.5
procedure, 415A–16.5
professional or business licenses, 436B–15.5
rights and liabilities of new entity, 415A–16.8
service of process, 415A–16.8
Directors
articles of incorporation, 415A–14.6
Dissolution
receiver or trustee
appointment, 415A–18.5
powers and duties, 415A–18.5
Liability
conversions, 415A–16.5, 16.8
Mergers
conversions, see Conversions, above
partnerships, 425–203, 425E–1106
Names, 415A–8.5
Notice
infringement of corporate name, 415A–8.5
Officers
articles of incorporation, 415A–14.6
Offices
articles of incorporation, 415A–14.6
Shareholders
articles of incorporation, 415A–14.6
conversions, 415A–16.6, 16.8
Taxation
conveyance tax on property transfers, 247–3
Trustees
dissolution, 415A–18.5

PROFESSIONS AND OCCUPATIONS
Agents for service of process
see SUMMONS AND PROCESS
Appraisal management companies
see REAL PROPERTY
Athlete agents
see ATHLETE AGENTS
Dietitians
see DIETITIANS
Genetic counselors
see GENETIC COUNSELORS
Marriage and family therapists
see MARRIAGE AND FAMILY THERAPISTS
Mental health counselors
see MENTAL HEALTH COUNSELORS

Mixed martial arts contests
see MIXED MARTIAL ARTS CONTESTS
Mortgage loan originators
see MORTGAGES
Mortgage servicers
see MORTGAGES
Professional and vocational licensing
advisory committees, 26–9
boards
meetings, 92–5
bonding or insurance
alternative security allowed by rule, 26–9
conversion of licenses, 436B–15.5
criminal history record checks
see CRIMINAL HISTORY RECORD CHECKS
disciplinary actions against licensees
advisory committees, 26–9
hearings, 448–26, 453–8.6, 457–12.5, 461–21.5
reciprocal disciplinary action, 448–26, 453–8.6, 457–12.5, 461–21.5
student loan default, 436B–19.6, 436C–2
fees
conversion of licenses, 436B–15.5
deposit, 436B–15
inactive status, 436B–13.3
reactivation of license, 436B–13.3
reciprocal license, 436B–14.7
health department licenses and permits, 321–11.5
inactive status
conditions for reactivation, 436B–13.3
permitted, 436B–13.3
rules, 436B–13.3
military education, training, or service, 436B–14.8
penalties
student loan default, 436B–19.6, 436C–2
reciprocal disciplinary action, 448–26, 453–8.6, 457–12.5, 461–21.5
reciprocity for military spouse
license, 436B–14.7
reciprocity for nonresident military spouse
experience requirements, 436B–14.6
renewal of licenses
date changed by rule, 26–9
extension or restoration for military personnel on active duty and deployment, 436B–14.5, 464–9
revocation, suspension, or denial of license
child support debt, 436B–19.5
reactivation of license, 436B–13.3
student loan default, 436B–19.6, 436C–2
revocation, suspension, or other action by another state, 448–26, 453–8.6, 457–12.5, 461–21.5
rules
department powers and duties, 26–9

inactive status, 436B–13.3
student loan default or breach
attorneys, 605–1
certification of default, 436C–3
commercial marine licenses, 189–2
court judgment, 436C–3
definitions, 436C–1
financial hardship, 436C–4
generally, 436B–19.6
health department licenses, 321–15
insurance, 431:9–235, 431:9A–112
nurses, 457–9
radiologic technologists, 466J–8
sanctions, 436B–19.6, 436C–2
teachers, 302A–807
trade, vocational, and technical schools, 302A–425
Professional employer organizations
see EMPLOYERS AND EMPLOYEES
Respiratory therapists
see RESPIRATORY THERAPISTS
Taxation
general excise taxes, 237–13
Tour activity providers and activity desks
see TOURISM
Veterinary technicians
see VETERINARIANS

PROPERTY
Disclaimer of property interests
see DECEDENTS' ESTATES
Property right in commercial use of person's name or likeness
see PUBLICITY RIGHTS
Value of property
probate code, 560:2–207, 208, 560:3–906

PROPERTY DAMAGE
Agriculture
criminal offenses, 708–820, 821, 822
crop damage liability, 141–8
valuation of property, 708–820, 821, 822
Airports
special facility lease insurance, 261–54
Arson
first degree offense
class A felony, 708–8251
elements of offense, 708–8251
fourth degree offense
elements of offense, 708–8254
misdemeanor, 708–8254
liability for costs to control fire, 706–606.2
second degree offense

class B felony, 708–8252
elements of offense, 708–8252
third degree offense
class C felony, 708–8253
elements of offense, 708–8253
Computer damage or modification, 708–892, 892.5, 892.6
Criminal property damage
aggravated criminal property damage
elements of offense, 708–823.5
misdemeanor, 708–823.5
court jurisdiction, 571–14
domestic abuse
concurrent charge or complaint, 571–14
insurance policies, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
money laundering
see MONETARY LAUNDERING
repeat offenders, 706–606.5, 708–803, 823.5
Graffiti
penalties, 708–823.6
Hate crimes
see HATE CRIMES
Repeat offenders, 708–823.5
Schools
liability of parent or guardian, 302A–1133.5
Volunteers
liability, 662D–2, 3

PROSTITUTION
Actions
abatement of nuisance
see NUISANCES
Coercion into prostitution
definitions, 663J–2
evidence, 663J–4
short title, 663J–1
Counseling and intervention
sentences, 712–1200
Counties
ordinances, 712–1207
Deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
Electronic eavesdropping
investigation of sex trafficking, 803–44
Habitual solicitation of prostitution
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
Human trafficking victim services fee, 706–650.5
Minors, 712–1200
Money laundering
see MONETARY LAUNDERING
Places of prostitution
advancing prostitution, 712–1203
Police

exemption for actions in course and scope of duties, 712–1209.1
Promoting prostitution
class B felony, 712–1203
human trafficking victim services fee, 706–650.5
repeat offenders
sentencing, 706–606.6
vacating conviction, 712–1209.6
Prostitution-free zones, 712–1207
Repeat offenders
sentencing, 706–606.6
Sentences
repeat offenders, 706–606.6
street solicitation, 712–1207
Sex trafficking
class A felony, 712–1202
Sex trafficking and coercion into prostitution
actions, 663J–3, 5
criminal forfeitures, 712A–4
damages, 663J–5
electronic eavesdropping, 803–44
joinder of parties, 663J–6
limitation of actions, 663J–7
other remedies apply, 663J–9
stays, 663J–8
Solicitation near schools or parks
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
elements of offense, 712–1209
Solicitation of a minor for prostitution
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
elements of offense, 712–1209.1
repeat offenders
sentencing, 706–606.6
Street solicitation of prostitution
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
elements of offense, 712–1207
Travel agencies
promoting travel for prostitution
elements of offense, 712–1208
penalties, 468L–7.5, 712–1208
Vacating conviction, 712–1209.6
Waikiki
county ordinances, 712–1207
curfew, 712–1207
street solicitation, 712–1207
Wiretapping
investigation of sex trafficking, 803–44

PSYCHOLOGISTS
Actions
immunities for disaster response personnel, 321–23.3
Advance mental health care directives

see MEDICAL CARE DECISIONS
Confidential information
child abuse disclosure, 587A–22
Education and training
continuing education, 465–11
Emergency assistance
disaster response personnel, 321–23, 23.3
Licenses
continuing education, 465–11
Marriage and family therapists
see MARRIAGE AND FAMILY THERAPISTS
Medicaid
overpayment recovery, 346–59.6, 59.7
Mental health counselors
see MENTAL HEALTH COUNSELORS
Prisons and prisoners
fees for services, 353–13.1

PUBLIC ARCHIVES
Definitions, 94–1.1
Fees
assessment, 94–8
state archives preservation fee, 94–8
Film and audiovisual materials, 304A–1864
Funds
state archives preservation and long-term access special fund, 94–8
State archives preservation and long-term access special fund
deposits and uses, 94–8
established, 94–8
fees, 94–8
State archivist
duties, 94–1.2

PUBLIC ASSISTANCE
Actions
medicaid overpayment recovery, 346–59.7
Adult residential care homes
extended or expanded care homes, 346–53.4
Allowances
advisory council, 346–14.5
Appropriations
temporary assistance to needy families program, 346–51.5, 53.2
Attorney's fees
claims reimbursement, 346–37
Blind persons
income disregards, 346–29
Burial
claims against estates, 560:3–805
Child abuse and neglect
child welfare services, 346–1
definitions, 346–1

powers of department, 346–14
record checks of child care programs and facilities, 346–152.5, 154
Child care subsidies
criminal history and child abuse and adult abuse perpetrator record checks, 346–152.5
defined, 346–151
eligibility, 346–151
Child support
disclosure of information, 346–10
Correctional institutions
reports on imprisoned persons, 353–12.5
Counties
homeless facilities, 346–375
Death benefits, 346–15
Debit or benefit transfer cards
definitions, 708–800
fraudulent encoding, 708–8100.5
fraudulent use, 346–34, 708–8100
theft or forgery, 708–8102
unclaimed balances in accounts, 346–39.5
Definitions, 346–43.5, 361
Dental insurers
exemption for federally funded programs, 432G–18
Disabled persons
allowances, 346–71
income disregards, 346–29
vocational rehabilitation, 346–71
Drugs
preauthorization exemptions, 346–351, 352
psychotropic drugs, 346–59.9
Eligibility
breast and cervical cancer control program, 346–59.2
child care subsidies, 346–151
children's health insurance programs, 346–59.4
disqualification, 346–29, 53.3
drug felony conviction disqualification waiver, 346–53.3
generally, 346–1
immigrant and Pacific island resident children, 346–59.4
income
family self-sufficiency escrow accounts, 346–28.5, 29
individual development account assets disregarded, 257–7
not affected by real property transfer on death deed, 527–12
pregnant immigrant women, 346–70
prisoners, 353–12.5
residency, 346–29
Emergency shelters
facility requirements, 346–374.5
Employment
employed persons eligible for medical assistance, 346–29.3
first-to-work program
eligibility, 346–261
establishment, 346–261

rules, 346–261
public works projects
rules, 346–14
transition programs
educational financial aid, 346–68
safety net program, 346–69
Families with minor children
allowances, 346–53
eligibility, 346–1
income disregards, 346–29
minor dependents defined, 346–1
Families without minor children
advisory council, 346–14.5
allowances, 346–53, 71
applications, 346–72
eligibility, 346–71
general assistance, 346–71
rules, 346–71
Family self-sufficiency escrow accounts
income disregards in determining eligibility for assistance, 346–28.5, 29
Federal aid
drug felony conviction disqualification waiver, 346–53.3
Financial assistance
advisory council, 346–14.5
bridge to hope program, 346–68
educational financial aid, 346–68
keeping hope alive program, 346–69
lien on property of recipient, 346–29.5
safety net, 346–69
Food distribution program
sale or trade by recipient, 346–34
Food stamps
drug felony conviction disqualification waiver, 346–53.3
lien on property of recipient, 346–29.5
repayment for overissue
unemployment compensation withholding, 383–163, 163.7
Fraud
assistance from two or more states, 346–29
health plans, 346–59.5
misrepresenting residence, 346–29
Fugitives
access to department records, 346–10
denial of assistance, 346–29
General assistance
advisory council, 346–14.5
disabled persons, 346–71
households without minor dependents, 346–71
income disregards, 346–29
Health maintenance organizations
contract compliance, 346–59.5
Hearings

federally qualified health centers and rural health clinics, 346–53.65
medicaid overpayment recovery, 346–59.7
temporary assistance to needy families program expenditures, 346–53.2
Homeless assistance
abuse of assistance, 346–368
audits, 346–371
bar to participation and assistance, 346–368
chronically homeless individuals
housing first programs, 346–378
conflicts of law, 346–373
construction of provisions, 346–373
cooperation or assistance between donors and agencies, 346–372
definitions, 346–361
donors
definitions, 346–361
exemptions from liability, 346–363
exemption from taxes and fees, 346–369
housing first programs
establishment, 346–378
scope of services, 346–378
interagency council on homelessness, 346–381
outreach programs for unsheltered homeless, 346–374
powers of department, 346–362, 376
priorities in providing assistance, 346–367
provider agencies
contracts, 346–365
definitions, 346–361
donations to agencies, 346–363
exemptions from taxes and fees, 346–369
financial audits, 346–371
payments, 346–374
qualifications and selection, 346–365
volunteer labor and services, 346–370
when assistance shall begin, 346–366
rules
adoption, 346–362
eligibility, 346–367
evictions, 346–368
provider agencies, 346–365
time limits, 346–366
savings accounts for tenants, 346–374
shelter facilities
definitions, 346–361
donation of materials and services, 346–363
eligibility for assistance, 346–367
eviction, 346–368
exemption from taxes and fees, 346–369
house rules, 346–368
inspections, 346–363
public lands, 346–364
shelter stipends, 346–374

temporary emergency shelters, 346–374.5, 375
volunteer labor and services by tenants, 346–370
when assistance shall begin, 346–366
standards and criteria, 346–367
Human services department
advisory council, 346–14.5
Immigrants
medical assistance to minors, 346–59.4
pregnant women eligible for medical assistance, 346–70
Income
employed persons eligible for medical assistance, 346–29.3
family self-sufficiency escrow accounts, 346–28.5, 29
income disregards, 346–28.5, 29
resource retention requirements, 346–29
Insurance
children's health insurance programs
funding, 328L–2
state's right to third party payment, 431L–2.5
Liens
presumptions, 346–29.5
Medical assistance
breast and cervical cancer, 346–59.2
case management services by public health nurses, 321–431
case management services for medically fragile children, 321–432
children's health insurance programs
funding, 328L–2
immigrant children, 346–59.4
Pacific island citizens, 346–59.4
contract enforcement, 346–59.5
critical access hospitals, 346–1, 59
eligibility
employed persons, 346–29.3
income and assets, 346–28.5, 29
rules, 346–29
exemption from mandatory insurance benefits coverage, 431:10A–602, 432:1–610, 432D–23.6
home care services, 346D–1.5
insurance contractors
financial audits and report, 103F–107
lien on property of recipient, 346–29.5
long-term care
allowances, 346–53
hospital and non-hospital reimbursement equity, 346D–1.5
presumption that recipient cannot be discharged and return home, 346–29.5
medically fragile children, 321–431, 432
medically necessary foods, 346–67
monitoring provider performance, 346–59.5
overdose prevention medication coverage, 329E–4
overpayment recovery
appeals, 346–59.7
authorization, 346–59.6

generally, 346–59.6
income tax refund withholding, 231–51
judgments, 346–59.7
pregnant immigrant women, 346–70
prescription drugs, see Drugs, above
prisoners, 353–12.5
private insurance enrollment or claims
member list reports, 431L–2.5
state reimbursements, 431L–2.5
Medical care providers
claim processing errors, 346–59.6
critical access hospitals, 346–1, 59
federally qualified health centers and rural health clinics
appeals, 346–53.65
clinic visits, 346–53.64
generally, 346–53.6
medicaid state plan, 346–53.61
payment methodology, 346–53.62
scope of services, 346–53.63
health plans, 346–59.5
incorrect payment, 346–59.6
ineligible providers, 346–59.6
long-term care
hospital and non-hospital reimbursement equity, 346D–1.5
monitoring provider performance, 346–59.5
non-covered services or drugs, 346–59.6
overpayment recovery
appeals, 346–59.7
authorization, 346–59.6
generally, 346–59.6
income tax refund withholding, 231–51
judgments, 346–59.7
preauthorization for services
exemption for certain prescription drugs, 346–351, 352
public health nurses, 321–1.7, 431
services without authorization, 346–59.6
Notice
third party claim reimbursements, 346–37
Parole violators
access to department records, 346–10
denial of assistance, 346–29
Payments
abandonment of transfer accounts, 346–39.5
death of recipient, 346–37, 39.5
debit cards, 346–34
electronic funds transfers, 346–34
long-term care, 346D–1.5
overpayment reimbursements
claims against recipient's estate, 346–37
electronic benefit transfer account offsets, 346–39.5
food stamps, 383–163, 163.7

medicaid, 346–59.6, 59.7
reversion to the state, 346–39.5
unclaimed balances in accounts, 346–39.5
Penalties
health plans, 346–59.5
Records
disclosure of information, 346–10
Reports
breast and cervical cancer control program, 346–59.2
employers of medical assistance recipients, 346–29.3
housing first programs, 346–378
lien on property of recipient, 346–29.5
medicaid fee schedule and appropriation request, 346–59
psychotropic medications, 346–59.9
temporary assistance to needy families program, 346–51.5
Rules
bridge to hope program, 346–68
criminal history record checks, 346–97
health plan contract compliance, 346–59.5
homeless assistance
adoption, 346–362
eligibility, 346–367
evictions, 346–368
provider agencies, 346–365
shelter stipends, 346–374
time limit on assistance, 346–366
lien on property of recipient, 346–29.5
medical assistance to pregnant women, 346–70
medical care payments, 346–59
medically necessary foods, 346–67
minor dependents, 346–1
Temporary assistance to needy families
eligibility, 346–53, 53.3
funding, 346–53.2
program goals and achievements, 346–51.5
public input on program expenditures, 346–51.5, 53.2

PUBLIC BUILDINGS
Air pollution
indoor air quality, 321–412, 413
Animal industry or quarantine facilities
lease or rental of unused facilities, 142–3.5
Construction and maintenance
state building code
see BUILDING CODES
Disabled persons
applicability, 103–50
design standards, 103–50, 348F–3
plan review fees, 103–50
report, 103–50
requirements, 103–50

rules, 103–50, 348F–6
Elections
campaigning activities at Washington Place prohibited, 84–13.5
Energy conservation
benchmarks, 196–30
definitions, 196–11
life-cycle cost analysis, 196–19
performance and service contracts, 196–21, 22, 30
procurement standards, 103D–410, 196–9, 23
retrofitting, 36–41, 196–21, 30
Landscaping
Hawaiian plants used, 103D–408
Parking
concessions to operate, 102–1
spaces reserved for electric vehicles, 291–71
Renovations
state facility agreements, 26–6
state facility renovation partnership program, 107D–2
Routine repair and maintenance funding needs
see BUDGETS
Sale and lease back
state facility agreements, 26–6
state facility renovation partnership program, 107D–2
Smoking
prohibited, 328J–2
State facility agreements
definitions, 26–6
requirements, 26–6
State facility renovation partnership program
definitions, 107D–1
established, 107D–2
public lands law, conflicts with, 107D–2
rules, 107D–2
special fund, 107D–2
Unused or underutilized facilities
reports, 302D–35
Washington Place
election activities prohibited, 84–13.5
management, 26–6
trust fund, 26–6

PUBLIC CONTRACTS
Actions
indemnification of federal agencies, 29–15.5
public works employee wages, 104–28
Actions by and against the state
indemnification of state agency, 103D–713
Appeals
public works employee wages, 104–26
Bids and bidding
debarment or suspension of contractors, 103D–702, 104–24

purchases of service, 103F–402
Business, economic development, and tourism department
capital access program, 211D–2
Contract specifications
hours and working conditions of employees, 103–55.5
Definitions, 103–1.5
Disabled persons
building designs to consider needs, 103–50
instructional materials, 103–72
purchase of goods and services
preferences, 103D–1009, 1010
Disclosures
vendors and awards, 36–2.5
Education department
school construction, renovation, or repair, 36–35, 36
transportation of students, 302A–407
Elections
campaign contributions by contractors, 11–355
Emergency management
powers of governor or mayor, 127A–12
False claims on government contracts and programs
see ACTIONS
Federal aid
indemnification of federal agencies, 29–15.5
Ferry system, 268–2.5
Grants and purchases of service
see GRANTS AND PURCHASES OF SERVICE
Hawaii community development authority
special facility leases, 206E–182, 184
Hawaii residents employed on construction project
applicability, 103B–2
conflict with federal law, 103B–4
definitions, 103B–1
employing alien workforce, 444–17
exempt projects, 103B–2
requirements, 103B–3
sanctions for violations, 103B–3
subcontractors, 103B–2
Hawaii technology development corporation
management and operation, 206M–3.4
Hearings
wage and hour violations, 104–24
Irrigation projects
private contracts for operation and maintenance, 168–2, 5
Landscaping
Hawaiian plants used, 103D–408
Libraries
book selection and acquisition, 312–3.9
Mental health
forensic facility construction or expansion, 334–2.7
private facilities and services, 334–2.5

Natural energy laboratory authority
concessions and tour-related activities, 227D–2
Notice
wage and hour violations, 104–24
Parent and child
parental preferences, 577–7.5
Payment for goods and services
procurement cards, 103–10
tax clearance requirement, 103D–328
Preferences
public works projects, 103–55.6
recycled oil, 103D–1303
rehabilitation programs, 103D–1009, 1010
residents, 103D–1008
tax adjustment for out-of-state bidders, 103D–1008
Prisons and prisoners
interstate compacts, 355D–5
private prisons, 353–16.35, 16.36
Privatization of government functions
harbor construction or improvements, 200–2.5, 19, 266–19.5
managed competition process
counties, 46–36
implementation, 89A–1
office of collective bargaining and managed competition, 89A–1
private prisons, 353–16.35, 16.36
Public works projects
apprenticeship agreements, 103–55.6
compliance with state tax, labor, and business registration laws, 103D–310
cost reduction incentives, 103D–411
debarment or suspension of contractors, 103D–702, 104–24
design-build method proposals, 103D–303
energy efficiency standards, 103D–410, 196–9, 23
energy performance contracts, 196–21, 30
failure to complete work, 103D–703.5
harbor construction or improvements, 200–2.5, 19, 266–19.5
performance and payment bonds, 103D–703.5
pollution control requirements, 103D–409
private construction project leased to state or county, 104–2.5
records
examination, 104–3, 22
wages and payroll, 104–3, 22
resident preference, 103D–1008
state building code
see BUILDING CODES
violations
appeals, 104–23
notice, 104–23
wages and payroll, 104–3, 22
waiver prohibited, 104–2.7
Records
public works employee wages, 104–2.5

Research corporation of the University of Hawaii
exemption from requirements, 304A–112, 3005
Resident contractors
preferences, 103D–1008
tax clearance, 103D–328
Rules
adoption, 103–11
disabled person's access to public buildings, 103–50
Strategic development corporation, 211F–52
Taxation
collection agencies, attorneys, and auditors, 231–13, 26
compliance with tax laws, 103D–310
tax clearance
election precinct officials, 11–5
requirement, 103–53, 103D–328
waivers, 103–53, 103D–328
Tourism
convention center, 201B–7.5
tourism authority
actions, 201B–15
audits, 23–13
exemption from bidding, etc., 201B–12
powers, 201B–3, 7
reports, 201B–16
University of Hawaii
see UNIVERSITY OF HAWAII
Water resources
recycled or reclaimed water, 269–1

PUBLIC DEFENDERS
Appointment, 334–126
Assisted community treatment
appointment, 334–126
indigent person's right to counsel, 802–1

PUBLIC HOUSING AUTHORITY
Actions
against authority, 356D–18
appeal of evictions, 356D–66, 67, 96, 97
Administration
board of directors
established, 356D–3
financial disclosures, 84–17
members, 356D–3
resident advisory board member, 356D–6
establishment, 356D–2
executive director, 356D–2
exercise of powers through agents, 356D–10
gifts to authority, 356D–4
placement within human services department, 26–14, 356D–2
resident advisory boards, 356D–5, 6

staff, 356D–2
volunteers, 356D–4
Alcoholic beverages
consumption or possession in common areas of housing project prohibited, 281–78
Commercial and industrial property development, 356D–11
Contracts
costs of development exceeding available funds, 356D–12
development of projects, 356D–17
federal government contracts, 356D–16
mixed use development rights, 356D–11
mortgage subordinated to contracts, 356D–19
powers of authority, 356D–4
remedies of obligees, 356D–18
Counties
cooperative agreements, 356D–9, 120
drinking water, 356D–106
funding projects, 356D–47
garbage and trash disposal, 356D–105
low-income housing projects, 356D–47
payments to counties, 356D–101, 102
powers generally, 356D–103
services by counties, 356D–102, 104
traffic control, 356D–107
Definitions
common areas, 356D–6.5
eviction from federal projects, 356D–91
eviction from state projects, 356D–61
generally, 356D–1
government assistance program, 356D–11
housing projects, 356D–41
liens, 356D–51
party, 356D–61
rent supplement program, 356D–152, 153
smoking, 356D–6.5
state low-income housing project, 356D–61
tenant, 356D–61
Discrimination
prohibited, 356D–7
Drugs
distribution of controlled substances in public housing prohibited, 712–1249.6
Elder housing
closed areas, 356D–6.7
definitions, 356D–1
eligibility, 356D–1, 71
evictions, see Evictions, below
exemption from landlord tenant regulations, 521–7
experimental and demonstration projects, 356D–11
live-in aides, 356D–1, 71
powers of authority, 356D–80
revolving fund, 356D–72
smoking

grounds for eviction, 356D–92
prohibition, 356D–6.5
tenant selection, 356D–71
trespassing signs, 356D–6.7
Establishment, 356D–2
Evictions
eviction from federal projects
appeals, 356D–96, 97
definitions, 356D–91
eviction board, 356D–93
failure to pay rent or maintain unit, 356D–92
grievance hearings, 356D–93
grounds for eviction
curable grounds, 356D–94
enumerated, 356D–92
judicial review, 356D–96, 97
notice
delinquent rental payments, 356D–92
grievance hearings, 356D–93
order of eviction, 356D–94
order of eviction, 356D–94
powers of authority, 356D–92
procedures, 356D–92
removal of persons and property, 356D–94
rights of tenants, 356D–92
rules, 356D–94, 98
service of order or notice, 356D–95
smoking, 356D–92
stay of enforcement, 356D–96
video conferencing of hearings, 356D–93
violation of lease or rules, 356D–92
writ of possession, 356D–94
eviction from state projects
appeals, 356D–66, 67
definitions, 356D–61
eviction board, 356D–63
failure to pay rent or maintain unit, 356D–62
grievance hearings, 356D–63
grounds for eviction
curable grounds, 356D–64
enumerated, 356D–62
judicial review, 356D–66, 67
notice
delinquent rental payments, 356D–62
order of eviction, 356D–64
order of eviction, 356D–64
powers of authority, 356D–62
procedures, 356D–62
removal of persons and property, 356D–64
rights of tenants, 356D–62
rules, 356D–64, 68

service of order or notice, 356D–65
smoking, 356D–62
stay of enforcement, 356D–66
video conferencing of hearings, 356D–63
violation of lease or rules, 356D–62
writ of possession, 356D–64
Experimental and demonstration projects
generally, 356D–11
Fair housing laws, 356D–7
Federal projects and assistance
administration, 356D–13
contracts with federal government, 356D–16
cooperative agreements, 356D–9
development of federal land, 356D–11
entry and inspections, 356D–33
federal aid, 356D–14, 16
housing choice voucher program, 356D–13.5
purchase of federal projects, 201H–73
rent
delinquent accounts, 356D–32
rates, 356D–31
resident advisory boards
established, 356D–5
representation on board of directors, 356D–6
tenants
eligibility, 356D–31
evictions, see Evictions, above
failure to pay rent, 356D–32
selection, 356D–31
Funds
audits and reports, 356D–20
elder housing revolving fund, 356D–72
federal housing programs, 356D–14
investment of reserves, 356D–25
low-income housing revolving fund, 356D–45
public housing revolving fund, 356D–28
security for funds deposited, 356D–26
Garbage and refuse disposal
services by counties, 356D–102, 104, 105
General obligation bonds
arbitrage provisions, 356D–27
Gifts
acceptance of, 356D–4
Hearings
eviction from federal housing projects, 356D–93
eviction from state housing projects, 356D–63
federal low-income housing, 356D–33
state low-income housing, 356D–46
video conferencing of eviction hearings, 356D–63, 93
Homeless assistance
see also PUBLIC ASSISTANCE

experimental and demonstration projects, 356D–11
shelter facilities
decommissioned public housing units, 356D–44
Housing choice voucher program
legal nonconforming dwelling units, 46–15.21
terms and conditions, 356D–13.5
Housing projects
administration, 356D–44
alcoholic beverages
consumption or possession in common areas prohibited, 281–78
closed areas, 356D–6.7
construction and maintenance
contracts, 356D–17
costs exceeding available funds, 356D–12
experimental and demonstration projects, 356D–11
wages of laborers and mechanics, 356D–16
conveyance or transfer
quitclaim deeds, 356D–29
cooperative agreements, 356D–9, 47
county services, 356D–102, 104
criminal trespass, 708–814
decommissioned projects used for emergency or transitional shelters, 356D–44
delinquent accounts, 356D–45.5
entry and inspection, 356D–33, 46
exemption from landlord tenant regulations, 521–7
garbage and trash disposal, 356D–105
generally, 356D–4
government assistance programs, 356D–11
investigations, 356D–33, 46
low-income housing revolving fund
established, 356D–45
uses, 356D–45
mortgage subordinated to contracts, 356D–19
possessory actions, 356D–18
powers of housing authority, 356D–50
public housing agencies, tax exemptions, 356D–7.5
public-private partnerships
agreements, 356D–12.5
annual report, 356D–12.5
rent
failure or refusal to pay rent, 356D–52
federal housing projects, 356D–31, 32
liens, see Lien for rent and charges, below
rates, 356D–43
revenue bonds
generally, 356D–21
issuance, 356D–21
sale, 356D–22
smoking
grounds for eviction, 356D–62, 92
prohibition, 356D–6.5

tenants
abandoned property, 356D–56.1
elder housing, 356D–71
eligibility, 356D–42, 71
federal housing projects, 356D–31
grounds for eviction, 356D–62, 92
selection, 356D–42, 71
smoking prohibition, 356D–6.5
traffic control, 356D–107
trespassing signs, 356D–6.7
water systems, 356D–106
Human services department
administration of housing authority, 26–14, 356D–2
Landlord-tenant regulations
exemption, 521–7
Lien for rent and charges
definitions, 356D–51
evictions, 356D–64, 94
expenses of notice and sale, 356D–53
failure or refusal to pay rent or charges, 356D–52
foreclosure, 356D–53
generally, 356D–52
notice of sale of property, 356D–53
prior contracts and actions, 356D–55, 58
priority of liens, 356D–59
rights of authority, 356D–52, 60
sale of personal property, 356D–53
seizure of property, 356D–52, 54
surplus proceeds of sale, 356D–53, 57
Low and moderate income housing
experimental and demonstration projects, 356D–11
Motor vehicles
traffic control in projects, 356D–107
Notice
abandoned property, 356D–56.1
eviction from federal projects, 356D–92, 93, 94
eviction from state projects, 356D–62, 63, 64
housing liens, 356D–53
Powers and duties
authority-county cooperation, 356D–120
contracts, 356D–17
cooperative agreements, 356D–9
delegation of duties, 356D–10
development of property, 356D–11, 12
elder housing, 356D–80
federal low income housing, 356D–33, 40
generally, 356D–4
housing liens, 356D–60
investment of money, 356D–25
procurement of goods and services, 356D–17
real property, 356D–8

rent supplement program, 356D–160
state low income housing, 356D–50
Public improvements and facilities
cooperative agreements, 356D–9
county services, 356D–102, 104
garbage and trash disposal, 356D–105
Public lands
acquisition, exchange, etc., 356D–8, 9, 15
Real property
acquisition, use, or disposition, 356D–8, 9, 15
eminent domain powers, 356D–15
powers of authority, 356D–8
quitclaim deeds, 356D–29
Rent supplement program
amounts, 356D–151, 154
eligibility, 356D–153, 155
housing owner
eligibility, 356D–152
powers of authority, 356D–151, 160
preferences, 356D–153
rules, 356D–156
time period to obtain qualified rental dwelling, 356D–151.5
Reports
annual reports, 356D–20
civil service exempt employees, 356D–2
Revenue bonds
covenants in bonds, 356D–24
fiscal agent, 356D–23
interest rate, 356D–22
issuance, 356D–21
price, 356D–22
sale, 356D–22
security for funds, 356D–26
trustee, 356D–23
trust indenture, 356D–24
Rules
adoption, 356D–4
eviction from federal housing projects, 356D–94, 98
eviction from state housing projects, 356D–64, 68
federal programs administration, 356D–13
mixed use development rights, 356D–11
rent supplement program, 356D–151, 153, 154, 156
resident advisory boards, 356D–5
smoking prohibition, 356D–6.5
state housing projects, 356D–44
tenant selection, 356D–42
Streets and roads
cooperative agreements, 356D–9
county services, 356D–102, 104
traffic control, 356D–107
Taxation

exemptions on income and obligations, 356D–7.5
Teachers housing
experimental and demonstration projects, 356D–11
Tenant hire program
civil service exemptions, 76–16
Veterans housing
definitions, 356D–41
eligibility, 356D–41
preferences, 356D–42
Volunteers
use of, 356D–4

PUBLICITY RIGHTS
Actions
infringement of rights, 482P–6
Applicability
exemptions, 482P–7
generally, 482P–2
Cultural, educational, or public interest uses, 482P–7
Death of individual or personality
continuation of property rights, 482P–2, 4
rights become part of estate, 482P–8
transfer or bequest of rights, 482P–2, 3
Definitions, 482P–1
De minimis or incidental use, 482P–7
Destruction of materials that infringe on rights, 482P–6
Domicile, 482P–2
Heirs and successors
expiration of exclusive right, 482P–4
generally, 482P–3
rights, 482P–3
Impoundment of materials that infringe on rights, 482P–6
Infringement of rights
damages, 482P–6
exempt uses, 482P–7
injunctions and restraining orders, 482P–6
prohibited acts, 482P–5
remedies, 482P–6
what constitutes infringement, 482P–5
Property rights
continuation after death of person, 482P–2, 4
exclusive right, 482P–4
presumptions, 482P–8
rights of individual or personality, 482P–2
Registration
expiration and renewal, 482P–4.5
false or fraudulent registration, 482P–8
procedures, 482P–4.5
registration of publicity rights, 482P–8
Transfer, assignment, or license of rights
generally, 482P–3

PUBLIC LANDS
Accreted lands, 171–2
Acquisition of lands
acceptance by legislature of land dedication, 171–30
appraisals, 173A–4.5
educational purposes, 302A–1506.2
housing finance and development corporation, 201H–13, 33
public housing authority, 356D–15
resource value lands, 173A–4.5
state parks, 184–3.5
Actions
development without permit or approvals, 607–25
Agricultural land
county approval of development, 166E–10
development, 166E–10
eligibility, 166E–8
exemption from statutes, ordinances, and rules, 166E–10
foreclosure of mortgage loan, 166E–13
important agricultural lands designation, 205–44.5
leases
agriculture department duties, 166E–4, 5
assignment or transfer, 171–36
authority and procedure, 166E–8, 9
cancellation, 166E–13
extension and modification, 171–36
jurisdiction, 166E–12
lease rent, 166E–11
qualifications and eligibility, 166E–8
security interest, 166E–13
terms and conditions, 166E–11
transfers, 166E–13
withdrawal or taking of leased land
compensation, 171–37.5
minimum economic unit, 166E–8
pastures, 171–36
roads and infrastructure, 166E–10
transfer to agriculture department
authorization, 166E–3
definitions, 166E–2
existing lessees and permittees, 166E–4, 5
important agricultural lands, 141–1, 171–3
legislative findings, 166E–1
management of lands, 166E–3
operating expenses, 166E–7
permitted uses, 166E–3
purpose, 166E–1
rules, 166E–6
special fund, 166E–7
withdrawal or taking of leased land
compensation, 171–37.5

Animal industry or quarantine facilities
lease or rental, 142–3.5
Applicants for public lands
business, commercial, and industrial lands, 171–41.6, 192
Appraisals
arbitration, 171–17
business, commercial, and industrial lands, 171–41.6, 193
mediation, 171–17
resource value lands, 173A–4.5
Auctions
business, commercial, and industrial lands, 171–41.6, 193
Beaches
accreted lands, 171–2
Boundaries
minor discrepancies and encroachment, 669–13
Commercial uses
lessees within last ten years of lease terms, 171–41.6, 193
nature tourism activities, 195D–23
request for interest, 171–41.6, 193
Community development authority
special facility leases, 206E–182, 184
Counties
mass transit project
air rights, 171–2
Definitions
improvements, 171–41.6
Education
acquisition for educational purposes, 302A–1506.2
Education department
exemption, 171–2
Encroachment
minor discrepancies and encroachment, 669–13
Exchanges
housing projects, 201H–13, 356D–8
legislative approval, 171–50.2
Fees
deposit of fees, 171–19
industrial parks, 171–143
Ferry system
Oahu water transportation system, 268–2.5
Forests
harvesting, 183–16, 16.5, 195F–4
Funds
land conservation fund, 173A–5
special land and development fund
deposits, 190D–33, 237D–6.5
uses of fund, 190D–33, 198D–2, 237D–6.5
Geothermal resources
promoting and developing, 226–18
Gift
sale or gift of public lands, 171–64.7

Health department
Waimano ridge lands
restrictions on use, 171–64.5
Hilo community economic district
definitions, 171–191
leases
costs and expenses, 171–192
duties of board, 171–192, 193
duties of lessees, 171–192
extensions, 171–192
generally, 171–192
notices, 171–193
request for interest
notices, 171–193
qualifications, 171–193
Homeless shelters, 346–364
Homestead leases
land trusts, 171–99
mortgages, 171–99
Housing finance and development corporation
acquisition, use, or disposition of lands, 201H–13, 33
development of lands, 201H–12
Improvements
business, commercial, and industrial lands, 171–41.6, 192
Industrial parks
air quality monitoring, 342B–18, 19
bonds
payment of debt service, 171–19
special facility revenue bonds, 206M–42, 45
fees and charges, 171–19
Hawaii technology development corporation
revenue bonds, 206M–42, 45
special facility leases, 206M–43, 44
Industrial uses
lessees within last ten years of lease terms, 171–41.6, 193
Land dedication
acceptance by legislature, 171–30
Leases
agricultural lands transferred to agriculture department, 166E–4, 5
animal industry or quarantine facilities, 142–3.5
business, commercial, and industrial uses, 171–41.6, 192
coastal lands, 171–154, 155
educational activities, 171–95.1, 95.5
end of lease terms
duties of board, 171–41.6, 192
improvements upon expiration of lease, 171–41.6, 192
new leases, 171–41.6, 193
request for interest, 171–41.6, 193
extension and modification, 171–36, 95.1
governments, agencies, and utilities, 171–95.1
holdovers, 171–58

legislative authorization, 171–53
Maui regional system facilities, 323F–54, 55
renewable energy producers, 171–95, 95.3
rent
deposit, 171–19
restrictions
modification, 171–36
small boat harbors, 200–2.5, 2.6
special facilities, 206E–182, 184
withdrawal or taking of leased land
compensation, 171–37.5
Legislature
exemptions from authorization requirements, 171–53
sale or gift of lands, 171–64.7
Livestock
withdrawal or taking of leased land
compensation, 171–37.5
Mass transit project
air rights, 171–2
Mediation
appraisal disputes, 171–17
Mortgages
homestead leases, 171–99
Notice
business, commercial, and industrial lands, 171–41.6
request for interest, 171–41.6, 193
Waimano ridge lands uses, 171–64.5
Pastures
lease restrictions, 171–36
Permits
agricultural lands transferred to agriculture department, 166E–4, 5
development without permit or approvals, 607–25
Private lands
conveyance of land title, 171–30
Public housing authority
acquisition, use, or disposition of lands, 356D–8, 9, 15
Public land trust lands
pro rata portion for 1997 to 1999, 10–13.3
Public purpose
state parks, 184–3.5
Public utilities
renewable energy producers, 171–95, 95.3
Records
appraisals, 173A–4.5
public access to information, 92J–1
Reports
resource value lands, 173A–5
Resource value lands
acquisition
appraisals, 173A–4.5
criteria and priorities, 173A–2.6, 5

funding, 173A–5
grants to land conservation organizations, 173A–5, 9
recommendations for actions, 173A–2.5
review of parcels, 173A–2.5
appraisals prior to acquisition, 173A–4.5
conservation easements, 173A–4
land conservation fund
acquisition of lands, 173A–5
established, 173A–5
uses, 173A–5
legacy land conservation commission
establishment, 173A–2.4
financial disclosures, 84–17
members, 173A–2.4
powers and duties, 173A–2.5
priorities for acquisitions, 173A–2.6
rules, 173A–2.4
training requirement, 10–41
reports, 173A–5
rules, 173A–2.4
Turtle Bay, 173A–13
Sales
deposit of proceeds, 171–19
legislative approval, 171–64.7
Schools
lease for educational activities, 171–95.1, 95.5
lease of public school land pilot program, 302A–1151.1
public charter school use, 302D–35
Signs
warning of danger, 663–52
State facility renovation partnership program
see PUBLIC BUILDINGS
Trespass
improved state lands, 708–814.7
Turtle Bay
appraisal and due diligence, 171–173
conservation easement special fund
deposits, 171–172
established, 171–172
exemption from central service and administrative service expenses, 171–172
transient accommodations tax revenues, 171–172
payment of debt service, 173A–13
public land leases, 171–174
transient accommodations tax funding, 237D–6.5
University of Hawaii
exemption, 171–95.1
Uses
Waimano ridge lands, 171–64.5
Violations
administrative penalties, 171–6.4
criminal penalties, 171–31.6

deposit of fines, 171–19
Water rights
deposit of revenues, 171–19
lease holdovers, 171–58

PUBLIC OFFICERS AND EMPLOYEES
Arrest records
drug offenses of prospective employees, 78–2.6
Boards and commissions
membership, 78–4
Cafeteria plans
established, 78–30
Child support
access to records, 576D–18
Collective bargaining
charter school employees, 89–10.55
excluded employees
adjustments
appropriation required, 89C–5
authorization, 89C–1
generally, 89C–3, 4
definitions, 89C–1.5
designation, 89C–1.5
experimental modernization projects, 78–3.5, 3.6
grievances
civil service exempt positions, 89–10.8
performance evaluations and rating, 89–10.8
performance judge, 89–10.8
procedures generally, 89–10.8
health systems corporation employees, 89–8.5
hearings
notice of hearing, 89–5.1
membership dues
discontinue by written notification, 89–4
negotiable items
budget limitations, 89–2, 11
incremental and longevity steps, 89–2
pay ranges, 89–2
repricing, 89–9
university retirement system, 89–9
negotiations
employer representatives, 89–2
office of collective bargaining and managed competition
established, 89A–1
powers and duties, 89A–1
privatization of government functions
counties, 46–36
implementation, 89A–1
smoking, 323F–34
tobacco products and electronic smoking devices use, 323F–34
Criminal history record checks

denial of employment
appeals, 831–3.1
generally, 831–3.1
generally, 78–2.7, 846–2.7
Death
employee on leave, 88–84
leave credits, 78–23
pensions
see RETIREMENT (PUBLIC EMPLOYEES)
Definitions, 78–1.5, 32
Discharges
see CIVIL SERVICE, Terminations
Disciplinary actions against employee
workers' compensation exclusion for mental stress, 386–3
Disrespect of a legislative house, 710–1078
Drugs
drug testing for prospective employees, 78–2.6
Dual public office holding
board or commission membership, 78–4
Emergency management
emergency reserve corps, 127A–6
emergency workers, 127A–8
Employment qualifications, see Qualifications, below
Exchanges
temporary intergovernmental assignments, 78–27
Health fund
generally
see EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
Hours of work
office hours, 78–1.6
Incentive and service awards
policies and procedures, 78–29
Indebtedness to government
disputes, 78–12
Injury on the job
accumulation of leave credits, 78–25
hazardous condition classification, 78–24
vocational rehabilitation, 386–25
In-service training
asbestos and lead abatement, 342P–8
capital improvement projects, 103–12
domestic abuse prevention, 321–1.3
environmental health, 321–27
fees, 26–5, 78–28
human services department, 346–14
native Hawaiian and Hawaiian rights, 10–41
noise, radiation, and indoor air quality, 342P–7
policies and procedures, 78–28
procurement code, 304A–1352
purchases of service, 103F–103
sanitation branch, 321–27.5

Insurance
generally
see EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
Intergovernmental assignments and exchanges
policies and procedures, 78–27
Layoffs
see CIVIL SERVICE, Terminations
Leaves of absence
accidental injury leave, 78–24
accumulated leave credit on death, 78–23
appointment to civil service exempt position, 76–30.5
bone marrow or organ donation, 78–23.6, 398A–2
collective bargaining negotiable items, 78–23
death of employee on authorized leave
death benefits, 88–84, 286
disaster relief leaves, 78–23.5
giving up leave credit to repay indebtedness to government, 78–12
leave sharing program, 78–26
leave without pay
disciplinary purposes, 76–45
liquor commission employees, 281–22
military service
nonforfeiture for absence, 78–16.6
pay while on active and inactive duty-training service, 78–16.5
overpayment
leave taken without sufficient leave credit accumulation, 78–13
parent-teacher conferences, 78–31
sick leave
collective bargaining, 78–23
extended leave, 78–26
injured employee, 78–25
leave sharing, 78–26
temporary intergovernmental assignments, 78–27
termination of employment
vacation allowances upon, 78–23
unauthorized absences
grounds for resignation or termination, 76–30
university faculty and staff, 304A–1001
unpaid leave contributions, 88–45.4
vacation leave
accumulated allowance upon termination or death
see COMPENSATION (PUBLIC EMPLOYEES)
collective bargaining, 78–23
death of employee, 78–23
injured employee, 78–25
leave sharing, 78–26
transfer of leave credits, 78–23
Notaries public, 312–21
Outside employment
actions effecting personal gain, 84–10
board or commission membership, 78–4

exemptions, 84–10
Parking
fees, 107–11
violations, 107–11
Part-time employees
deferred compensation plans
see COMPENSATION (PUBLIC EMPLOYEES)
health benefits plans, 87A–19
pension and retirement, 88–42.5, 43
university faculty and lecturers, 88–42.5, 43
Performance of duties
competence and productivity, 76–1
emergency reserve corps, 127A–6
experimental modernization projects, 78–3.5, 3.6
performance evaluations and rating, 76–41, 89–10.8
required to retain employment, 76–27, 41
selection and retention of employees, 76–1
technology for efficient operation and delivery of services
collective bargaining exclusion, 89–9
policies, 76–1
powers to implement, 78–3.5
Privatization of government functions
managed competition process
counties, 46–36
implementation, 89A–1
Protected disclosures
notice of rights, 378–70
Qualifications
civil service standards
generally, 76–1
disqualification from office or employment
controlled substance-related offenses, exemption, 78–2.6
criminal convictions, 78–2.8
drug testing for prospective employees, 78–2.6
generally, 76–29
drug testing for prospective employees, 78–2.6
equal opportunity for disabled, 76–1
examinations, 76–18
nondiscrimination, 76–1
probationary period, 76–27
Reciprocal beneficiaries
death benefits, 88–84, 85, 286
leaves of absence
certification of conditions, 398–6
family leave, 398–3
notice to employer, 398–5
retirement
county pension systems, 88–189
designation of beneficiary, 88–93
medical care, 88–4, 5
police officers, firefighters, and bandsmen system, 88–163

survivor's rights, 88–1
use of government vehicles, 105–2
Records
access for child support enforcement, 576D–18
code of ethics, 84–21, 31
employment, demotions, transfers, and terminations, 76–28
financial disclosures, 84–17, 17.5
retirement system access to records, 88–103.7
roster of civil service employees, 76–13
Recruitment
flexibility, 76–22.5
incentives, 76–23.5
merit principle, 76–1
Removal of persons from office
conviction for crime, 78–2.8, 831–2
police officers, 52D–3.5
Residency requirements
generally, 78–1
state librarian exemption, 312–2.1
waivers, 78–1
Standards for employment, see Qualifications, above
Standards of conduct
actions effecting personal gain
contracts, 84–14, 15
exemptions, 84–10
post employment, 84–18
conflicts of interest
exceptions, 84–14
exemptions, 84–10
task force member exception, 84–14
election activities, 84–13.5
elections commission, 11–8
ethics commission
financial disclosures, 84–17
records
public records, 84–17
training courses, 84–43
ethics training courses
applicability, 84–41
contents, 84–43
requirements, 84–42, 43
police officers, 52D–3.5, 16
political activities, 281–22
procurement code, 103D–101
violations
financial disclosures, 84–17
penalties, 84–39
Telework
promotion and development, 440G–11.5
Temporary and casual hire employees
deferred compensation plans

see COMPENSATION (PUBLIC EMPLOYEES)
libraries, 312–3.3
Theft
embezzlement of public funds
withholding salary to repay, 78–12
Transportation costs
pretax program, 78–53
Travel expenses
payment methods, 78–32
Volunteer services
American Red Cross disaster relief services, 78–23.5
civil service examination consultants, 76–15
definitions, 662D–1
liability, 662D–2, 3
Whistleblowers protection
protected disclosures, 378–70

PUBLIC PROPERTY
State buildings
see PUBLIC BUILDINGS
Trespass, 708–814.5, 814.7

PUBLIC RECORDS
Agency rules
fees for copies, 91–2.5, 5
internet access, 91–2.6, 3
legislative auditor's review during post audits, 23–4
Copies of records
agency rules, 91–2.5, 2.6, 3
board packets, 92–7.5
informational or educational publications, 91–2.5, 92–21
internet access, 91–2.6, 3
Counties
electronic format, 46–43
retention and disposal, 46–43
Deceptive identification documents, 710–1017.5
Disposition
legislative records, 94–3
public employees' financial disclosures, 84–17.5
Electronic legal materials
see LAWS, Electronic legal materials
Electronic records
county records, 46–43
retention and storage in electronic form
authorization, 92–29
disposal of original, 92–31
electronic copy deemed original, 92–30
generally, 92–29
state internet portal
see TELECOMMUNICATION SERVICES
Ethics commission, 84–17, 97–6

Fees
generally, 92–21
rules, 91–2.5, 3, 5
Government-issued identification obtained under false pretenses, 710–1016.3, 1016.4
Hawaiian home lands department
disclosure of records, 92J–1
Hawaii technology development corporation
trade secrets, 206M–21
Language access
interpreter and translation services to limited-English proficient persons, 321C–3, 4
Lobbyists
violations, 97–6
Real estate appraisals
arbitration awards, 466K–6

PUBLIC SAFETY DEPARTMENT
Data collection
incarcerated parents, 353–35
Director
process servers list, 353C–10
Employees
correctional health care program, 353C–4.5
criminal history record checks, 846–2.7
Federal aid
reimbursement maximization special fund, 353C–7
Funds
federal aid reimbursement maximization special fund, 353C–7
Job training
annual report, 202–10
Offender reentry programs
see PRISONS AND PRISONERS, Reentry programs
Process servers
criminal trespass exception, 708–813, 814
endorsement, 634–22
fees, 607–4, 8
independent civil process servers, 353C–10
list maintained by director of public safety, 353C–10
posting notice on premises, 634–29
state immunity from liability, 353C–10, 651–1
Reports
federal aid reimbursement maximization special fund, 353C–7
job training programs, 202–10
mental health services to inmates, 353C–2
offender rehabilitation and reentry efforts, 353H–9
sexual assault or harassment of prisoners, 353C–8
substance abuse testing and treatment, 353G–13
Sheriffs division accreditation, 353C–9

PUBLIC SERVICE COMPANY TAXES
Auditor reviews
fraternal benefit societies, 23–74

mobile telecommunications service providers, 23–74
nonprofit medical indemnity or hospital service associations, 23–74
regulatory oversight facilitation, 23–74
utility companies, 23–74
Call centers
tax exemption, 239–12
Definitions, 239–22
Exemptions
call centers, 239–12
green infrastructure charges, 269–168, 172
prepaid telephone calling services, 237–13.8
Payment of tax
revenue sharing with counties in lieu of property taxes, 239–5, 7
Public utilities
auditor reviews, 23–74
payment, 239–7
real property tax exemption, 239–5
records and reports, 239–4
Returns
electronic filing, 231–8.5
Revenue sharing with counties
allocations, 239–5, 7
rate of tax, 239–5
reports, 239–4
Rules
call centers, 239–12
Telephones
auditor reviews, 23–74
mobile telecommunications service, see Wireless telecommunication service providers, below
prepaid telephone calling services, 237–13.8
Wireless telecommunication service providers
applicability, 239–21
auditor reviews, 23–74
definitions, 239–22
federal act, 239–23
general excise tax, 237–13
gross income, 239–2
nonseverability, 239–25
place of primary use, 239–24
segregation of gross income, 237–14.5, 239–4.5
taxing jurisdiction, 239–24

PUBLIC UTILITIES
Actions
attorney, 28–8.3
consumer advocate, 28–8.3
immunities in placement of fixtures along highways, 264–20
Appeals
contested case proceedings, 269–15.5
judicial review, 269–15.5

motor carriers, 271–32
one call center, 269E–17
orders of commission, 269–15.5
stay of order pending appeal, 269–15.5
Certificates of public convenience and necessity
motor carriers, 271–16
notice, 271G–23.5
water carriers, 271G–23.5
Commerce and consumer affairs department
administration, 26–9
Condominiums
metering utilities, 514B–42
Construction or relocation of facilities
damage to underground utilities
see One call center, below
highways and bridges using flexible design standards, 264–20
street or highway projects, 103D–309
Consumer advocate
complaints to commission, 269–55
electronic document submissions, 269–6.5, 271–9.5, 271G–23.5
executive director, 269–51
fund transferred to compliance resolution fund, 26–9
legal counsel, 28–8.3
underground or overhead electric transmission lines
recommendations, 269–27.6
Contested cases, 269–15.51
Customer-generators, see Net energy metering, below
Definitions
clean energy technology, 269–121
fuel mix disclosures, 269–16.4
net energy metering, 269–101
person aggrieved, 174C–12.5, 183C–9, 205–19, 206E–5.6, 269–15.51
renewable portfolio standards, 269–91
wireless telecommunications service, 269–16.93, 586–5.8
wireless telecommunications service provider, 269–16.93, 586–5.8
Electricity consumption reduction
energy-efficiency portfolio standards, 269–96
state loans, 201–20
Electricity generated from nonfossil fuels
energy-efficiency portfolio standards, 269–96
energy security special fund
established, 201–12.8
fuel mix disclosures, 269–16.4
natural energy laboratory
exemption from regulations, 227D–1.5
net energy metering
billing periods, 269–106
calculation, 269–105
credit carry over, 269–108
definitions, 269–101
electricity used by customer-generators, 269–107

generating capacity, 269–101.5, 103, 104
information to customers, 269–109
net electricity producers, 269–108
safety and performance standards, 269–111
standard contract or tariff, 269–102
termination of customer relationship, 269–110
public lands leases to renewable energy producers, 171–95, 95.3
rates, 269–27.3
renewable energy facilitator
powers and duties, 201–12.5
renewable portfolio standards
aggregation of affiliate's uses, 269–93
automatic rate adjustment clauses, 269–93
definitions, 269–91
failure to meet goals, 269–92, 94
ratemaking structure, 269–95
reports, 269–94, 95
standards for use, 269–92
state support programs, 196–41
studies, 269–95
waivers and incentives, 269–92, 94, 95
reports to customers, 269–16.4
sale to lessees or tenants, 269–1
sites for facilities
administration, 201–12.5
inventory, 196–41
renewable energy facilitator duties, 201–12.5
solar water heater systems
standards and specifications, 269–44
Electric reliability
administrator
budget, 269–149
contract, 269–147
funding, 269–149
qualifications, 269–148
reports, 269–149
requirements, 269–148
advanced grid modernization technology
definition, 269–141
principles, 269–145.5
compliance, 269–144
definitions, 269–141
dispute resolution, 269–145
enforcement, 269–144
grid access, 269–145
interconnection
process, 269–145
requirements, 269–142
microgrid projects, 269–46
monitoring, 269–143
requests for information, 269–143

rules, 269–142, 144
standards, 269–142
surcharge, 269–146
Electric utilities
community-based renewable energy tariffs, 269–27.4
performance incentive and penalty mechanisms, 269–16.1
Electric utility cooperative associations
definitions, 269–31, 421C–1
exemption from requirements, 269–31
patronage refunds, 421C–42
unclaimed property, 421C–41, 42
Electronic document submissions to commission, 269–6.5, 271–9.5, 271G–23.5
Emergency management
continuity of service during emergency period, 127A–13
protection of facilities, 127A–12
Exemptions, 269–31
Fees
deposit of fees, 269–33
exemptions, 269–168, 172
public benefits fee, 269–121
Financial and business conditions
receivership, 269–14.5
Franchises
tax exemption, 269–168, 172
Fuel mix disclosures, 269–16.4
Funds
consumer advocacy fund transferred to compliance resolution fund, 26–9
special fund
deposit of fines and penalties, 269–16.92
Gas utility companies
renewable energy use, 269–45
Hawaii electric system, see Electric reliability, above
Hearings
consumer advocate, 269–15
contested cases, 269–15.51, 16
motor carriers, 271–16
one call center, 269E–15, 16
renewable portfolio standards, 269–92
High voltage electrical lines
consumer advocate to recommend placement, 269–27.6
federal aid highways, 264–33.5
interisland transmission system, see Interisland transmission system, below
Interruption of service
failure to provide services, 269–14.5
Investigations
damage to underground utilities, 269E–15
Natural energy laboratory
exemption from regulations, 227D–1.5
Net energy metering
additional customer-generators, 269–104
billing periods, 269–106

calculating net energy, 269–105
credit carryovers, 269–108
definitions, 269–101
electricity produced by customer-generators, 269–108
electricity used by customer-generators, 269–107
eligibility, 269–101, 102
excess electricity credits, 269–108
generating capacity, 269–101.5, 103, 104
increase by rule or order, 269–101.5, 102
information to customer-generators, 269–109
information to public utilities commission, 269–103
installing meters, 269–101
purchasing agreements, 269–108
rates, 269–102
reconciliation of accounts, 269–110
rules, 269–101.5, 102
safety and performance standards, 269–111
standard contract or tariff, 269–102
termination of customer relationship, 269–110
waiver of requirements, 269–104
Notice
hearings, 271G–23.5
water carriers, 271G–23.5
On-bill financing program, 269–125
One call center
administration, 269E–1
advisory committee
established, 269E–4
members, 269E–4
applicability
other laws, 269E–1
damage to underground facilities
emergencies, 269E–12
notice to operator, 269E–12
definitions, 269E–2
enforcement
appeals, 269E–16, 17
hearings, 269E–15
penalties for violations, 269E–14
powers of public utilities commission, 269E–3
establishment, 269E–5
excavations and road work
commencement, 269E–10, 12
equipment allowed, 269E–12
information from utility on location of facilities, 269E–9
inquiry identification number, 269E–7
marking excavation site, 269E–8
marking location of underground utilities, 269E–9, 11
notice to underground utility operators, 269E–7
permits, 269E–13
requirements, 269E–7

fees on operators and excavators
assessment, 269E–6
reductions, 269E–6
financing, 269E–6
hearings
appeals, 269E–17
powers of public utilities commission, 269E–3
reconsideration or rehearing, 269E–16
violations, 269E–15
location of underground facilities
advance warning to contractors to prevent damage, 269E–5
equipment used to locate facilities, 269E–12
information from utilities, 269E–5, 9
notice of excavations, 269E–7
public utilities commission
administration, 269E–1
hearings, 269E–15
powers and duties, 269E–3
selection of provider, 269E–5
purpose, 269E–5
rules
adoption, 269E–3
information from utilities, 269E–5
scope, 269E–3
selection of provider, 269E–5
violations
appeals, 269E–16, 17
hearings, 269E–15
penalties for violations, 269E–14
Public benefits fee
administrator, 269–122, 123
authorized, 269–121
consultation with administrator on energy-efficiency measures, 196–62.5
on-bill financing program, 269–125
powers and duties, 269–123
surcharges, 269–121
transition period, 269–124
use of moneys, 269–123
Public utilities commission
alternative dispute resolution, 269–15.6
appeal of orders, 269–15.5
authority, 269–2
capital improvement determinations, 269–6
community-based renewable energy tariffs, 269–27.4
cost recovery mechanisms, 269–6
economic incentives, 269–6, 16.1
electric cooperatives
exemption from requirements, 269–31
electricity cost stabilization, 269–6
electronic document submissions, 269–6.5, 271–9.5, 271G–23.5
executive officer, 269–3

financial disclosures, 84–17
legal counsel, 28–8.3
microgrid services tariff, 269–46
performance incentive and penalty mechanisms, 269–16.1
placement within department of commerce and consumer affairs, 269–2, 9
reports, 269–33
stay of orders, 269–15.5
water carriers, 271G–23.5
Rates
alternative dispute resolution, 269–15.6
appeals, 269–15.5
cost recovery for power purchase agreements, 269–16.22
electricity generated from nonfossil fuels, 269–27.3, 95
fuel cost adjustments, 269–16
retail prices disclosures, 269–16.4
water rates
agricultural uses, 269–26.5
water carriers, 269–26.6
Records
access for child support enforcement, 576D–18
location of underground utilities
see One call center, above
net energy metering, 269–103
Renewable energy
community-based renewable energy tariffs, 269–27.4
Reports
energy-efficiency portfolio standards, 269–96
fuel mix and retail prices disclosures, 269–16.4
gas utility companies, 269–45
net energy metering, 269–103
renewable portfolio standards, 269–94, 95
transfer of utility property, 269–19
Rules
net energy metering, 269–101.5, 102
one call center, 269E–3
relay services for deaf, hearing disabled, and speech disabled, 269–16.6
telecommunications
change in carrier, 269–16.92
Securities
securities issued by utilities, 485A–201
Services
failure to provide services, 269–14.5
State of emergency
immunities, 127A–9
Surcharges
cost recovery for power purchase agreements, 269–16.22
public benefits fee, 269–121
relay services for deaf, hearing disabled, and speech disabled, 269–16.6
Taxation
franchise taxes
exemptions, 269–168, 172

real property tax exemption
allocations in lieu of property taxes, 239–5, 7
reports, 239–4
revenue sharing with counties
allocations, 239–5, 7
rate of tax, 239–5
reports, 239–4
wireless service providers, 237–13, 239–24
Telecommunications
carriers
authorization to change, 269–16.92
contractors, 239–5
long distance carriers, 269–16.92
selection, 269–16.92
retail intrastate service, 269–16.85
service providers
selection of carrier, 269–16.92
universal service
transfers from special funds, 36–27, 30
wireless service providers
applicability, 239–21, 23
definitions, 239–22, 269–16.93
general excise tax, 237–13
no cause of action against, when, 269–16.93
nonseverability, 239–25
opt-out request for domestic abuse victims, 269–16.93
order for transfer or release from shared plan, 586–5.8
segregation of gross income, 237–14.5, 239–4.5
taxation, 239–24
Violations
change in long distance telecommunication carriers, 269–16.92
damage to underground utilities, 269E–14
renewable portfolio standards, 269–92
Water supply boards
agricultural water rates, 269–26.5
water carrier service rates, 269–26.6

QUARANTINE
Agriculture department
application processing fees, 150A–7.6
funding staff and facilities, 142–28.5
Animals
filming, performance, and exhibition, 150A–6.2
hybrid animals, 150A–6.2
prohibited animals, 150A–6.2, 6.5
propagation or sale of prohibited animals, 150A–14
restricted animals, 150A–6.2
Appeals, 150A–43
Baggage and freight
cargo inspections, 150A–5.3, 5.4
Biosecurity program
appropriations, 150A–56
established, 150A–51
federal funds, 150A–55
fees, 150A–54
funding, 150A–4.5
permitted actions, 150A–53
planning and implementation, 150A–53
purpose, 150A–52
reports, 150A–56, 57
Cats
fees, 142–28.5
Disinfection, 142–6
Dogs
fees, 142–28.5
Emergency management
powers of governor in emergency period, 127A–13
Facilities
fees, 142–28.5
funding operations, 142–28.5
lease or rental, 142–3.5
staff, 142–28.5
Fees
application processing fees, 150A–7.6
assessment, 142–28.5
biosecurity program, 150A–54
cargo inspections, 150A–5.3
failure to pay, 150A–5.4
lease or rental of facilities, 142–3.5
microorganism importation, 150A–42
waiver, 142–28.5
Funds
pest inspection, quarantine, and eradication fund, 150A–4.5
special fund, 142–28.5
Health department
powers, 321–1
Importation
amendments, 150A–6.6

application processing fees, 150A–7.6
brown tree snakes, 150A–6
microorganisms, 150A–41
permits, 150A–6.4
propagation or sale of prohibited plants, animals, and microorganisms, 150A–14
rules, 150A–6.4, 6.6
Inspections
biosecurity and airport cargo support facilities, 261–4.5
biosecurity and maritime cargo support facilities, 266–21.5
biosecurity program, 150A–53
cargo, 150A–5.3
failure to pay fees, 150A–5.4
interstate agreements, 150A–53
microorganism importation, 150A–41, 46
payment of costs, 150A–5
point of departure inspections, 150A–53
Invasive species control and eradication
see CONSERVATION
Microorganisms
certificate of importation
application, 150A–42
conditions, 150A–46
expiration, 150A–42
fees, 150A–42
issuance, 150A–41, 42
suspension or revocation, 150A–43, 44
definitions, 150A–2
emergency powers, 150A–45
fees, 150A–7.5
importation, 150A–5, 6.3, 41
inspections
fees, 150A–42
powers of department, 150A–5, 6.3, 46
requirements, 150A–41
labeling, 150A–41
microbial products, 150A–2, 6.3, 7.5
permits, 150A–5, 6.3
propagation or sale of prohibited microorganisms, 150A–14
registration
fees, 150A–7.5
required, 150A–6.3
restricted microorganisms, 150A–6.3
rules, 150A–6.3
seizure and destruction of microorganisms, 150A–45
threat to health, safety, or environment, 150A–44, 45
uses, 150A–41
violations
danger of escape, release, or contamination, 150A–44, 45
hearings, 150A–43
penalties, 150A–14, 47
Permits

amendment to lists, 150A–6.6
animals, 150A–6.2
application processing fees, 150A–7.6
microorganisms
certificate to import, 150A–41
required, 150A–6.3
plants, 150A–6.1
rules, 150A–6.4
Plants
permits, 150A–6.1
plants spreading pests, diseases, or insects, 150A–6.1
propagation or sale of prohibited plants, 150A–14
restricted plants, 150A–6.1
Prohibited articles
propagation or sale of prohibited plants, animals, and microorganisms, 150A–14
Reports
biosecurity program, 150A–56, 57
Restricted articles
animals, 150A–6.2
plants, 150A–6.1
Rules
animals, 150A–6.2
fees, 142–98
microorganism importation, 150A–42
permits, 150A–6.4, 6.6
plants, 150A–6.1
Seizure
microorganisms, 150A–45
Service animals
persons with service animals residing on site during quarantine, 142–5.5
Violations
failure to pay fees, 150A–5.4
microorganism importation, 150A–43, 44, 47

QUIETING TITLE
Adverse possession
minor discrepancies and encroachment, 669–12
Minor discrepancies and encroachment
buildings and improvements, 669–12
definitions, 669–11
effect on property rights, 669–12
liabilities, 669–12
public lands, 669–13
shorelines, 669–13
Public lands
minor discrepancies and encroachment, 669–13

QUITCLAIM
Housing finance and development corporation
issuance of quitclaim deeds and leases, 201H–22
Public housing authority

issuance of quitclaim deeds and leases, 356D–29

RACE
Hate crimes
see HATE CRIMES

RADIO
Emergency management
access to closed areas, 127A–12
powers of governor or mayor, 127A–12
proclamation of governor or mayor, 127A–15

RADIOACTIVE MATERIALS
Meat and meat products
poultry, 161–3
when deemed adulterated, 159–3

RADIOLOGISTS
Assault on, 707–711
Education and training
student loan default or contract breach, 436C–2, 466J–8
Fees
deposits, 342P–7
establishment, 321–11.5
uses, 342P–7
Licenses
child support debt, 466J–8
fees, 342P–7
revocation or suspension, 436C–2, 466J–8
Out-of-state licensees
telehealth diagnosis and services, 453–2, 466J–6
Telehealth
definitions, 453–2, 466J–6
permitted practices, 453–2, 466J–6

RAILROADS
Motor vehicles
commercial vehicles, 286–240
stopping at crossings, 286–240

REAL ESTATE BROKERS AND SALESPERSONS
Associated real estate licensees
education and training, 467–1.6
supervision, 467–1.6
Broker price opinions, 466K–4
Client trust accounts
principal broker's duties, 467–1.6
Condominiums
managing agents, 514B–132
Contracts

principal broker's duties, 467–1.6
Education and training
continuing education, 467–1.6, 4.5
principal broker's duties, 467–1.6
schools and instructors, 467–4.5
Franchises
names, 467–9
registration, 467–9
Licenses
advisory reviews, 467–8
condominium managing agents, 514B–132
continuing education, 467–4.5
out-of-state licensees, 467–7.5
preliminary reviews and evaluations, 467–8
reciprocity, 467–7.5
Mortgages
mortgage loan originators
see MORTGAGES
Partition of heirs property, 668A–11
Principal brokers
powers and duties, 467–1.6
Real estate commission
legal counsel, 28–8.3
third party information, 467–14
Records
principal broker's duties, 467–1.6
Recovery fund
attorney for commission, 28–8.3
Rules
condominium hotel operation, 467–30

REAL PROPERTY
Actions
judgment lien on property, 501–82
power of attorney, see POWERS OF ATTORNEY
Agreements of sale
deregistered land, 501–263
foreclosure, 667–40
housing finance and development corporation, 201H–45
interest rate, 478–8
leasehold time share interests, 501–241
Appraisal management companies
appraisal review, 466L–18
appraiser fees, 466L–20
appraiser panel
acceptance of appraisers, 466L–5
appraiser fees, 466L–20
removal from panel, 466L–25
removal of appraisers, 466L–5
size calculation, 466L–5
verification of license or certificate, 466L–17

controlling person, 466L–16
criminal history record checks, 466L–8, 15, 16, 846–2.7
definitions, 466L–2
disciplinary actions, 466L–4
disciplinary proceedings, 466L–26
exemptions, 466L–29
federal registry requirements, 466L–28
fees, 466L–7, 8, 27
independence of appraisers
    requirements, 466L–23
    violations, 466L–23
legislative findings and purpose, 466L–1
list of registered companies, 466L–9
ownership requirements, 466L–15
payments to appraisers, 466L–22
penalties, 466L–6, 26
powers and duties of director, 466L–4
prohibited conduct, 466L–25
records retention, 466L–21
registration numbers, 466L–9
registration program
    administration, 466L–3
    applicant domiciled in another state, 466L–12
    applicant requirements, 466L–6, 7, 8, 15
    disciplinary proceedings, 466L–26
    exclusions, 466L–6
    expiration of registration, 466L–10
    federal registry requirements, 466L–28
    fees, 466L–7, 8, 27
    ownership requirements, 466L–15
    payments to appraisers, 466L–22
    penalties, 466L–6
    prohibited conduct, 466L–25
    records retention, 466L–21
    registration numbers, 466L–9
    renewal, 466L–15, 16
    reporting requirements
        federally regulated companies, 466L–14
        non-federally regulated companies, 466L–13
    reports, 466L–28
    standards of practice, 466L–11
    surety bond, 466L–27
    verification of license or certificate, 466L–19
    violations, 466L–6
reporting requirements, 466L–13, 14, 29
rules, 466L–4
service of process, 466L–12
standards of practice, 466L–11
sunset provisions, 26H–4
surety bonds
    failure to maintain, 466L–27

requirements, 466L–27
verification of license or certificate, 466L–17, 19
violations, 466L–6, 24, 26
when chapter not applicable, 466L–29
Arbitration proceedings
public records, 466K–6
real estate appraiser standards, 466K–6
Broker price opinions, 466K–4
Community associations, see Planned communities, below
Condominiums
see CONDOMINIUMS
Construction
construction defect disputes
see CONTRACTORS
Contests and sweepstakes
offering property as prize, 481B–1.6
Crimes against property
first-time nonviolent offenders, 706–622.9
Dedication to public purpose
conservation easements, 173A–4
Development of lands
transfer of development rights between lots or districts
see COUNTIES, Development
Disclaimer of property interests
see DECEDENTS' ESTATES
Disclosures in real estate transactions
amendment of disclosure statement, 508D–9
construction defects, 508D–4.5
documents required, 508D–3.5
electric utility costs, 508D–10.5
mortgage foreclosures, 667–41
property condition statements
construction defects, 508D–4.5
Discrimination in real property transactions
housing finance and development corporation, 201H–5
public housing authority, 356D–7
religious institutions, 515–4
right to sue, 515–9
Distressed property consultants
see MORTGAGES
Emergency management
requisitions
compensation, 127A–22
determination of damages, 127A–23
notice, 127A–21
Encroachment
minor discrepancies
buildings and improvements, 669–12
definitions, 669–11
effect on property rights, 669–12
liabilities, 669–12

public lands, 669–13
shorelines, 669–13
Environmental covenants
actions, 508C–11
activity or use limitations, 508C–4
amendment, 508C–9, 10
assignment to new holder, 508C–10
changed circumstances, 508C–9
contents, 508C–4
covenants to run with the land, 508C–5
definitions, 508C–2
description of land and contaminants, 508C–4
duration, 508C–9
effect on other instruments, 508C–5
electronic documents and signatures, 508C–13
eminent domain proceeding
termination or modification of covenant, 508C–9
enforcement
action to enforce, 508C–11
validity of instruments, 508C–5
limitations, 508C–4
nature of rights, 508C–3
notice
additional requirements, 508C–4
health department, 508C–8
parties in interest, 508C–7
obligations of parties to covenants, 508C–3
other land use laws apply, 508C–6
perpetual nature, 508C–9
prior covenants, 508C–5
property interests, 508C–3
recordation, 508C–8
registry of covenants, 508C–12
reports, 508C–4
short title, 508C–1
subordination of prior interest, 508C–3
termination or modification, 508C–9, 10
validity, 508C–5
violation of covenant, 508C–11
Judgments
judgment lien on property, 501–82
Landowners liability
cave entrance or use, 6D–9
conservation of endangered or threatened species, 195D–7, 520–4
definitions, 520A–2
duty of care of owner limited, 520A–3
exceptions to limitations, 520A–5
liability of owner limited, 520A–4
persons using land, 520A–6
public trails and accesses, 198D–7.6
purpose of chapter, 520A–1

traffic redirected on property in emergencies, 135–2, 3
Leases
agricultural lands
subdividing and leasing lots, 205–4.5, 484–3
excise tax on leases and subleases, 237–16.5
Liens
association assessments, 421J–10.5
collection of delinquent association assessments, 421J–10.6
judgment lien on property, 501–82
Limitation of actions
deregistered lands, 657–33.5
Planned communities
actions, 421J–10, 607–14
applicability, 414D–311, 421J–1, 11
architectural control
enforcement of rules, 421J–10
assessments
collection of delinquent association assessments, 421J–10, 10.6
delinquencies, 421J–10
increase, 421J–9
liens by association, 421J–10.5
obligation to pay, 421J–2
recordkeeping, 421J–7
board of directors
committees, 421J–5
composition, 421J–3
conflict of interest, 421J–5
meetings, 421J–5
proxies, 421J–4
common areas
enforcement of rules, 421J–10
maintenance, 421J–2
construction of provisions, 421J–1.5
definitions, 421J–2
disputes
actions, 421J–10
mediation, 421J–13
family child care homes, 502C–1, 2
foreclosures
notice to owner's association, 667–5.5, 21.5
liens
collection by association, 421J–10.5
collection for delinquent association assessments, 421J–10.6
maintenance of units
enforcement of rules, 421J–10
medical cannabis use, 421J–16
meetings
minutes, 421J–7
notice requirements, 421J–3.5
open to members, 421J–5
organizational meeting, 421J–14

procedures, 421J–6
proxies, 421J–4
nonprofit corporations
conflict of laws, 414D–311
other laws apply, 414D–311, 421J–11
owners' association
amendment to documents, 421J–12
board of directors, 421J–3
financial statements, 421J–7
membership list, 421J–8
notice of foreclosures, 667–5.5
organizational meeting, 421J–14
owners as members, 421J–2
proxies, 421J–4
restatement of association documents, 421J–7.5
records
examination by members, 421J–7
financial records, 421J–7
membership, 421J–8
recordkeeping, 421J–7
restrictions on use
enforcement of rules, 421J–10
family child care homes, 502C–2
rules and association requirements
amendment, 421J–12
enforcement, 421J–10
mediation, 421J–13
scope, 421J–1
service of process, 421J–15
Real estate appraisers
appraisal management companies, see Appraisal management companies, above
arbitration standards, 466K–6
broker price opinions, 466K–4
county employees, 466K–1, 4
criminal history record checks, 846–2.7
license or certification
criminal history record checks, 846–2.7
exemptions, 466K–1, 4
required, 466K–1, 4
violations, 466K–6
rules, 466K–4
standards for practice, 466K–4
Service of process
manner of service, 634–29.5
ownership, use, or possession of real property in state
service by mail, 634–29.5
Townhouses
community associations, see Planned communities, above
defined, 502C–1
family child care homes, 502C–1, 2
grants to install wind-resistive devices

see INSURANCE, Loss mitigation grant program
solar energy devices, 196–7
Transfer fees
prohibited, 501–232, 502–112
Transfer on death deed
acceptance not required, 527–10
applicability, 527–3
authorized, 527–5
beneficiary
disclaimer of interest, 527–14
takes subject to encumbrances, 527–13
beneficiary's disclaimer, 527–14
consideration not required, 527–10
construction, 527–16
conveyance tax exemption, 247–3
death of transferor
applicability, 527–3
definitions, 527–2
delivery not required, 527–10
disclaimer of interests by beneficiary, 527–14
effect
at transferor's death, 527–13
during transferor's life, 527–12
without notice, 527–10
electronic documents, 527–17
encumbrances not affected, 527–13
estate
enforcement of liabilities, 527–15
execution, 527–8
filing, 527–9
joint owners, 527–13
liability for creditor claims, 527–15
no effect on other methods of transfer, 527–4
nonexclusivity, 527–4
nontestamentary, 527–7
notice not required, 527–10
other laws apply, 527–4
recording, 527–9
requirements, 527–9
revocable, 527–6
revocation
by act, 527–11
by instrument, 527–11
contrary provisions, 527–6
general, 527–8
manner authorized, 527–11
short title, 527–1
time limitation for creditor claims, 527–15
transferor
capacity of, 527–8
effect of deed during life, 527–12

effect of deed upon death, 527–13
uniformity of application, 527–16
Unincorporated associations
acquisition, encumbrance, and transfer, 429–3
Unlawful residence or occupation, 712–1270

REAL PROPERTY TAXES
Assessment of taxes
appraisers
exemption from real estate appraiser regulations, 466K–1, 4
Condominiums
separate taxation of each unit, 514B–4
Counties
sharing information with state agencies, 46–1.8
Exemptions
homeless facilities, 346–369
public utilities, 239–5
Hawaiian home lands
assessment of taxes, HHCA 208
Homes
condominium units, 514B–4
Records
sharing information with state agencies, 46–1.8

RECEIVERS
Public utilities
water or sewer utility, 269–14.5

RECIPROCAL BENEFICIARIES
Actions
liability in tort, 663–1
wrongful death actions, 663–3
Child support
health insurance coverage for minors, 431L–3, 4
Civil unions
rights held, 572B–4.5
Debt collection
collection agency practices, 443B–1
Definitions, 572C–3
Disaster relief
personal loans, 209–28, 29
Disposition of remains
right to control, 531B–4
Domestic abuse
criminal abuse, 709–906
protective orders, 586–1
Employment
family leave, 398–3, 5, 6
payment of wages on death of employee, 388–4
Inheritance, see Probate code, below
Insurance

- health insurance
  - child support orders, 431L–3, 4
  - individual policies, 431:10A–104, 601
  - newborn children, 431:10A–115, 206
- life insurance, 431:10–234
- motor vehicle insurance, 431:10C–103
- mutual benefit societies, 432:1–104

Legislative findings, 572C–2

Marriage
- reservation to opposite-sex couples, St Art I–23
- termination of relationship, 572–1.7

Medical and health care
- cancer studies, 324–22
- child support orders, 431L–3, 4
- confidentiality of information, 324–22
- consent to autopsy, 453–15
- health care decision-making, 323–2
- health insurance generally, 431:10A–601
- hospital visitation, 323–2
- state and county retirees, 88–4

Mental health or substance abuse treatment
- emergency hospitalization, 334–59
- involuntary commitment, 334–60.4, 60.5
- notice to relatives or guardians, 334–59.5
- outpatient treatment, 334–125
- payment for services, 334–6

Persons prohibited from marriage
- benefits extended, 572C–2

Prisons and prisoners
- furloughs, 353–17
- youth correctional facilities, 352–13

Probate code
- adopted children, 560:2–114
- augmented estate, 560:2–203
- beneficiary's transfers to others, 560:2–207
- class gifts, 560:2–705
- decedents without known relatives, 560:3–1212
- definitions, 560:1–201, 560:2–201
- distribution
  - abatement, 560:3–902
  - distribution where no administration, 560:3–901
  - incapacitated beneficiary, 560:3–915
  - in kind, 560:3–906
  - priority, 560:3–902
- elective share
  - amount, 560:2–202
  - augmented estate, 560:2–203
  - exclusions, 560:2–208
  - liability for payment, 560:2–210
  - proceedings, 560:2–211
  - right of election, 560:2–212

satisfaction of claim, 560:2–209
estate taxes, 560:3–916
exempt property, 560:2–403
family allowance, 560:2–404
formal proceedings, 560:3–403
heirs, 560:1–201, 560:2–711
heirs other than surviving beneficiary, 560:2–103
homestead allowance, 560:2–402
homicide, effect of, 560:2–803
incapacitated surviving beneficiary
custodial trust, 560:2–212
distributions, 560:3–915
informal proceedings, 560:3–301, 302
intestate succession
children, 560:2–114
collateral relatives, 560:2–103
surviving beneficiary's share, 560:2–102
multiple party accounts, 560:6–107
nonprobate transfers, 560:2–205, 206, 208
omitted beneficiaries, 560:2–301
personal representative
appointment, 560:3–203
duties, 560:3–703
liabilities, 560:3–713
power of appointment
priority, 560:3–203
revocation, 560:2–804
revocation of transfers, 560:2–804
selection of property, 560:2–405
small estates, 560:3–1212
sterilization of incapacitated persons, 560:5–601
survivorship, 560:2–802
termination of relationship, 560:2–711, 802
third party protections, 560:2–214
waiver of rights, 560:2–213
wills
omitted beneficiaries, 560:2–301
termination of relationship, 560:2–711, 804
Property rights
conveyance tax exemptions, 247–3
debt collection, 443B–1
defense to extortion, 707–769
defense to theft, 708–834
homestead leases, 171–99
joint tenancies
creation, 509–2
immunity from creditor claims, 509–2
relationship status change, 509–3
residential leaseholds, 516–71
Public employees
family leave, 398–3, 5, 6

retirement and pension
county pension systems, 88–189
death benefits, 88–84, 85, 286
designation of beneficiary, 88–93
medical care and treatment, 88–4, 5
police officers, firefighters, and bandsmen system, 88–163
rights generally, 88–1
survivorship rights, 88–1
use of government motor vehicles, 105–2
Public lands
homestead leases, 171–99
qualifications for lease, 171–74
Purpose, 572C–1
Reciprocal beneficiary relationship
benefits and obligations generally, 572C–6
certification, 572C–5
criteria, 572C–4
declaration, 572C–3
purpose, 572C–1
records, 572C–5, 7
registration with health department, 572C–5
termination, 572–1.7, 572C–7
Retirement and pension
county pension systems, 88–189
death benefits, 88–84, 85, 286
designation of beneficiary, 88–93
medical care and treatment, 88–4, 5
police officers, firefighters, and bandsmen system, 88–163
rights generally, 88–1
Rights and benefits generally, 572–1.7, 572C–6
Same-sex couples
benefits extended, 572C–2
Survivorship
crime victim compensation, 351–2
homestead leases, 171–99
payment of wages on death of employee, 388–4
public employee benefits, 88–1
workers' compensation benefits, 386–34, 41
wrongful death actions, 663–3
Taxation
conveyance taxes, 247–3
estate and transfer taxes, 560:3–916
Termination
upon marriage, 572–1.7, 572C–7
Victims' rights
crime victim compensation, 351–2
generally, 801D–2
notice of escape, 706–673
notice of release, 706–670.5
Workers' compensation
death benefits, 386–41

duration of benefits, 386–43
entitlement to benefits, 386–42
payment of benefits after death, 386–34

RECIPROCITY
Abandoned property, 523A–23
Domestic abuse protective orders, 586–21
Insurance
licensing producers, 431:9A–108, 116
surplus line brokers, 431:8–322
Motor vehicles
commercial driver's licensing, 286–236
drivers' licensing, 286–101.5
handicapped parking, 291–51.7
waiver of driving examination and demonstration, 286–108
Professional and vocational licensing
behavior analysts, 465D–9
chiropractors, 442–6
collection agencies, 443B–3.5
dentists, 448–26
dietitians, 448B–6
marriage and family therapists, 451J–7.5
mental health counselors, 453D–8
military spouse
license, 436B–14.7
nonresident military spouse
experience requirements, 436B–14.6
nurses, 457–12.5
pharmacists, 461–21.5
physicians, 453–8.6
real estate licensees, 467–7.5
respiratory therapists, 466D–9
social workers, 467E–7.5
teachers, 302A–802, 803
Public contracts
Hawaii products preferences, 103D–1004
Support and maintenance enforcement
see CHILD SUPPORT, Interstate enforcement
Unclaimed property, 523A–23

RECORDS
Abandoned property
see UNCLAIMED PROPERTY
Airports and aviation
interisland air carriers, 261E–16
Anatomical gifts
see ANATOMICAL GIFTS
Boards and commissions
financial disclosures, 84–17
Cemeteries
cemetery and funeral authorities, 441–3

Charitable organizations
fiscal records, 467B–6.5
Child support
enforcement agency, 576D–12
recordkeeping, 576D–12
Civil identification card
custody and use of records, 286–311
Condominiums
see CONDOMINIUMS
Corporations
see CORPORATIONS
Criminal process
see CRIMINAL PROCEDURE
Distressed property consultants, 480E–9.5
Electronic records and electronic signatures
see ELECTRONIC TRANSACTIONS
Employer-union health benefits trust fund, 87A–12, 25
Financial institutions
college savings accounts, 256–3, 4
Hawaii ABLE saving accounts, 256B–4
individual development accounts, 257–10
Grants and purchases of service
agency access to financial records, 42F–103
Hospitals
licensing, 321–14.5
Interstate compact for adult offender supervision, 353B–1
Judiciary history center trust fund, 6F–7
Kahoolawe island reserve, 6K–6
Medical
see MEDICAL RECORDS
Military records
national guard youth challenge program, 121–44
Money transmitters, 489D–18
Neurotrauma support and services system, 321H–4
Nonprofit corporations
see NONPROFIT CORPORATIONS
Professional and vocational licensing
athlete agents, 481E–12
cemetery and funeral authorities, 441–3
charter tour operators, 468L–24
mortgage loan originators, 454F–15
pharmacists, 461–8
tour activity desks, 468M–9.5
travel agencies, 468L–24
Public officers and employees
conflicts of interest, 84–21, 31
employment, demotions, transfers, and terminations, 76–28
financial disclosures, 84–17, 17.5
roster of civil service employees, 76–13
Service contracts, 481X–5
Skateboarding parks

injuries to users, 46–72.5, 662–19, 662D–4
Telephone solicitation
recordkeeping requirements, 481P–4
Television and film development, 201–113, 114
Trademarks and trade names
trademarks and service marks, 482–27
trade names, 482–3
Transportation network companies
recordkeeping requirements, 431:10C–704
Universities and colleges
college savings accounts, 256–3, 4
individual development accounts, 257–10
unaccredited degree granting institutions, 446E–2

RECYCLING
Computers, televisions, and other electronic devices
applicability, 339D–2, 21
compliance with environmental laws, 339D–7.5, 26
consumer education program, 339D–25
definitions, 339D–1
electronic device recycling fund
establishment, 339D–10
exemptions from recycling requirements, 339D–1
federal laws, 339D–12
fees
registration, 339D–4, 22
health department
enforcement, 339D–8
notice of recycling programs, 339D–6, 25
rules, 339D–7
manufacturers
recycling plan, 339D–4, 23
registration, 339D–4, 22
notice, 339D–25
preemption, 339D–12
registration of brands
manufacturer's duties, 339D–4, 23
seller's duties, 339D–3, 22
reports, 339D–11, 23
rules
adoption, 339D–7
sales
labeling devices, 339D–24
notice of recycling programs, 339D–5
recycling requirements, 339D–4, 23
registration of brands, 339D–3, 22
retailers' responsibilities, 339D–24
violations, 339D–8
state and county purchase or lease of televisions, 339D–27
trade secrets and proprietary information, 339D–11
violations

enforcement, 339D–8
penalties, 339D–8, 9
Government purchase of recycled products
procurement preference, 103D–1303
recycled oil
state and county purchase
definitions, 103D–1302
preferences, 103D–1005, 1303, 1304
short title, 103D–1301
Marketing program
definitions, 201–101.5
Promotion of programs
business loans, 210–6
definitions, 201–101.5
Water resources
recycled or reclaimed water, 174C–31, 269–1, 342D–1, 4
state and county irrigation systems, 342D–71

RELIGION
Clergy
civil union solemnizations, 572B–4
marriage ceremonies, 572–12.1
same-sex marriages
solemnization
refusal to perform, 572–12.1
Employers and employees
contraceptive services
insurance coverage exclusion, 431:10A–116.7, 432:1–604.5
Hate crimes
see HATE CRIMES
Real property
discrimination based on sexual orientation or gender identity, 515–4
transient accommodations tax exemption, 237D–3
Solemnization of civil union or reciprocal beneficiary relationship
refusal by religious organization, 572B–9.5
Solemnization of same-sex marriages
refusal to perform, 572–12.1
refusal to provide services or facilities, 572–12.2

RENTAL, TOUR, AND CAR-SHARING VEHICLE SURCHARGE TAX
Assessments
amount, 251–2.5
pass on to vehicle lessee, 437D–8.4
Collection, 251–2.5
Definitions, 251–1
Exemptions, 251–2, 2.5
Rental contracts
pass on of tax to lessee, 437D–8.4
Returns
electronic filing, 231–8.5

REPEAT OFFENDERS
Criminal property damage, 708–823.5
Drugs and alcohol
testing of offenders
dependency assessments, 353G–4
mandatory testing, 353G–3
Fish and fisheries
aquatic resources generally, 187A–12.5, 13
commercial marine dealers, 189–4
conservation areas, 190–5
fishing laws, 188–70
Habitual property crimes, 708–803
Minors
family court jurisdiction waived, 571–22
records, 571–84.6
Murder
enhanced sentences, 706–606.6
Sentencing
violent and sexual offenders, 706–606.6
Sexual offenders, 706–606.5, 606.6
Shoplifting, 706–606.5
Violent offenders, 706–606.6

REPORTS
Access Hawaii committee, 27G–5
Accounting and general services department
state building codes, 107–30
Administratively established funds and accounts, 37–52.5
Agricultural parks
private agricultural parks, 169–3
Agriculture department
biosecurity program, 150A–57
Armed forces
national guard youth challenge program, 121–44
Attorney general
gasoline supply shortages or restrictions, 486H–17
litigation deposits trust fund, 28–16
Birthing facilities
congenital heart defect screening data, 321–296
Broadband service providers
informational reports, 440J–2
Budget and finance department
entities receiving state awards, 36–2.5
mass transit special fund, 248–2.7
Budgets
routine repair and maintenance funding needs, 37–122, 601–2
Business action center, 474–7
Charitable organizations
annual reports, 467B–6.5
Cigarettes and tobacco products
brand families and numbers sold, 486P–5, 6

reduced ignition cigarettes, 132C–3
reports on imports and sales, 486P–2, 3
tobacco enforcement special fund, 28–15
Claims against the state
annual reports, 37–77
remedial measures, 37–77.5
Commercial mobile radio service providers, 440J–2
Community development authority, 206E–5.5, 5.6
Condominiums
see CONDOMINIUMS
Conservation programs and enforcement
invasive species council, 194–2
sale of environmentally-themed products, 195D–5.5
voluntary habitat conservation, 195D–21, 26
Consolidated reports
itemization, 93–16
Conveyances bureau
filing office, 490:9–527
Criminal justice data center
crime statistics, 846–18
Culture and arts
arts education in public schools, 9–3
native Hawaiian canoes, educational activities involving, 200–12.5
state foundation on culture and the arts, 9–3
Dam safety, 179D–29
Design claim conciliation panels, 672B–17
Dietitians
licensure special fund report, 448B–10
Disabled persons
disability and communication access board, 348F–4
Employer-union health benefits trust fund, 87A–25
Family leave data collection system, 398–9.5
Federal aid
public safety department maximization special fund, 353C–7
Financial institutions
college savings accounts, 256–3, 4
financial abuse of elderly, 412:3–114.5
Hawaii ABLE saving accounts, 256B–4
individual development accounts, 257–11
Firearms
electric guns, 134–16
Forests and forest reserves
administrative penalties, 183–5
Fundraising professionals
fundraising campaigns, 467B–2.5
Game management advisory commission, 183D–4.5
Hate crimes, 846–54
Health authority, 322H–2
Health insurance coverage determinations, external review, 432E–41
Health insurers' medicaid recipient list, 431L–2.5
HI growth initiative

annual report, 211F–15.5
Hospitals
newborn hearing screening, 321–362.5
newborn pulse oximetry screening, 321–296
office of health care assurance special fund, 321–1.4
Housing finance and development corporation
see HOUSING FINANCE AND DEVELOPMENT CORPORATION
Identity theft
destruction of personal information records, 487R–4
security breach involving personal information, 487N–4
social security number disclosures, 487J–4
Indigent legal assistance fund, 607–5.7
Interstate compact for adult offender supervision, 353B–1
Interstate compact for juveniles, 582D–1
Job training programs, 202–10
Judiciary
parent education special fund, 607–5.6
reports to legislature, 93–16
Kahoolawe rehabilitation trust fund, 6K–9.5
Kalaeloa community development district
property maintenance complaints, 206E–199
Libraries
libraries special fund, 312–3.6
temporary staff positions, 312–3.3
Long-term care facilities
ombudsman, 349–21
Long-term care financing program, 346C–6
Medical cannabis dispensaries, 329D–23
Money transmitters
see MONEY TRANSMITTERS
Monopolies and restraint of trade
antitrust trust fund, 28–13
Neurotrauma support and services system, 321H–4
911 system, 138–6
Open meetings
complaints of violations, 92–1.5
Pacific international space center for exploration systems
annual report, 201–80
Parental preferences in public contracts, 577–7.5
Partnerships
limited liability partnerships, 425–163
Performance partnerships board, 27–52, 53
Pesticides
pesticide use revolving fund, 149A–13.5
restricted use pesticides, 149A–26, 27
Petroleum industry information reporting
see GASOLINE AND PETROLEUM PRODUCTS
Professional and vocational licensing
charter tour operators, 468L–26
dietitians, 448B–5
fundraising professionals, 467B–2.5

mortgage loan originators, 454F–16
mortgage servicers, 454M–5
travel agencies, 468L–26
Public assistance
liens on real property, 346–29.5
medicaid fee schedule and appropriation request, 346–59
medicaid plan contractors, 103F–107
psychotropic medications, 346–59.9
Public housing authority
see PUBLIC HOUSING AUTHORITY
Public officers and employees
demographic profile, 76–1.5
retirement system, 88–119
Public safety department
federal aid maximization special fund, 353C–7
Recycling
computers, televisions, and other electronic devices, 339D–11
Renewable energy facilitator, 201–12.5
Risk assessment working group, 171–8.6
Salary commission, 26–56
School year; required student hours, 302A–251
Self-sufficiency standards, 201–3
Skateboarding parks
injuries to users, 46–72.5, 662–19, 662D–4
Small business regulatory review board, 201M–5
Special purpose revenue bonds
annual report to legislature, St Art VII–12
Strategic development corporation, 211F–15.5
Substance abuse
treatment programs, 321–192.5, 352D–4.5, 601–21
Tourism
financial and management audits, 23–13
tourism authority, 201B–7, 16
Unclaimed property
see UNCLAIMED PROPERTY
Universities and colleges
college savings accounts, 256–3, 4
individual development accounts, 257–11
University of Hawaii
see UNIVERSITY OF HAWAII
Veterans
office of veterans services, 249–31.5
Workforce development council, 202–2, 10
Youth services office, 352D–4

RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII
see UNIVERSITY OF HAWAII

RESIDENCY
see DOMICILE

RESIDENTIAL LEASEHOLDS
Applicability of chapter
exemption from provisions, 516–201
sustainable affordable developments, 516–201
Condemnation of development tracts
eminent domain
abandonment of process, 516–23
exemption from provisions, 516–201
lessees
failure to purchase fee interest, 516–23
sustainable affordable leases, 516–201
Eminent domain
exemption from provisions, 516–201
Rent
sustainable affordable developments, 519–4
Rights of lessees
exemption from provisions, 516–201, 519–4
Sale of fee by lessor
income taxation, 235–7
Sustainable affordable developments
certification of eligibility, 516–202
definitions, 516–1
eligibility, 516–1
exemption from mandatory leasehold conversion, 516–201
initial sales price in development tract, 516–202
lease rent renegotiation, 519–4
recordkeeping, 516–203
rights of lessees, 516–201, 519–4
university housing development, 516–204
Taxation
income tax treatment of sales, 235–7

RESPIRATORY THERAPISTS
Advisory committee, 466D–5
Assault on, 707–711
Commerce and consumer affairs department
enforcement, 466D–3
powers, 466D–5
Definitions, 466D–1
Education and training, 466D–8
Examinations, 466D–8
Exempt practices, 466D–7
Fees, 92–28, 466D–6
Licenses
applications, 466D–8
denial, suspension, or refusal to renew, 466D–11
duration and expiration, 466D–10
exemptions, 466D–7
fees, 466D–6
licensure by endorsement, 466D–9
out-of-state licensees, 466D–9

program established, 466D–2
qualifications, 466D–8
renewal, 466D–10
required, 466D–3
unlicensed activities, 466D–3
Physicians
supervision required, 466D–4
Prohibited practices, 466D–11
Rules
adoption, 466D–5
fees, 466D–6
Scope of practice, 466D–1
Titles, 466D–3
Violations
disciplinary actions, 466D–5
unlicensed activities, 466D–3

RESTAURANTS
Alcoholic beverages
bring-your-own-beverage licenses, 281–31
license, 281–41
recorking or resealing wines purchased with meals, 281–31
Breastfeeding in public accommodations, 489–21
Condiments
general excise tax on intermediary sales, 237–4
Employees
tipped employees
service charges to be distributed to, 481B–14
Food and beverage containers
general excise tax on intermediary sales, 237–4
Gift certificates
service fees, 481B–13
Inspections
inspectors, 321–4.5
Sale or transfer
sanitation permits, 321–11.51
Sanitation
advisory council, 321–4.6
federal regulations, 321–4.6
health department rules, 321–4.6
health inspectors, 321–4.5
permits
transfer, 321–11.51
Smoking prohibited, 328J–3

RETIREMENT (PUBLIC EMPLOYEES)
Actuaries
benefit restoration plan, 88–83.5
post retirement allowance assumptions, 88–90.5
salary growth assumptions, 88–122
stress test, 88–105.5

Amount of allowance
adjustments
included in actuarial assumptions, 88–90.5
benefit restoration plan, 88–83.5
class H members, 88–332, 333
death benefits
accidental death, 88–85.5, 339
claim filing, 88–85.5
class H members, 88–338, 339
federal tax limits, 88–84.5
ordinary death, 88–338
disability retirement
ordinary disability, 88–335
service-connected disability, 88–337
dispute resolution, 88–106.5
emergency medical technicians, 88–74.6, 281
finalizing, 88–74.5
retirement allowance options, 88–333
time period for system to finalize amount, 88–74.5
Appeals
contested case hearings, 88–82
Applicability
class H members, 88–301
Beneficiaries
reciprocal beneficiaries, 88–93
Benefits
benefit restoration plan, 88–83.5
commencement, 88–74.7
dispute resolution, 88–106.5
divorce, 88–93.5
moratorium on enhanced benefits, 88–99
reciprocal beneficiaries, 88–1
required beginning date, 88–74.7
university retirement system, 88–8
Board of trustees
closed meetings, 88–27.5
executive director, 88–29
investment officers, 88–29.5
Civil unions, 88–1.2, 22.5
Class C members
conversion to class H member, 88–322
employee contributions, 88–46.6
Class H members
amount of allowance
death benefits, 88–338
disability retirement, 88–335, 337
generally, 88–332
options, 88–333
applicability
other provisions apply, 88–301
application to retire, 88–331

- break in service
  - return to service in class H membership, 88–321, 343, 344
  - return to service of member without vested status, 88–342
  - rights of members, 88–341
  - when membership terminates, 88–340
- credited service
  - acquisition, 88–324
  - conversion of prior service credit, 88–322
  - forfeiture, 88–324
  - payments, 88–324
  - purchase of prior service credit, 88–324
  - what service eligible, 88–323
- death benefits
  - accidental service-connected death benefits, 88–339
  - ordinary death benefits, 88–338
- definitions, 88–311
- disability retirement
  - ordinary disability, 88–334, 335
  - service-connected disability, 88–336, 337
- election of membership, 88–321, 322
- employee contributions
  - amounts, 88–325
  - deduction from salary, 88–326
  - refund on termination of service, 88–341
  - withdrawal, 88–341
- notice
  - conversion of prior credited service, 88–322
  - retirement benefit option selection, 88–333
- retirement allowance options, 88–333
- rules
  - acquisition of membership service, 88–324
- service retirement, 88–331
- termination of membership, 88–340, 341
- vested right
  - generally, 88–331
  - return to service, 88–343
  - termination of employment, 88–341

Contributions
- advance payments, 88–126.5
- class H members, 88–325
- compensation defined, 88–21.5
- employee contributions, 88–46.6, 325
- employee on workers' compensation, 78–25
- employer pickups, 88–326
- funding state and county contributions, 88–107
- rollover distributions
  - generally, 88–45.5
  - tax qualifications, 88–22.5
- state contributions, 37B–4
- transfers from other plans, 88–45.5
- unpaid leaves of absence, 88–45.4

County pension systems
amount of pensions
finalizing, 88–74.5
non-base pay increase limitations, 88–100
reciprocal beneficiaries, 88–189
Credited service
class H members, 88–323
dispute resolution, 88–106.5
emergency medical technicians, 88–74.6, 281, 331
office of Hawaiian affairs trustees, 88–54.5
purchase of prior service credits
payments, 88–46, 59
Death benefits
accidental death benefits, 88–85.5, 339
appeal of denial, 88–82
approval, 88–85.5
claim filing, 88–85.5
class H members, 88–338, 339
employee on authorized leave, 88–84, 286
federal tax limits on payments, 88–84.5
military survivors, 88–22.5
ordinary death, 88–338
reciprocal beneficiaries, 88–84, 85, 286
taxation, 88–84.5
Definitions, 88–1.2, 73, 93.5, 105.5, 88–126.5
Disability retirement
appeal of denial, 88–82
ordinary disability
class H members, 88–334, 335
service-connected disability
class H members, 88–336
Disclosure of information to retirement system, 88–103.7
Divorce
distribution of benefits, 88–93.5
domestic relations orders
death of alternate payee or member, 88–93.5
elements of order, 88–93.5
membership termination or resumption, 88–93.5
misdirected distribution, 88–93.5
payment of benefits, 88–93.5
review by the system, 88–93.5
Eligibility for retirement
class H members, 88–331
definitions, 88–73
Emergency medical technicians
class H members, 88–331
defined, 88–21
retirement allowance, 88–74.6, 281, 331
Employee contributions
class C members, 88–46.6
erroneous contributions, 88–46.6

rollovers
generally, 88–45.5
tax qualifications, 88–22.5
transfers from other plans, 88–45.5
Executions
exemption of benefits, 88–93.5
Garnishment of government beneficiaries
exceptions for certain pensions, 88–93.5
Hearings
contested case hearings, 88–82
Investments
earnings used to fund state and county contributions to system, 88–107
investment officer, 88–29
investment personnel, 88–29.5
Legislature
definitions, 88–21
legislative employees, 88–54.2
membership, 88–42.6
Membership
elective officials, 88–42.6
termination, 88–340
Military personnel
death in service
survivors, 88–22.5
Moratorium on enhanced benefits, 88–99
Office of Hawaiian affairs
trustees, 88–54.5
Part-time employees
university faculty with multiple part-time positions, 88–42.5
Payment of benefits
child support liens, 576D–10.5
class H members, 88–333
direct deposit into financial institution account, 88–6
dispute resolution, 88–106.5
finalizing pension amount, 88–74.5
former spouse, 88–93.5
interest on underpayment, 88–74.5
member's options in manner and time of payment, 88–333
non-base pay increase limitations, 88–100
Pension accumulation fund
advance payments, 88–126.5
amounts credited to fund, 88–126.5
non-base pay increase contributions, 88–100
Police officers, firefighters and bandsmen system
reciprocal beneficiaries, 88–163
Post retirement allowances, 88–90.5
Reciprocal beneficiaries
class H members, 88–333
county pension systems, 88–189
death benefits, 88–84, 85, 286
designation of beneficiary, 88–93

free medical aid, 88–4, 5
notice of retirement benefit option selection, 88–83, 283, 333
police officers, firefighters and bandsmen system, 88–163
rights generally, 88–1
Records
annual report, 88–103.7
disclosure of information, 88–103.7
employer records, 88–103.7
failure to furnish information, 88–103.7
information from departments, 88–74.5
Reports
failure to furnish information, 88–103.7
investments, 88–119
reemployment of retirees, 88–9
stress test, 88–105.5
Required beginning date, 88–74.7
Return to service
class H membership
generally, 88–321, 341
member without vested status, 88–342
member with vested status, 88–343
retirant, 88–344
reemployment of retirees, 88–9
teachers, 88–9
Rules
notice of retirement benefit option selection, 88–83, 283, 333
purchase of prior service credits, 88–59
rollovers or transfers, 88–22.5, 45.5
Service retirement
age and years of service requirements, 88–331
class H members, 88–331
definitions, 88–73, 281, 331
Sewer workers
disability retirement, 88–336
Stress test, 88–105.5
Surviving spouses
class H members, 88–333
death benefits, 88–85.5
notice of retirement benefit option selection, 88–83, 283, 333
Taxation
compensation defined, 88–21.5, 81.5
death benefits, 88–84.5
income tax exemption, 88–93.5
rollovers or transfers, 88–22.5
tax qualification, 88–22.5, 81.5
Teachers
annuity and custodial accounts
administration, 303–3, 4
authorization, 303–2
contracts to administer, 303–3
football coaches pension plan, 303–2, 6

investments, 303–3.5
limitation on liability, 303–3.5
purpose, 303–1
requirements, 303–2
retirement system contributions, 303–5
rules, 303–4
withholdings, 303–3
reemployment of retirees, 88–9
Termination of employment
membership termination, 88–340
University of Hawaii
annuity and custodial accounts, see Teachers, above
football coaches pension plan, 303–2, 6
multiple part-time positions, 88–42.5, 43
retirement system, 88–8
Vested benefit status
class H members, 88–331

RIDESHARING
Counties
commuter benefits program, 46–16.2
High occupancy vehicle lanes
restrictions on use, 291C–53
rules, 291C–53
school buses, 291C–221, 222.5
signs, 291C–53, 221
Transportation network companies
see INSURANCE

RIGHT OF ENTRY
Animal cruelty
impoundment of animals, 711–1109.1
Conservation of endangered or threatened species
invasive species control and eradication, 194–5
landowner voluntary habitat conservation, 195D–7
Dam safety, 179D–22
Emergency management
powers of governor or mayor, 127A–12
Pest control or eradication, 46–1.52
Pollution control
noise pollution, 342F–9
tire recovery, 342I–32
water pollution, 342D–30
Public health
epidemiological investigations, 321–29
removing dangerous trees, stabilizing soil, and cleaning streams posing public hazard, 127A–18
Public housing authority, 356D–33, 46
Quarantine
microorganism importation, 150A–45, 46
Traffic violations

parking for disabled persons, 291–59

ROBBERY
First degree robbery
repeat offenders, 706–606.6
Repeat offenders, 706–606.6, 708–803

ROYALTIES
High technology industries
tax exemptions, 235–7.3
Public officers and employees
policies and procedures, 78–29

RULES
Abandoned property
adoption, 523A–29
reports of abandoned property, 523A–8
Accounting and general services department
rapid transportation authority use of funds, 40–81.5
state building codes, 107–29
Aquatic resources
alien aquatic organisms, 187A–32
Armed forces
national guard tuition assistance, 121–45
Birth defect and infant mortality studies, 321–424
Boating facilities
alternate access, 200–4.6
Boiler and elevator safety
adoption, 397–4
Brownfields cleanup revolving loan fund, 201–18
Capital access program, 211D–4
Capital loan program, 210–7.5
Commission for national and community service, 90D–9
Concessions on public property
blind or visually handicapped concessionaires, 102–14
Condominiums
service of process, 634–21.5
Conservation programs and enforcement
Hawaii youth conservation corps, 193–32
interim rules, 195D–6.5
invasive species, 194–7
Consumer protection office, 487–9
Conveyances bureau
fees, 502–25, 27
Cooperative housing corporation
service of process, 634–21.5
Dams, 179D–2
Departments and agencies generally
business-related laws and rules
information clearinghouse, 474–3
copying, 91–4.1

fees, 91–2.5, 3, 4.1
internet access, 91–2.6, 3
legislative auditor's review during post audits, 23–4
notice, 1–28.5
null and void or unnecessary rules
repeal, 91–3
public access and inspection, 91–4.1, 92F–12
Design claim conciliation panels, 672B–2
Disabled persons
access to public buildings, 103–50
disability and communication access board, 348F–6, 8
parking for disabled, 291–56
purchase of goods and services, 103D–1009
Emergency management
adoption by governor or mayor, 127A–25
Emergency rulemaking
generally, 91–3, 4
Emergency rules
boiler and elevator safety, 397–4
occupational safety and health standards, 396–4
state of emergency, 127A–25
Employment agencies, 373–3
Environmental courts
adoption by supreme court, 604A–3
Escrow depositories, 449–14
Estate and generation-skipping transfer tax
adoption, 236E–14
Food and food products
processed food, 147–57, 58
Grants and purchases of service
see GRANTS AND PURCHASES OF SERVICE
Health authority, 322H–2
Historic property preservation
cave protection, 6D–6
review of effect of proposed state projects, 6E–8
review of proposed projects, 6E–42
Hospitals
advisory committees, 323F–10
Housing finance and development corporation
see HOUSING FINANCE AND DEVELOPMENT CORPORATION
Insurance
life settlements, 431C–53
Interstate compact for adult offender supervision, 353B–1
Irrigation water development, 167–19
Judiciary
notaries public certificate filings, 456–9
Labor relations board
streamlining union certification, 377–4.6
Long-term care facilities
ombudsman, 349–21, 22
Money transmitters

adoption, 489D–34
Natural area reserves, 195–12
Neurotrauma support and services system, 321H–5
Nonprofit corporations
adoption, 414D–13
Notaries public, 456–1.5, 9
Notice of proposed rules
see OPEN MEETINGS
Ocean safe zones, 200–4.5
Permits
approval by rule, 201–62
time limits for permit approval or denial, 91–13.5
Petroleum products
emergencies, 125C–3
shortages, 125C–3
Planned communities
service of process, 634–21.5
Professional and vocational licensing
appraisal management companies, 466L–4
athlete agents, 481E–8, 19
athletic trainers, 436H–9
charter tour operators, 468L–27
cosmeticians, 438–5
dental hygienists, 447–3.5
dietitians, 448B–3, 5
emergency medical service personnel, 453–32.1
genetic counselors, 451K–3, 16
inactive licenses, 436B–13.3
marriage and family therapists, 451J–3
mental health counselors, 453D–3
mixed martial arts contests, 440E–4
mortgage loan originators, 454F–10, 18
mortgage servicers, 454M–8
physical therapists, 461J–10.1
physicians and surgeons, 453–6
podiatrists, 463E–5
private investigators and guards, 463–10.5
professional employer organizations, 373L–5
real estate appraisers, 466K–4
respiratory therapists, 466D–5
tour activity providers and activity desks, 468M–17
Public buildings, 107–29
Public contracts
generally, 103–11
Public housing authority
see PUBLIC HOUSING AUTHORITY
Public officers and employees
health benefits
adoption, 87A–26
part-time, temporary, and casual hire employees, 87A–19
leave sharing program, 78–26

retirement system
see RETIREMENT (PUBLIC EMPLOYEES)
Service contracts, 481X–11
Small business regulatory flexibility
agency response, 201M–3
definitions, 201M–1
evaluation and report, 201M–7
executive orders, 201M–9
impact statements, 201M–2, 3
internal review, 201M–4
petitions, 201M–6
regulatory review board, 201M–5
waiver of penalties, 201M–8
Special purpose revenue bonds
estimate of benefits, 39A–271, 301, 331, 361
financial records of project party, 39A–270, 300, 330, 360
State facility renovation partnership program, 107D–2
Television and film development, 201–112, 113
Tourism
tourism authority, 201B–3
Trademarks and trade names
see TRADEMARKS AND TRADE NAMES
Trail and access program, 198D–2
Universities and colleges
college savings accounts, 256–3, 4
individual development accounts, 257–7, 11
unaccredited degree granting institutions, 446E–1.7
University of Hawaii
see UNIVERSITY OF HAWAII
Victims of crime
address confidentiality program, 801G–13

RULES OF EVIDENCE
Collaborative law
see ALTERNATIVE DISPUTE RESOLUTION
Conduct
apology or acknowledgment of fault, 626–1: Rule 409.5
expression of sympathy or condolence, 626–1: Rule 409.5
Constitution of Hawaii
inadmissibility of privileged information, St Art I–14
Expert witnesses
child protective proceedings, 587A–19
Hearsay
exceptions
child protective proceedings, 587A–21
forfeiture by wrongdoing, 626–1: Rule 804
Privileges
constitutional provisions, St Art I–14
unavailable in child protective proceedings, 587A–22
Records
see CRIMINAL PROCEDURE

Relevancy
apology or acknowledgment of fault, 626–1: Rule 409.5
expression of sympathy or condolence, 626–1: Rule 409.5

SALARIES
Governor, St Art XVI–3.5, 26–56
Judiciary
salary commission, St Art XVI–3.5, 26–56
Legislature
salary commission, St Art XVI–3.5, 26–56
Lieutenant governor
allowance for non-Oahu resident, 26–1
salary commission, St Art XVI–3.5, 26–56
State departments and agencies
salary commission, St Art XVI–3.5, 26–56

SALES
Airspace vending permit, 264–101
Animals
importation of prohibited animals for propagation or sale, 150A–14
Cash-based businesses
books and records, 231–95
defined, 231–93
failure to obtain license, fines, 237–9
receipts, 231–96
taxation
interference with tax official, 231–100
licenses, 231–94
tax avoidance, 231–98, 99
violations, 231–91, 92
Checks
service fees for dishonored checks, 490:3–506.5
Cigarettes and tobacco products
affirmative defense, 712–1258
cigarette tax stamps
export or foreign cigarettes, 245–56, 57
required, 245–22
unstamped packages, 245–37
display or storage of products, 328J–18
distribution of samples, promotional materials, and coupons, 328J–17
electronic smoking devices, 245–17
export or foreign cigarettes
alteration of packaging, 245–52
applicability, 245–62
cigarette stamp tax, 245–56, 57
enforcement, 245–61
penalties, 245–53, 58, 63
possession, sale, or distribution prohibited, 245–51
seizure and forfeitures, 245–54, 55
trademarks and trade names, 245–60

unfair trade practices, 245–59, 60
face-to-face exchange requirement, 328J–18
imports and sales, 486P–2, 3
liability for smoking-related illnesses
see SMOKING RESTRICTIONS, Tobacco settlement
lunch wagons, 328J–16
military installations, 245–39
packages without health warnings, 712–1257
payment of taxes, 245–16
prohibited sales, 245–17, 22.5
reduced ignition cigarettes, 132C–3
registration of brands and manufacturers, 486P–5, 6
regulation by state, 328J–11.5
repackaged cigarettes, 712–1257
reports by licensees, 245–31, 486P–2, 3
retail tobacco permits
requirements, 245–2.5
suspension or revocation, 245–2.5
violations, 245–2.6, 2.7
sales to minors, 245–17
seizure and forfeitures, 712–1258
unlawful shipment, 245–16
unregistered brands, 245–22.5
vending machines
cigarette tax stamps, 245–22, 38
prohibited sales, 328J–16
Commission sales
network marketing, 237–9
Condominiums
see CONDOMINIUMS
Crimes
trademark counterfeiting, 708–875
Custom orders
return and refund, 481B–5.5
Deceptive identification documents, 710–1017.5
Disabled persons
assistive devices
see DISABLED PERSONS
Disclosures
gifts, prizes, or awards to solicit sale, 481B–1.6
Distributors
network marketing, 237–9
Donated medicines and health care supplies, 328C–3
Drugs
regulated chemicals, 329–71
Education department
commercial enterprises, 302A–448, 1903
Electronic or wire money transfers
see MONEY TRANSMITTERS
Electronic smoking devices
affirmative defense, 712–1258

retailer registration unit
see ATTORNEY GENERAL
sale to minors, 712–1258
Endangered and threatened plants and animals
cultivated nursery stock, 183–16, 195D–4
prohibited acts, 195D–4
stamps, coins, and other environmentally-themed products, 195D–5.5
Farm produce and products
agricultural park activities, 166–3.5
Fish and fisheries
lobster restrictions, 189–6
shark fins, 188–40.7
Fossil deposits, etc. from caves, 6D–5
Gasoline and petroleum products
see GASOLINE AND PETROLEUM PRODUCTS
Gift certificates
expiration date, 481B–13
service fees, 481B–13
unclaimed gift certificates deemed abandoned, 523A–3.5
Gifts
disclosure of sale terms and fees, 481B–1.6
Hawaii-made craft and food items
labeling, 486–119
Internet sales and services
bad faith registration or use of domain names
actions, 481B–25
damages, 481B–25
definitions, 481B–21
evidence of bad faith, 481B–23
permitted practices, 481B–24
prohibitions, 481B–22
electronic smoking devices, 245–17
Koa wood and wood products
labeling and sale, 486–119.5
Laser pointing devices, 136–3
Mail order sales
drugs, 329–32
electronic smoking devices, 245–17
Maintenance agreements
see SERVICE CONTRACTS
Membership stores, see Retail merchant clubs, below
Motor vehicle protection product warranties
see MOTOR VEHICLES, Alarm systems
Natural resources
sale of confiscated natural resources, 199–7
Network marketing
excise and use taxes, 237–9
Niihau shell jewelry and products
labeling and sale, 486–118.5
Payment cards
see MONEY TRANSMITTERS

Pesticides
see PESTICIDES
Pharmacy benefit managers
marketing practices, 487J–7
Plants
importation of prohibited plants for propagation or sale, 150A–14
Portable electronics insurance
see INSURANCE
Public performances
ticket brokers, 481B–15
Refund and exchange policies
disabled persons assistive devices, 481K–3
requirements, 481B–5.5
service contracts, 481X–7
telephone solicitations, 481P–2
Rent-to-own personal property agreements
see PERSONAL PROPERTY, Lease-purchase agreements
Retail merchant clubs
definitions, 487D–1
personal information on application forms, 487D–2
sale of personal information, 487D–2
Service contracts
see SERVICE CONTRACTS
Shopping centers
liquor licenses, 281–1
Special orders
return and refund, 481B–5.5
Sunscreen sales and distribution, 342D–21
Telemarketing
abusive practices, 481P–3
aiding and abetting violations, 481P–2
charging customer's credit or bank account, 481P–2
contracts void, 481P–8
costs, restrictions, and conditions to be disclosed, 481P–2
debit to customer's bank account
see NEGOTIABLE INSTRUMENTS, Demand drafts
definitions, 481P–1
disclosures, 481P–2
do not call lists, 481P–3
endorsements, 481P–4
exemptions from regulations, 481P–5
fraud
class B felony, 708–835.6
elements of offense, 708–835.6
harassment, 481P–3
identification of solicitor, goods, and purpose of call, 481P–2
insurer's disclosure of consumer financial information, 431:3A–303
investments
disclosures, 481P–2
misrepresentations, 481P–2
penalties, 481P–6, 7

pharmacy benefit managers, 487J–7
prizes or gifts
disclosures, 481P–2
methods for entering contest, 481P–2
odds on winning, 481P–2
prohibited practices, 481P–2, 3
recordkeeping requirements, 481P–4
refund and exchange policies, 481P–2
remedies, 481P–7
repeated phone solicitations, 481P–3
time of day, 481P–3
unfair and deceptive practices, 481P–2, 6
Ticket brokers
disclosures and refunds, 481B–15
Trademarks and trade names
see TRADEMARKS AND TRADE NAMES
University of Hawaii
see UNIVERSITY OF HAWAII

SALES CONTRACTS
Electronic records and signatures
applicability, 489E–3
Good faith
obligation of, 490:1–304
Maintenance agreements
see SERVICE CONTRACTS
Security interests
interest arising under sales, 490:9–110
Service contracts
see SERVICE CONTRACTS

SAND
Beach restoration
see BEACHES

SANITATION
Health inspections
advisory council, 321–4.6
appointment of inspectors, 321–4.5
federal regulations, 321–4.6
permit transferable, 321–11.51
reports, 321–27.5
rules, 321–4.6
special fund, 321–27
training of personnel, 321–27.5

SAVINGS AND LOAN ASSOCIATIONS
Accounts
college savings accounts
see UNIVERSITIES AND COLLEGES
individual development accounts

see UNIVERSITIES AND COLLEGES
Investments
special purpose revenue bonds
agricultural enterprises, 39A–329
dams and reservoir owners, 39A–359
low and moderate income housing, 39A–299
private schools and colleges, 39A–269

SCHOOLS
Actions
charter schools, 302D–25
injuries to visitors, 302A–1148.5
Administration
complex area superintendents, 302A–604
Hawaiian language medium program, 302H–3, 6
school community councils
generally, 302A–1124
waiver of policies, rules, or procedures, 89–10.6, 302A–1126
Adult education
students with disabilities, see Special education, below
After-school programs
after-school plus program revolving fund
transfers from special funds, 36–27
criminal history record checks of county employees, 846–2.7
exemption from child care regulations, 346–152
fees, 302A–1149.5
revolving fund, 302A–1149.5
Alcoholic beverages
zero tolerance policy, 302A–1134.6
Appropriations
carryover of funds, 127A–16
charter schools, 302D–28
construction projects, St Art VII–11
federal aid, 29–25, 302A–1404
financing agreements, 37–34.5
lapse of appropriations, St Art VII–11
principals to expend funds, 302A–1301
trust funds, 302A–1311
weighted student formula, 302A–1303.6
Attendance
age of attendance, 302A–1134
caregiver's consent to enroll child in school, 302A–482
compulsory attendance, 302A–411
exclusion from school
alcohol, drugs, or weapons at school or school activities, 302A–1134.6
kindergarten, 302A–411
truancy
liability of parent or guardian, 302A–1133.5
Buildings
charter school use, 302D–19, 302D–35
classroom cleaning

environmentally-sensitive cleaning products, 302A–1509, 321–26.5
minimum wage for employees, 302A–641
school community council powers, 302A–1507
classroom cooling measures, 302A–1510
early learning programs, 302D–35
empty classrooms
charter schools use, 302A–1151.5, 302D–24
early education programs use, 302A–1151.5
pre-plus programs use, 302A–1151.5, 302L–1.7
pre-plus programs, 302D–35
use for early education programs, 302A–1151.5
Cafeterias
meal count assistants
minimum wage for employees, 302A–641
university laboratory school, 304A–1006
Charter schools
accountability, 302D–4
administration
appeal, 302D–15
board of education powers, 302A–1101
executive director, 302D–12
applicability of state laws, 302D–12, 25
athletics participation, 302D–31
audit, 302D–32
budgets
generally, 302D–28
centralized services, 302D–30
chartering authority
annual report, 302D–17
application for designation, 302D–4
authorizers
annual report, 302D–7, 28
centralized services, 302D–30
conflicts of interest, 302D–8
exclusivity of functions, 302D–9
immunity from liability, 302D–5
policy standards, 302D–6
powers and duties, 302D–5
purchase of services, 302D–10
board of education oversight
see EDUCATION DEPARTMENT, Board of education, charter school authority
closure of school, 302D–19
commission, 302D–4
contract renewals, 302D–18
corrective actions, 302D–17
performance evaluations, 302D–16
powers and duties, 302D–4
transfer of charters, 302D–20
closure of school, 302D–19
commission
established, 302D–3

members, 302D–3
operating cost fees, 302D–3.2
powers and duties, 302A–804, 302D–3, 29.5, 35
reports, 302A–804
teacher licensing, 302A–802
contract renewals, 302D–18
conversion charter schools
employees, 302D–26
enrollment, 302D–34
established, 302D–13
nonprofit organizations, 302D–13
pre-contracting and pre-opening criteria, 302D–14.5
corrective actions, 302D–17
criminal history record checks, 302D–33, 846–2.7
definitions, 302A–101, 302D–1, 12
department to assist, 302D–30
enrollment
criteria, 302D–34
university laboratory school, 302D–34
establishment
charter school commission, 302D–3
conversion charter schools, 302D–13
denial
appeal, 302D–15
pre-contracting and pre-opening criteria, 302D–14.5
procedures, 302D–13
start-up charter schools, 302D–13
evaluations, 302D–16
facilities
funding, 302D–29.5
use of vacant state facilities, 302D–35
fees, 302D–28
financial insolvency, 302D–28.5
financial review, 302D–32
governing boards
conflicts of interest, 302D–12
corrective actions, 302D–17
exemption from state laws, 302D–12
members, 302D–12
nonprofit organizations, 302D–12, 13
powers and duties, 302D–12
public meetings, 302D–12
implementation plans
amendments
appeal of denial, 302D–15
contents, 302D–13
review and approval, 302D–4
meetings, 302D–12
organizational viability, 302D–1
performance evaluations, 302D–16
personnel

civil service status, 302D–26
collective bargaining, 89–10.55
transfers to or from department schools, 302D–26
workers' compensation, 302D–27
policies and rules, 302D–25
procurement of goods and services, 302D–25
public land leases, 171–95.5
reports, 302D–7, 17, 28
revocation of charter
appeal, 302D–15
rules, 302D–3.5
sites, 171–95.5, 302A–1151.5, 302D–24
special account, 302D–28
special education students, 302D–29, 30
start-up charter schools
enrollment, 302D–34
established, 302D–13
pre-contracting and pre-opening criteria, 302D–14.5
weighted student formula, 302D–29
workers' compensation claims, 302D–27
transfer of charters, 302D–20
Child care
exemption from regulations, 346–152
Closing of schools
financial insolvency, 302D–28.5
use of facilities by
charter schools, 302A–1151.5, 302D–24
early education programs, 302A–1151.5
pre-plus programs, 302A–1151.5
Compact for military children
see EDUCATION
Computers
student e-mail accounts, 226–107
technology laboratories
public-private partnerships, 302A–1314
special fund, 302A–1314
Construction and repair
backlog of repair and maintenance projects, 36–35
contracts, 36–35, 36
donated in-kind services, 235–110.2
donation of income tax refunds, 235–102.5, 302A–1504.5
educational facilities improvement fund
lapse of appropriations, St Art VII–11
financing agreements
authorization, 37D–2
special account, 36–32
Hawaii 3R's school improvement fund
transfers from special funds, 36–27
housing development, 201H–12
impact fees, see Impact fees, below
lapse of appropriations, St Art VII–11

maintenance schedule, 36–36
minor repairs and maintenance accounts, 302A–1504.5
planning and development, 201H–12, 302A–1312
preventive maintenance, 36–36
prioritization, 36–35
public-private partnerships
advisory board, 302A–1502.4
contracts, 302A–1502.4
grants, 302A–1502.4
special fund, 302A–1502.4
reports, 36–36
six-year program and financial plan, 302A–1312
special funds, 36–32, 35, 36, 302A–1504.5, 1508
transfer of funds, 302A–1504.5
useful life of facilities, 36–35, 36
Contracts
transportation of students, 302A–407
Corporal punishment
use of force, 302A–1141.4
Counties
use of county property, 46–71.5
Criminal history record checks
employees and prospective employees, 302A–601.5, 302D–33, 846–2.7
private school employees, 302C–1, 846–2.7
teachers, 302A–601.5, 302C–1, 846–2.7
Curricular materials
damage or loss
replacement special account, 302A–1130.6
digital format, 302A–1301.5
Curriculum and instruction
arts education, 9–3
computer science, 302A–323
instructional materials for blind, 302A–442.5
military children, 311D–1
science and technology, 304A–1861, 1862, 1863
sexuality health education, 321–11.1
standards-based curriculum, 302A–321
technology laboratories, 302A–1314
university course enrollment, 304A–803
Custodial and janitorial services
classroom cleaning
school community council powers, 302A–1507
environmentally-sensitive cleaning products, 302A–1509, 321–26.5
minimum wage for employees, 302A–641
Definitions
behavior intervention plan, 302A–1141.4
charter schools, 302A–101, 302D–1
chemical restraint, 302A–1141.4
covered information, 302A–499
early learning system, 302L–1
emergency situation, 302A–1141.4

impact fees, 302A–1602
K-12 school, 302A–499
K-12 school purposes, 302A–499
mechanical restraint, 302A–1141.4
operator, 302A–499
physical restraint, 302A–1141.4
positive behavioral supports and interventions, 302A–1141.4
restraint, 302A–1141.4
seclusion, 302A–1141.4
targeted advertising, 302A–499
zero tolerance policy, 302A–1134.6
Disabled persons
adult students, see Special education, below
attendance at accredited special school or program, 302A–443, 443.5
instructional materials, 302A–442.5
Discrimination
prohibited, 302A–461, 368D–1
women's sports programs, see Sports, below
Diseases
emergency measures, 321–1
Driver education
instruction permit required, 286–110
instructors, 286–108.4
statewide program, 286–108.4
Drugs
medical cannabis use, 329–125.5
zero tolerance policy, 302A–1134.6
Early education
definitions, 302L–1
early learning board
established, 302L–1.6
meetings, 302L–3.5
members, 302L–1.6
powers and duties, 302L–1.6
early learning system
established, 302L–1.5
funding, 302L–1.5
policies and procedures, 302L–1.5
scope of services, 302L–1.5
standards, 302L–1.5
executive director, 302L–1.5
executive office on early learning
established, 302L–1.5
powers and duties, 302L–1.5
pre-plus facilities, 302L–1.7
executive office on early learning public prekindergarten program
data collection, 302L–7
duties, 302L–7
early learning induction program, 302L–7
enrollment priority, 302L–7
established, 302L–7

rules, 302L–7
federal funds, 302L–6
grants program, 302L–4
preschool open doors program
see CHILD CARE FACILITIES
priorities, 302L–2
program established, 302L–2
purposes, 302L–2
scope of services, 302L–2
trust fund, 302L–5
Employees
coaches, 302A–633.6
collective bargaining
board of education to represent employer, 89–2, 6
charter schools, 89–10.55
waivers of provisions, 89–10.6, 302A–1126
criminal history record checks, 302A–601.5, 302C–1, 302D–33, 846–2.7
reconstituted school
reassignment of employees, 302A–1005
smoking prohibited, 89–20, 302A–102
Energy use
classroom cooling measures, 302A–1510
net-zero goal, 302A–1510
Enrollment
charter schools, 302D–34
medical cannabis use, 329–125.5
military children, 311D–1
university laboratory school, 302D–34
Entry examinations
health record forms, 302A–1160
immunization
administration and enforcement, 321–11
military children, 311D–1
physical examinations
follow-up assistance and notice, 321–35
records, 302A–1160
rules, 321–11
Farm to School Month in Hawaii, 8–29
Federal aid
expenditures, 29–25
federal programs reimbursements, 302A–1404, 1406
reports, 29–25, 302A–1405
retention by department, 29–25, 302A–1404
revolving fund, 302A–1405
securing federal aid, 302A–1405
Fees
after-school plus program, 302A–1149.5
charter schools commission operating costs, 302D–3.2
impact fees, see Impact fees, below
parking in school lots and facilities, 302A–1148, 1151.6
Financial insolvency

charter schools, 302D–28.5
determining, 302D–28.5
Funds
after-school plus program revolving fund, 302A–1149.5
curricular materials fee special account, 302A–1130.6
educational facilities repair and maintenance account, 36–35
education design and construction project assessment fund, 302A–1508
federal grants revolving fund, 302A–1405
federal revenue maximization program revolving fund, 302A–1406
Felix stipend program special fund, 302A–707
Hawaii 3R's school improvement fund, 302A–1502.4
Hawaii 3Ts school technology laboratories fund, 302A–1314
lease payments for schools account, 36–32
minor repairs and maintenance accounts, 302A–1504.5
out-of-school time instructional program fund, 302A–1310
private trade, vocational, and technical school licensure special fund, 302A–425.5
safe routes to school program special fund, 291C–4
school bus fare revolving fund, 302A–407.5
school physical plant operations and maintenance account, 36–36
teachers housing revolving fund, 302A–833
trust fund expenditures, 302A–1311
Gifts
donated services for maintenance and repair, 235–110.2
donation of income tax refunds, 235–102.5, 302A–1504.5
Hawaiian language medium program
administration, 302H–3, 6
collaboration with other agencies, 302H–7
enrollment, 302H–2
established, 302H–1
facilities, 302H–4
student performance evaluation, 302H–5
teachers, 302A–630, 302H–3
Health services
establishment, 302A–851
health aides, 302A–708, 854, 457–13
legislative findings, 302A–851
medications, 302A–853, 1164, 457–13
teenage counseling program, 302A–852
Impact fees
accounting and expenditure requirements, 302A–1608
applicability, 302A–1603
appraisal and valuation of land, 302A–1606
cost per student determinations, 302A–1607, 1612
county permit requirements, 46–142.5
credit for similar contribution requirements
fees paid, 302A–1611
land dedication, 302A–1610
data updates, 302A–1612
definitions, 302A–1602
developer's share of construction costs, 302A–1607
exemptions, 302A–1603

failure to expend funds or construct schools, 302A–1609
fee in lieu funds, 302A–1608
fee in lieu of land, 302A–1606
land dedication, 302A–1606
legislative findings, 302A–1601
needs assessment to accommodate population growth due to housing development, 302A–1604, 1605
private construction of school facilities, 302A–1611
refunds, 302A–1609
school impact districts
designation, 302A–1604
K-12 agriculture workforce development pipeline initiative, 371–21
Kindergartens
attendance exemption, 302A–411
mandatory enrollment, 302A–411
military children, 311D–1
Libraries
damage or loss to curricular materials
replacement special account, 302A–1130.6
Lunches
lunch wagons near school grounds
cigarette sales prohibited, 328J–16
meal count assistants
minimum wage for employees, 302A–641
Meals
failure to pay, 302A–404
Mental health services
teenage counseling program, 302A–852
Military bases
defined, 311D–1
military liaison and joint venture programs, 29–25, 302A–1404, 311D–1, 2
Motor vehicles
parking on school property
fees, 302A–1148, 1151.6
safe routes to school program
established, 291C–3
purpose, 291C–3
report, 291C–3
special fund, 291C–3, 4
surcharge, 291–16, 291C–5
speed limits, 291C–104
Out-of-school time instructional programs
established, 302A–1310
special fund, 302A–1310
transfers from special funds, 36–27, 30
Parent and child
blood glucose monitoring, 302A–1164
consent for educational and recreational activities
affidavit, 302A–482, 483
definitions, 302A–481
enrollment in school, 302A–482

false statements, 302A–483, 484
transfer of student, 302A–484
damage to books or equipment, 302A–1133.5
emergency medications, 302A–1164
failure to enforce attendance, 302A–1133.5
parent-teacher conferences
paid leave time for public employees, 78–31
responsibility for attendance, 302A–411
student code of conduct responsibilities, 302A–1133.5
vandalism to public school property, 302A–1133.5
Principals and vice-principals
community incentive packages, 302A–701
continuing education, 302A–1004
control over appropriated funds, 302A–1301
educational accountability, 302A–1004
exemplary officers, 302A–703
recruitment, 302A–704
salaries
community incentives, 302A–701
exemplary officers, 302A–703
special assignments, 302A–631
school community councils, 302A–1124
special needs schools, 302A–631, 703
use of force in punishment of pupils, 703–309
Private schools
child care programs; exemption from regulations, 346–152
criminal history record checks
employees and prospective employees, 302C–1, 846–2.7
early childhood education, see Early education, above
special purpose revenue bonds
see SPECIAL PURPOSE REVENUE BONDS
Prostitution
solicitation near schools, 712–1209
Public lands
charter school leases, 171–95.5
lease of public lands for educational activities, 171–95.1, 95.5
lease of public school land pilot program, 302A–1151.1
use of county property, 46–71.5
Punishment of pupils
physical punishment, 302A–1141.4
Reconstitution
actions, 302A–1005
reassignment of employees, 302A–1005
rules, 302A–1005
Records
educational and workforce data sharing, 27–7
health records, 302A–1160
immunizations and physical examinations, 302A–1160
school repair and maintenance, 302A–1502.4
technology laboratories fund, 302A–1314
Recreational use of property

liability for injuries, 302A–1148.5
Reports
carryover of funds, 37–41.5
educational accountability, 302A–1004
educational facilities improvement special fund, 36–32
educational facilities repair and maintenance account, 36–35
federal aid, 29–25, 302A–1405
Hawaii 3R's school improvement fund, 302A–1502.4
job training programs, 202–10
maintenance and repair program and financial plan, 302A–1312
military children, 311D–1
minor repairs and maintenance special fund, 302A–1504.5
net-zero energy goal, 302A–1510
safe routes to school program, 291C–3
school physical plant operations and maintenance account, 36–36
school repair and preventive maintenance projects, 36–36
special education placement hearings, 302A–443
teacher licensing, 302A–803, 804
teachers housing program, 302A–834
technology laboratories fund, 302A–1314
trust fund expenditures, 302A–1311
work-based learning program, 302A–431
Rules
accreditation of private special education schools or programs, 302A–443, 443.5
charter schools
adoption, 302D–3.5
appeal, 302D–15
collection of funds for student meal accounts, 302A–404
exemplary teachers, 302A–704
immunizations, 321–11
mark licensing agreement, 302A–1905
notice of proposed immunization rules, 302A–1162
parking in school lots and facilities, 302A–1151.6
private trade, vocational, or technical schools, 302A–425
reconstituted schools, 302A–1005
teacher licensing, 302A–802, 803
university course enrollment, 304A–803
work-based learning program, 302A–431
zero tolerance policy, 302A–1134.6
School community councils
classroom cleaning, 302A–1507
establishment, 302A–1124
meetings, 302A–1124
members, 302A–1124
powers and duties, 302A–1124
waiver of policies, rules, or procedures, 302A–1126
School facilities subaccount, 302A–1148, 1151.1, 1151.2
School year, 302A–251
Security services
education department duties, 26–14.6
Smoking

distribution of samples, promotional materials, and coupons prohibited near schools, 328J–17
prohibited, 89–20, 302A–102, 328J–3
restrictions on cigarette sales, 328J–16
Special education
accreditation of private school or program
monitoring, 302A–443
requirements, 302A–443.5
adult students
decisionmaking on educational programs
guardians, 302A–495
lack of capacity, 302A–493
regaining capacity, 302A–494
rights of adult student, 302A–491
educational representative
powers and duties, 302A–493, 496
transfer of rights, 302A–493, 498
power of attorney
documentation, 302A–491, 498
execution, 302A–491
later executed document, 302A–492
revocation, 302A–492
right to information, 302A–497
charter schools, 302D–29, 30
instructional materials for the blind, 302A–442.5
teacher training programs
Felix stipend program special fund, 302A–707
weighted student formula
adoption, 302A–1303.6
advisory committee, 302A–1303.5
defined, 302A–101
Sports
charter schools
participation by students, 302D–31
coaches
compensation, 302A–633.6
gender equity
discrimination prohibited, 302A–461
private actions, 302A–461
military children, 311D–1
parental consent for educational and recreational activities
caregiver's consent, 302A–482, 483
State departments
waiver of policies, rules, or procedures, 89–10.6, 302A–1126
Students
alcohol, drugs, or weapons at school or school activities, 302A–1134.6
blood glucose monitoring, 302A–1164
code of conduct
parent responsibilities, 302A–1133.5
corporal punishment, 302A–1141.4
e-mail accounts, 226–107

enrollment
charter schools, 302D–34
medications, 302A–1164
military, 311D–1
parent-teacher conferences
paid leave time for public employees, 78–31
performance standards
assessment and accountability, 302A–321
standards-based curriculum, 302A–321
privacy of online information
definitions, 302A–499
duties of operators, 302A–500
permitted disclosures, 302A–500
prohibited activities, 302A–500
punishment of pupils, 302A–1141.4
restraint
chemical or mechanical, 302A–1141.3
physical, 302A–1141.4
review of data, 302A–1141.4
seclusion, 302A–1141.3
secondary school students conference
advisory committee, 302A–1804
annual conference, 302A–1805
conference committee, 302A–1802, 1803
planning and evaluation, 302A–1803
purpose, 302A–1801
state student council, 302A–447
university course enrollment, 304A–803
weighted student formula
adoption, 302A–1303.6
advisory committee, 302A–1303.5
charter schools, 302D–29
defined, 302A–101
Technical and vocational education
private trade schools
fees, 302A–425
licenses, 302A–425
special fund, 302A–425.5
unfair or deceptive acts or practices, 302A–425
reports, 202–10
special fund, 302A–425.5
work-based learning program
exceptional children, 302A–440
inspection of facilities, 302A–431
rules, 302A–431
safety guidelines, 302A–431
workers' compensation coverage, 302A–430
Textbooks and instructional material
braille versions, 302A–442.5
standards-based curriculum, 302A–321
Time

school days and school year, 302A–251
Trademark licensing program
see EDUCATION DEPARTMENT, Mark licensing agreement program
Transportation of students
collection of fares, 302A–407.5
motorcoaches, 286–181
revolving fund, 302A–407.5
school vehicles
exemptions, 286–181
failure to stop, 291C–95
other vehicles may be used, 286–181
use of high occupancy or zipper lanes, 291C–221, 222.5
Vandalism to public school property, 302A–1133.5
Weapons
zero tolerance policy, 302A–1134.6
Weekend programs
exemption from child care regulations, 346–152
Youth correctional facilities
educational programs, 352D–7.5

SCRAP DEALERS
Beer kegs
definitions, 445–231
identity of seller, 445–233
Copper items
definitions, 445–231
identity of seller, 445–233, 233.5
payment for items, 445–233.5
proof of ownership, 445–233
violations, 445–235
Motor vehicles
inspection of premises and records by police, 286–44
junking nonrepairable vehicles, 286–51.5
Urns
definitions, 445–231
identity of seller, 445–233

SEALS
University of Hawaii, 304A–105

SEARCH AND SEIZURE
Animal cruelty
impoundment of animals, 711–1109.1
Child custody orders
warrant for immediate physical custody of child, 583A–311
Drugs
medical use of cannabis, 329–125, 127
Electronic devices or storage media, 803–37
Farm produce and products
transportation without certificate of ownership, 145–24, 27
Firearms

domestic abuse cases, 134–7.5
person denied permit or possession, 134–7.3
Fish and fisheries
shark fins, 188–40.7
Health department
causes of diseases or public health threats, 321–29
unlicensed or uncertified care facilities, 321–486
Quarantine
microorganism importation, 150A–45
Taxation
powers of department, 231–84
tobacco taxes, 245–9, 54

SEAWEED
Ewa beach limu management area, 188–22.8

SECURED TRANSACTIONS
Accessions
defined, 490:9–102
priorities, 490:9–335
removal from the whole, 490:9–335
Accounts
accounting, 490:9–210
attachment, 490:9–309
bank's jurisdiction, 490:9–304
collection rights of secured party, 490:9–607
control, 490:9–104, 314
control agreements, 490:9–342
definitions, 490:9–102
directing disposition, 490:9–104
duties of secured party, 490:9–207, 208
enforcement, see Default, below
exclusions, 490:9–102
modification of bank's rights, 490:9–341
perfection of security interests, 490:9–301, 304, 312
priorities, 490:9–327, 332
recoupment, 490:9–340
releases, 490:9–208
set-off, 490:9–340
transfer of funds, 490:9–332
verification of obligations and collateral, 490:9–210
Actions
liabilities, 490:9–628
remedies, 490:9–625
surplus or deficiency, 490:9–626
Applicability
exclusions from article, 490:9–109
other laws
agricultural liens, 490:9–302
certificates of title, 490:9–303
change in governing law, 490:9–316

filings, 490:9–311, 505
investment property, 490:9–305
letters of credit, 490:9–306
perfection of security interests, 490:9–301
security agreements, 490:9–201
scope of article, 490:9–109
Assignment
claims and defenses against assignee, 490:9–404
discharge of obligation, 490:9–406
general intangibles, 490:9–408
identification and proof, 490:9–406
leasehold interests, 490:9–407
letters of credit, 490:9–409
modification of assigned contracts, 490:9–405
notice of assignment, 490:9–209, 406
perfection of security interests, 490:9–309
releases, 490:9–209
restrictions, 490:9–406
rights of assignees, 490:9–403, 404
secured party of record, 490:9–511, 514
Attachment
security interest, 490:9–203, 308, 309
Banks, see Financial institutions, below
Buyers
buyer takes free of security interest, 490:9–317
consignment purchases, 490:9–319
future advances, 490:9–323
purchasers of chattel paper or accounts, 490:9–330
Certificates of title
definitions, 490:9–102
perfection of security interests, 490:9–303
priorities, 490:9–337
Chattel paper
applicability of article, 490:9–109
collection rights of secured party, 490:9–607
conflicting security interests in same collateral, 490:9–322
definitions, 490:9–102
duties of secured party, 490:9–207, 208
electronic chattel paper
control, 490:9–105, 314
perfection, 490:9–314
releases, 490:9–208
enforcement, see Default, below
filings, 490:9–312
future advances, 490:9–204
notice of assignment, 490:9–406
perfection of security interests, 490:9–301, 312
possession perfects interest without filing, 490:9–313
priority of purchasers, 490:9–318, 330
releases, 490:9–208
Citation of article, 490:9–101

Collateral
acceptance as discharge of obligation, 490:9–620
accessions, 490:9–335
accounting for collateral, 490:9–210
adding collateral to financing statement, 490:9–509, 512
after-acquired property, 490:9–204
attachment, 490:9–203
commingling, 490:9–205, 315, 336
conflicting security interests in same collateral, 490:9–322
definitions, 490:9–102
deleting collateral from statement, 490:9–512
description of property, 490:9–108, 504
disposal after default, 490:9–610
duties of secured party, 490:9–207, 208
future advances, 490:9–204
identification, 490:9–108, 504
new debtor, 490:9–326
possession, 490:9–207, 313, 609
preservation, 490:9–207
proceeds of sale or disposition, 490:9–315
security interest in supporting obligation, 490:9–308
title to collateral immaterial, 490:9–202
transferred collateral, 490:9–325
use or disposal, 490:9–205, 207, 315
verification, 490:9–210
Commodities futures contracts
attachment of security interest, 490:9–203
control of investment property, 490:9–106
definitions, 490:9–102
description, 490:9–108
investment securities law inapplicable, 490:8–103
perfection and priority, 490:9–305
priorities, 490:9–328
Consignments
applicability of article, 490:9–109
definitions, 490:9–102
duties of secured party, 490:9–207
purchase-money security interest, 490:9–103
rights and title of consignee, 490:9–319
Consumer goods
after-acquired property, 490:9–204
buyer takes free of security interest, 490:9–320
claims and defenses against assignee, 490:9–403, 404
default
notice of pending disposition, 490:9–614
surplus or deficit of sale, 490:9–616
definitions, 490:9–102
purchase-money security interest, 490:9–103, 309
Contracts
modification or substitution, 490:9–405
third party's liability in contracts, 490:9–402

Control
control agreements, 490:9–342
deposit accounts, 490:9–104
duties of secured party, 490:9–207, 208
electronic chattel paper, 490:9–105
investment property, 490:9–106
letter of credit right, 490:9–107
perfection of security interests, 490:9–314
releases, 490:9–208, 209
Debtors
accounting for obligations and collateral, 490:9–210
acquisition of collateral, 490:9–325
adding debtor to financing statement, 490:9–509, 512
alienability of rights, 490:9–401
authorizing filings, 490:9–509
change of location or jurisdiction, 490:9–316
change of name, 490:9–507, 508
contracts, 490:9–402
defenses against assignee, 490:9–403, 404
definitions, 490:9–102
identification in filings, 490:9–503
jurisdiction, 490:9–307, 316
location, 490:9–307
new debtors
adding debtor, 490:9–509, 512
bound by security agreement, 490:9–508
financing statements, 490:9–508
priorities, 490:9–326
notice of assignment, 490:9–209, 406
place of business, 490:9–307, 316
sale of chattel paper or accounts, 490:9–318
torts, 490:9–402
use, commingling, or disposal of collateral, 490:9–205, 315
Default
acceptance of collateral as discharge of obligation
effect, 490:9–622
notice, 490:9–621
redeeming collateral, 490:9–623
rights of parties, 490:9–620
agreement between parties, 490:9–603
agricultural lien, 490:9–606
assignment of rights in collateral, 490:9–618
charge back provisions, 490:9–607
collection rights of secured party
generally, 490:9–607
proceeds, 490:9–608
remedies, 490:9–607
discharge of obligation, 490:9–620, 622
disposition of property
commercially reasonable manner, 490:9–627
deficiencies, 490:9–608, 615

discharge of security interest, 490:9–617
expenses, 490:9–608, 615
judicial sales, 490:9–601
liabilities, 490:9–628
noncompliance with article, 490:9–626
proceeds, 490:9–608, 615
records, 490:9–616, 619
report to debtor, 490:9–616
rights of secured party, 490:9–610
surplus proceeds, 490:9–608, 615
transfer of rights in collateral, 490:9–617
voluntary procedure, 490:9–610
fixtures, 490:9–604
foreclosure to enforce security interest, 490:9–601
generally, 490:9–601
modification of warranties, 490:9–610
noncompliance with article
commercially reasonable manner, 490:9–627
liabilities, 490:9–628
remedies, 490:9–625
surplus or deficiency, 490:9–625
notice
acceptance of collateral as discharge of obligation, 490:9–621
consumer goods transactions, 490:9–614
contents, 490:9–613, 614
forms, 490:9–613, 614
requirements, 490:9–611
surplus or deficiency, 490:9–616
timeliness, 490:9–612
waiver, 490:9–624
possession of collateral, 490:9–609
real property, 490:9–604
redeeming collateral, 490:9–623
rights and remedies of secured party, 490:9–601, 607
secondary obligor, 490:9–605, 618
transfer of rights in collateral
generally, 490:9–617
secondary obligor, 490:9–618
transfer statement, 490:9–619
unknown debtor, 490:9–605
waiver of rights or duties, 490:9–602, 624
Definitions
accounting, 490:9–210
commingled goods, 490:9–336
debtor's location, 490:9–307
generally, 490:9–102
licensee of general intangible, 490:9–321
notification date, 490:9–611
possessory lien, 490:9–333
purchase-money security interests, 490:9–103
surplus and deficiency, 490:9–616

transfer statement, 490:9–619
value, 490:9–403
Deposit accounts, see Accounts, above
Description of property
specificity, 490:9–108
sufficiency, 490:9–108
Effective date, 490:9–701, 801
Farming operations
agricultural liens
conflicting security interests in same collateral, 490:9–322
default, 490:9–606
defined, 490:9–102
perfection and priority, 490:9–302, 308
applicability of article, 490:9–109
crops, 490:9–334
definitions, 490:9–102
financing statements, 490:9–310
purchase-money security interests, 490:9–324
Fees
filing fees, 490:9–516, 525
rules, 490:9–525
transfer statement, 490:9–619
Filings
acknowledgments, 490:9–523
conflicting security interests in same collateral, 490:9–322
continuation statements, 490:9–515
copies, 490:9–523
correction, 490:9–518
definitions, 490:9–102
errors or omissions, 490:9–506, 518
exemptions, 490:9–310, 311
fees, 490:9–525
filing office
delays, 490:9–524
designation, 490:9–501
procedure, 490:9–516, 526
recordkeeping, 490:9–522
refusal to accept record for filing, 490:9–516, 520
reports, 490:9–527
rules, 490:9–526
filing under other law, 490:9–505
format, 490:9–521
forms, 490:9–521
frivolous financing statements, 507D–4
generally, 490:9–310
identification, 490:9–519
indexing records
errors, 490:9–517
incomplete filings, 490:9–516
requirements, 490:9–519
ineffective, 490:9–311

numbering, 490:9–519
permissive filings, 490:9–312
possession perfects interest without filing, 490:9–313
prior transactions, 490:9–705, 805
procedure, 490:9–516, 526
public access, 490:9–519, 523
purchase-money security interests, 490:9–324
records retention, 490:9–522
refusal to accept, 490:9–516, 520
required, 490:9–310
sale or license of information, 490:9–523
secured party of record, 490:9–511
transfer statement, 490:9–619
what constitutes, 490:9–516
Financial institutions
control agreements, 490:9–342
control of deposit accounts, 490:9–104, 314
jurisdiction, 490:9–304
perfection of security interests, 490:9–304
priorities, 490:9–327, 332
recoupment or set-off, 490:9–340
termination or suspension of rights, 490:9–341
transfer of funds, 490:9–332
Financing statements
amendments
filings, 490:9–509, 512
forms, 490:9–521
generally, 490:9–512
prior statements, 490:9–707, 807
secured party of record, 490:9–511
authorizations, 490:9–509
collateral description, 490:9–504
contents, 490:9–502
continuation statements
defined, 490:9–102
duration of financing statement, 490:9–515
filings, 490:9–510, 515
correction, 490:9–518
debtor's name, 490:9–503, 507
definitions, 490:9–102
destruction, 490:9–522
disposition of collateral, 490:9–507
duration, 490:9–515
effectiveness, 490:9–507, 510
errors, 490:9–338, 506, 518
filing office, 490:9–501
filings, 490:9–310, 311
filing under other law, 490:9–505
format, 490:9–521
forms, 490:9–521
frivolous financing statements, 507D–4

generally, 490:9–502
incorrect statements, 490:9–338, 506
lapse, 490:9–515
new debtor, 490:9–508
priorities, 490:9–317, 338
prior transactions, 490:9–705, 706, 805, 806
proceeds of sale or dispositions, 490:9–315
purchase-money security interests, 490:9–324
retention, 490:9–522
sale of collateral, 490:9–507
secured party of record
assigning powers, 490:9–514
generally, 490:9–511
sufficiency, 490:9–502
termination statements
defined, 490:9–102
effectiveness, 490:9–513
filings, 490:9–509, 513
requirements, 490:9–513
who may file, 490:9–509
Fixtures
assigning security interest, 490:9–514
default, 490:9–604
definitions, 490:9–102
filings, 490:9–502
identification, 490:9–519
indexing records, 490:9–519
priorities, 490:9–334
security interest in fixtures, 490:9–334
Foreclosure
default of debtor, 490:9–601
Future advances
obligations covered by security interests, 490:9–204
priorities, 490:9–323
General intangibles
assignment or transfer of security interests, 490:9–408
buyer or licensee takes free of security interest, 490:9–317
licensee of general intangibles, 490:9–321
Good faith
collateral accounting statements, 490:9–210
modification of assigned contracts, 490:9–405
standards, 490:9–102
Goods
applicability of article, 490:9–109
buyer takes free of security interest, 490:9–317, 320
commingled goods, 490:9–336
definitions, 490:9–102
description of property, 490:9–108
documents covering goods, 490:9–312
leases or sales, 490:9–110
possession perfects interest without filing, 490:9–313

purchase-money security interest, 490:9–103, 309
when goods covered by certificate of title, 490:9–303, 337
Governmental agencies
assignment or transfer of security interests, 490:9–406, 408
Government bonds
definitions, 39–161, 490:9–102
duration of financing statement, 490:9–515
enforcement, 39–164
perfection, 39–162
priority, 39–163
Instruments
conflicting security interests in same collateral, 490:9–322
definitions, 490:9–102
duties of secured party, 490:9–207
possession perfects interest without filing, 490:9–313
Insurance
applicability of article, 490:9–109
assignment or transfer of security interests, 490:9–408
attachment, 490:9–309
interest or right in health care goods or services, 490:9–102
Judicial sales
default of debtor, 490:9–601
Lease-purchase agreements
exemption from requirements, 481M–3
Leases
assignment or transfer of security interests, 490:9–407
future advances, 490:9–323
lessee takes free of security interest, 490:9–317
licensee of general intangibles, 490:9–321
motor vehicle fleet leases, 286–52.4
residual interest, 490:9–407
security interest arising under lease, 490:1–203, 490:9–110
when lease creates security interest, 490:1–203
Letters of credit
assignment or transfer of security interests, 490:9–409
conflicting security interests in same collateral, 490:9–322
control, 490:9–107, 314
definitions, 490:9–102
perfection of security interests, 490:9–306, 312, 314
priorities, 490:9–329
releases, 490:9–208
right to payment or performance, 490:9–102
security interests, 490:5–118
Liens
agricultural liens, see Farming operations, above
applicability of article, 490:9–109
default, see Default, above
possessory liens, 490:9–333
priorities, 490:9–333
Manufactured homes
definitions, 490:9–102

duration of financing statement, 490:9–515
Minerals
as-extracted collateral
defined, 490:9–102
financing statements, 490:9–502
indexing records, 490:9–519
perfection of security interests, 490:9–301
Mortgages
construction mortgage, 490:9–334
default, 490:9–604
filings, 490:9–310, 502
Perfection of security interests
agricultural liens, 490:9–302, 308
certificates of title, 490:9–303
change of jurisdiction or governing law, 490:9–316
conflicting security interests in same collateral, 490:9–322
continuity of perfection, 490:9–308, 316
control of collateral, 490:9–314
debtor's location or jurisdiction, 490:9–307, 316
deposit accounts, 490:9–304
filings, 490:9–310
general rule, 490:9–301
government bonds, 39–162
instruments and documents, 490:9–312
investment property, 490:9–305
leases or sales, 490:9–110
letters of credit, 490:9–306
possession perfects interest without filing, 490:9–313
prior transactions, 490:9–703, 704, 803, 804
proceeds of sale or dispositions, 490:9–315
when interest perfected, 490:9–301, 308
Priorities
accessions, 490:9–335
agreements, 490:9–339
agricultural liens, 490:9–302
certificates of title, 490:9–303, 337
chattel paper or accounts, 490:9–318, 330
commingled goods, 490:9–336
consignments, 490:9–319
debtor's location or jurisdiction, 490:9–307
deposit accounts, 490:9–304, 327, 332
financing statements, 490:9–338
fixtures, 490:9–334
future advances, 490:9–323
general intangible, 490:9–321
general rule, 490:9–317, 322
goods, 490:9–320
government bonds, 39–163
investment property, 490:9–305, 328
leases or sales, 490:9–110
letters of credit, 490:9–306, 329

liens, 490:9–333
new debtors, 490:9–326
prior transactions, 490:9–705, 709, 805, 809
protected purchasers, 490:9–331
purchase-money security interests, 490:9–324
subordination, 490:9–339
transfer of money, 490:9–332
transferred collateral, 490:9–325
Promissory notes
applicability of article, 490:9–109
assignment or transfer of security interests, 490:9–408
duties of secured party, 490:9–207
enforcement, see Default, above
future advances, 490:9–204
Purchase-money security interests
application of payments, 490:9–103
attachment, 490:9–309
burden of establishing, 490:9–103
definitions, 490:9–103
perfection of security interests, 490:9–309
priorities, 490:9–324, 330
when interest in goods becomes, 490:9–103
Records
collateral accounting statements, 490:9–210
default
sale of property, 490:9–616, 619
electronic records
control, 490:9–105, 314
definitions, 490:9–102
possession of collateral without filing, 490:9–313
request for accounting, 490:9–210
sending or transmitting
filing office rules, 490:9–102
how records communicated, 490:9–102
surplus or deficit of sale, 490:9–616
Reports
annual report, 490:9–527
surplus or deficit of sale, 490:9–616
Rules
fees, 490:9–525
filing office procedures, 490:9–526
Sales
security interest arising under sale, 490:9–110
Securities
control of investment property, 490:9–106, 314
description, 490:9–108
filings, 490:9–312
financial assets, 490:9–206
jurisdiction of issuer, securities intermediary, and commodities intermediary, 490:9–305
perfection and priority, 490:9–305, 308, 328
protected purchasers, 490:9–331

releases, 490:9–208
Security interests
accessions, 490:9–335
after-acquired property, 490:9–204
agreements
control agreements, 490:9–342
defaults, 490:9–601, 603
effectiveness of, 490:9–201
future advances, 490:9–204
general validity, 490:9–201
priorities, 490:9–339
purchase-money security interests, 490:9–102
attachment, 490:9–203, 308, 309
buyer takes free of security interest, 490:9–317, 320
commingled goods, 490:9–336
conflicting security interests in same collateral, see Priorities, above
enforcement, see Default, above
financial assets, 490:9–206
fixtures, 490:9–334
future advances, 490:9–323
leases or sales, 490:1–203, 490:9–110
letters of credit, 490:5–118
proceeds of sale or disposition, 490:9–315
purchase-money security interests, 490:9–103
use, commingling, or disposal of collateral, 490:9–205, 315
Short title of article, 490:9–101
Software
chattel paper evidencing security interest in, 490:9–102
purchase-money security interest, 490:9–103, 324
Third parties
alienability of debtor's rights, 490:9–401
defenses against assignee, 490:9–403, 404
general intangibles, 490:9–408
leasehold interests, 490:9–407
letters of credit, 490:9–409
liability in contracts and torts, 490:9–402
modification of assigned contracts, 490:9–405
notice of assignment, 490:9–406
payment, 490:9–406
transfer of rights in collateral, 490:9–401
when bound by security agreement, 490:9–203
Torts
third party's liability in torts, 490:9–402
Transition
effective date, 490:9–701, 801
prior transactions
amendment, 490:9–707, 807
filings, 490:9–705, 706, 708, 805, 806, 808
generally, 490:9–702, 802
priorities, 490:9–705, 709, 805, 809
security interest not perfected, 490:9–704, 804

security interest perfected, 490:9–703, 803
Violations
actions, 490:9–626
damages, 490:9–625
remedies, 490:9–625
surplus or deficiency, 490:9–626

SECURITIES
Abandoned or unclaimed securities
sale, 523A–13
Accredited investors
exempt transactions, 485A–202
Actions
appeals, 485A–609
burden of proof, 485A–503
defamation, 485A–507
evidentiary rules, 490:8–114
injunctions, 485A–602, 603
liability to purchaser, 485A–509
presumptions, 490:8–114
rescission rights, 485A–510
transition provisions, 485A–701
venue, 485A–605
Adverse claims
choice of law, 490:8–110
defined, 490:8–102
demand that issuer not register transfer, 490:8–403
innocent purchaser protection, 490:8–503, 510
issuer's liability for wrongful transfer, 490:8–404
notice, 490:8–105
protected purchasers, 490:8–303
purchaser with notice does not improve position, 490:8–302
securities intermediary's liability, 490:8–115
security entitlements, 490:8–502, 510
staleness as notice, 490:8–105
warranties, 490:8–108, 109
Advertisements
false or misleading statements, 485A–501
filing with commissioner, 485A–501, 504
securities registered by qualification, 485A–303
Alteration
certificated securities, 490:8–206
Applicability
clearing corporation rules, 490:8–111
investment securities, 490:8–110
Attachment
financial assets, 490:9–206
right of creditors, 490:8–112
security entitlements, 490:8–502
Authenticating trustees
duties, 490:8–407

effect of signature, 490:8–208
unauthorized signatures, 490:8–205
Banks
securities business, 412:5–205.7
securities issued by banks, 485A–201
Beneficiaries
transfer on death, see Transfers on death, below
Broker-dealers
agents
continuing education, 485A–411
custody or control over customer's funds, 485A–411
defined, 485A–102
disciplinary actions, 485A–412
prohibited acts, 485A–412
registration
cancellation or termination, 485A–408, 412
effective dates, 485A–406
exemptions, 485A–402
fees, 485A–410
procedures, 485A–406
required, 485A–402
withdrawal, 485A–409
termination or transfer of employment or association, 485A–408
bonding, 485A–411
capital or net worth requirements, 485A–411
defamation action, 485A–507
defined, 485A–102
disciplinary actions against registrants, 485A–412, 604
exempt transactions, 485A–202
financial requirements and reports, 485A–411, 606
place of business
defined, 485A–102
out-of-state broker-dealers, 485A–401
prohibited acts
civil liability, 485A–509, 510
fraud, 485A–501
generally, 485A–412
registration
amendments, 485A–407
cancellation or termination, 485A–408, 412
change of information, 485A–407
effective dates, 485A–406
exemptions, 485A–401
fees, 485A–410
procedures, 485A–406
required, 485A–401
withdrawal, 485A–409
standards of performance, see Securities intermediaries, below
successors, 485A–407
warranties, 490:8–108
Calls

liability of registered owner, 490:8–207
Certificated securities
adverse claims, 490:8–105
alteration, 490:8–206
attachment or levy, 490:8–112
bearer form, 490:8–102
blank or incomplete, 490:8–206
contract in writing, 490:8–113
control of, 490:8–106
date of surrender, presentment, or performance, 490:8–203
defects, 490:8–202
defined, 490:8–102
evidentiary rules, 490:8–114
governing article, 490:8–103
indorsement, 490:8–304
issuer's liens, 490:8–209
lost, destroyed, or stolen securities, 490:8–405, 406
possession, 490:8–301
presumptions, 490:8–114
registered form, 490:8–102
restrictions on transfer, 490:8–204
terms stated in other documents, 490:8–202
transfer on death, see Transfers on death, below
unauthorized signatures, 490:8–205
warranties on presentment or transfer, 490:8–108, 109
when delivery completed, 490:8–301
Charitable organizations
exempt securities, 485A–201
Choice of law, 490:8–110
Citation
investment securities, 490:8–101
Clearing corporations
creditors' claims, 490:8–511
defined, 490:8–102
options deemed assets, 490:8–103
rules effective, 490:8–111
standards of performance, see Securities intermediaries, below
Commissioner of securities
appointment, 485A–601
enforcement orders, 485A–603, 604
established, 485A–601
forms, 485A–606
interpretive opinions and determinations, 485A–606, 607
investigations, 485A–602
records
confidentiality, 485A–608
public records, 485A–607
staff, 485A–601
Commodities futures contracts
control of investment property, 490:9–106
definitions, 490:9–102

exempt securities, 490:8–103
power of attorney, see POWERS OF ATTORNEY
Conflicts of law
choice of law, 490:8–110
clearing corporation rules, 490:8–111
validity of security, 490:8–110
Contracts
cancellation, 490:8–202
enforcement, 490:8–113
statute of frauds inapplicable, 490:8–113
Cooperative associations
exempt securities, 485A–201
Creditors
attachment or levy on securities, 490:8–112
Death
transfer on death, see Transfers on death, below
Defenses
burden in actions, 490:8–114
guarantor, 490:8–201
issuers, 490:8–202
staleness as notice of defense, 490:8–203
Definitions
investment company security, 490:8–103
investment securities, 490:8–102
securities sales, 485A–102
transfers on death, 539–1
Delivery
delivery without indorsement, 490:8–304
indorsement without delivery, 490:8–304
nondelivery and conditional delivery as defense of issuer, 490:8–202
rights upon delivery, 490:8–302
transfer of control, 490:8–106
warranties, 490:8–108, 109
when delivery deemed to occur, 490:8–301
Exempt securities
additional exemptions, 485A–203
denial, revocation, condition, or limitation of exemption, 485A–204
enumerated, 485A–201
waiver of requirements, 485A–203
Exempt transactions
additional exemptions, 485A–203
denial, revocation, condition, or limitation of exemption, 485A–204
enumerated, 485A–202
waiver of requirements, 485A–203
Federal covered investment advisers
exempt transactions, 485A–202
notice filing requirement, 485A–405
successors, 485A–407
Federal covered securities
exempt securities, 485A–201
filings, 485A–302

Federal laws, 485A–103
Fees
audit or inspection of financial records, 485A–411
registration filings, 485A–302, 304, 410
Fiduciaries
failure to comply with controlling instrument, 490:8–107
indorsement and instructions, 490:8–107, 402
Financial assets
acquisition, 490:8–104
adverse claims
assertion, 490:8–502, 510
liabilities, 490:8–115
notice, 490:8–105
change to another form of holding, 490:8–508
clearing corporations, 490:8–102, 111
commodities futures contracts, 490:8–103
defined, 490:8–102
entitlement holder to direct and control transactions, 490:8–506
entitlement orders, 490:8–507
holding financial asset, 490:8–501, 508
maintaining assets, 490:8–504
negotiable instruments, 490:8–103
obligations and interests deemed financial assets and not securities, 490:8–103
payments and distributions, 490:8–505
property interest in, 490:8–503
purchaser for value, 490:8–116
securities accounts, 490:8–501
securities intermediary as purchaser for value, 490:8–116
security interests, 490:9–206, 328
transfer to another securities intermediary, 490:8–508
Financial institutions
securities business, 412:5–205.7
securities issued by financial institutions, 485A–201
Forgery
unauthorized signatures, 490:8–205
Fraud
broker-dealers and investment advisers, 485A–501, 502
filed records, 485A–505
violations against elderly, 485A–603.5, 604.5
Good faith
defined, 490:8–102
transfer agents or registrars, 490:8–407
warranties, 490:8–108, 109
Guarantors
liabilities, 490:8–306
signature, indorsement, or instructions, 490:8–306
when guarantor deemed issuer, 490:8–201
Hearings
burden of proof, 485A–503
denial, suspension, or revocation of registration, 485A–305
disciplinary actions against registrants, 485A–412, 604

procedures, 485A–606
Heirs
transfer on death, see Transfers on death, below
Indorsements
appropriate person, 490:8–107
authenticating trustees, registrars, or transfer agents, 490:8–208
bearer form, 490:8–304
blank or special indorsements, 490:8–304
breach of duty by representative, 490:8–107
control of securities, 490:8–106
defined, 490:8–102
delivery without indorsement, 490:8–304
effectiveness, 490:8–107, 402
guaranteeing signature or indorsement, 490:8–306, 402
how made, 490:8–102, 107, 304
indorsement without delivery, 490:8–304
partial indorsements, 490:8–304
presumption of authenticity, 490:8–114
right to compel indorsement, 490:8–304
special indorsement, 490:8–304
unauthorized signatures, 490:8–205
warranties, 490:8–108
when purchaser has control, 490:8–106
Instructions
agreement to comply with, 490:8–106
completion, 490:8–305
defined, 490:8–102
effectiveness, 490:8–107, 402
guaranteeing instructions, 490:8–306
how made, 490:8–107
incomplete, 490:8–305
obligations of initiator, 490:8–305
transfer on death, see Transfers on death, below
warranties, 490:8–108
Insurance companies
investment pools, 431:6–601
securities issued by insurance companies, 485A–201
securities lending, repurchase, and dollar roll transactions, 431:6–602
Investment advisers
bonding, 485A–411
capital or net worth requirements, 485A–411
compensation, 485A–502
contracts with clients, 485A–502
defamation action, 485A–507
defined, 485A–102
disciplinary actions against registrants, 485A–412, 604
disclosures to clients, 485A–502
federal covered investment advisers, 485A–405
financial requirements and reports, 485A–411, 606
prohibited acts
civil liability, 485A–509, 510

employment or association with unauthorized person, 485A–403
fraud, 485A–502
generally, 485A–412
registration
amendments, 485A–407
cancellation or termination, 485A–408
change of information, 485A–407
effective dates, 485A–406
exemptions, 485A–403
fees, 485A–410
procedures, 485A–406
required, 485A–403
withdrawal, 485A–409
representatives
continuing education, 485A–411
custody or control over client funds, 485A–411
defined, 485A–102
disciplinary actions, 485A–412
prohibited acts, 485A–412
registration
cancellation or termination, 485A–408, 412
fees, 485A–410
generally, 485A–404, 406
withdrawal, 485A–409
termination or transfer of employment or association, 485A–408
successors, 485A–407
Investment companies
securities of, 490:8–103
Issuers
adverse claims, 490:8–403
agents and registrars, 490:8–407
alteration of certificate, 490:8–206
blank or incomplete certificates, 490:8–206
choice of law, 490:8–110
complying with instructions, 490:8–106
creditor's legal process, 490:8–112
defenses, 490:8–202
defined, 490:8–201
demand that issuer not register, 490:8–403
duty to register, 490:8–401
exempt securities, 485A–201
exempt transactions, 485A–202
indorsements or instructions, 490:8–402
invalidity of security, 490:8–202
investment company securities, 490:8–103
jurisdiction, 490:8–110, 490:9–305
liability for improper registration, 490:8–404
liens, 490:8–209
lost, destroyed, or stolen securities, 490:8–405, 406
overissue, 490:8–210
replacement securities, 490:8–405, 406

restrictions on transfer, 490:8–204
rights and duties of registered owner, 490:8–207
unauthorized signatures, 490:8–205
Jurisdiction
choice of law, 490:8–110
Liens
issuers, 490:8–209
Limited liability companies
interest deemed asset, 490:8–103
Lost, destroyed, or stolen securities
issuance of new security, 490:8–405, 406
notifying issuer, 490:8–405, 406
Material change in security
right to cancel contract, 490:8–202
Negotiable instruments
deemed financial asset, 490:8–103
Notice
adverse claims, 490:8–105
defects, 490:8–202, 203
defenses of issuer, 490:8–202
denial, suspension or revocation of registration, 485A–305
disciplinary actions against registrants, 485A–412, 604
issuer's liens, 490:8–209
issuer's restrictions on transfer, 490:8–204
termination or transfer of employment or association, 485A–408
unauthorized signatures, 490:8–205
Overissue
defined, 490:8–210
effect, 490:8–210
presentment of original for registration, 490:8–405, 406
Partnerships
interest deemed asset, 490:8–103
Place of business
broker-dealers
out-of-state broker-dealers, 485A–401
defined, 485A–102
investment advisers
federal covered investment advisers, 485A–405
out-of-state investment advisers, 485A–403
Presumptions
exempt transactions, 485A–202
signatures on certificated securities, 490:8–114
Public information and education
powers of commissioner, 485A–601
Public utilities
securities issued by utilities, 485A–201
Purchasers
acquisition of securities and financial assets, 490:8–104
adverse claims, 490:8–105, 303
altered certificated securities, 490:8–206
choice of law, 490:8–110

contract in writing, 490:8–113
control over securities, 490:8–106
date of surrender, presentment, or performance, 490:8–203
defenses of issuer, 490:8–202
delivery of securities, 490:8–106, 301
entitlement holders, 490:8–102
issuer's liens, 490:8–209
notice of defect or defense, 490:8–203
out-of-state customers, 485A–401
property interest, 490:8–503
protected purchasers, 490:8–303
rejection or rescinding transfer, 490:8–307
rights acquired upon delivery, 490:8–302
rights and duties of registered owner, 490:8–207
right to requisites for registration, 490:8–307
securities intermediary as purchaser for value, 490:8–116
unauthorized signatures, 490:8–205
validity of security, 490:8–202
warranties in direct holding, 490:8–108
Records
audit of accounts, 485A–411
confidentiality of records, 485A–601, 608
defamation of others, 485A–507
department documents
confidentiality, 485A–608
fees for copies, 485A–410
public records, 485A–607
electronic records and signatures, 485A–105
false or misleading statements, 485A–505, 506
filing requirements
advertisements, 485A–501, 504
exemptions, 485A–201
federal covered investment advisers, 485A–405
federal covered securities, 485A–302
generally, 485A–304
registration by qualification, 485A–303
waiver, 485A–306
required records, 485A–411
subpoena of records, 485A–602
Registrars
duties, 490:8–407
effect of signature, 490:8–208
unauthorized signatures, 490:8–205
Registration of securities
amendment to information, 485A–304
choice of law, 490:8–110
conditional, 485A–304
contract in writing, 490:8–113
control of securities, 490:8–106
date, 490:8–203
demand that issuer not register, 490:8–403

denial, suspension, or revocation
grounds, 485A–305
issuance of stop order, 485A–305
duty of issuer to register, 490:8–401
exemptions
exempt transactions, 485A–202
generally, 485A–201
fiduciaries or representatives, 490:8–107
guaranteeing signature, indorsement, or instructions, 490:8–306
incomplete instructions, 490:8–305
liability for improper, 490:8–404
proof of authority, 490:8–307
registered form, 490:8–102
registration by qualification, 485A–303, 304
registration statements, 485A–304
rejection or rescinding, 490:8–307
requirements, 485A–301
rights and duties of owner, 490:8–207
transfer on death, see Transfers on death, below
waiver of requirements, 485A–306
warranties in direct holding, 490:8–108
Reports
annual report of division, 485A–601
broker-dealers and investment advisers
financial reports, 485A–411, 606
Rules
adoption, 485A–606
electronic records and signatures, 485A–105
exempt securities, 485A–201, 203
exempt transactions, 485A–202, 203
federal covered investment advisers, 485A–405
federal covered securities, 485A–302
records and reports, 485A–411
registration of broker-dealers, investment advisers, etc., 485A–402, 403, 404
registration of securities, 485A–303, 304
Sales
abandoned or unclaimed securities, 523A–13
defined, 485A–102
exempt transactions, 485A–202
false or misleading statements, 485A–506, 509, 510
federal covered securities, 485A–302
fraudulent practices, 485A–501
registration of securities required, 485A–301
rescission rights, 485A–510
securities registered by qualification, 485A–303
stop orders
federal covered securities, 485A–302
grounds, 485A–305
issuance, 485A–305
Securities
acquisition, 490:8–104

defined, 490:8–102, 103
exemptions, 490:8–103
person entitled to vote, 490:8–207
rights and duties of owner, 490:8–207
Securities intermediaries
adverse claims, 490:8–105, 115
choice of law, 490:8–110
compliance with entitlement order, 490:8–106, 507
creditor's legal process, 490:8–112
defenses, 490:8–202
defined, 490:8–102
duties under other laws, 490:8–509
insolvency
enforcement of property interest, 490:8–503
priority in claims, 490:8–511
jurisdiction, 490:8–110, 490:9–305
payments and distributions, 490:8–505
priorities, 490:9–328
purchaser for value, 490:8–116
purchaser's obligations, 490:9–206
securities accounts, 490:8–501
security entitlement
acquisition of, 490:8–104, 501
adverse claims, 490:8–502, 510
compliance with order, 490:8–106, 507
control of, 490:8–106
effectiveness of transfer, 490:8–107
holder defined, 490:8–102
holder's right to direct and control, 490:8–506
maintaining assets, 490:8–504
payments and distributions, 490:8–505
priorities, 490:8–511
property interest in, 490:8–503
purchaser's rights, 490:8–510
transfer to another securities intermediary, 490:8–508
warranties, 490:8–109
standards for performance
change to another form of holding, 490:8–508
compliance with entitlement orders, 490:8–507
direction and control, 490:8–506
maintaining assets, 490:8–504
other laws, 490:8–509
payments and distributions, 490:8–505
warranties in indirect holding, 490:8–109
wrongful transfers, 490:8–115
Security interests
enforcement, 490:8–503
financial assets, 490:9–206
priorities, 490:8–511, 490:9–328, 331
Service of process
federal covered investment advisers, 485A–405

federal covered securities, 485A–302
generally, 485A–610
registration by qualification, 485A–303
Short title
investment securities, 490:8–101
transfers on death, 539–11
uniform securities, 485A–101
Signatures
electronic signatures, 485A–105
Special purpose revenue bonds
status under commercial code
agricultural enterprises, 39A–328
dams and reservoir owners, 39A–358
low and moderate income housing, 39A–298
private schools and colleges, 39A–268
Staleness
notice of adverse claims, 490:8–105
notice of defects or defenses, 490:8–203
Statute of frauds
contracts for sale of securities, 490:8–113
Transfer agents
duties, 490:8–407
effect of signature, 490:8–208
unauthorized signatures, 490:8–205
Transfers
acquisition of securities and financial assets, 490:8–104
adverse claims, 490:8–105, 115
alteration of certificate, 490:8–206
blank or incomplete certificates, 490:8–206
choice of law, 490:8–110
date of surrender, presentment, or performance, 490:8–105, 203
demand that issuer not register, 490:8–403
duty of issuer to register, 490:8–401
duty to transfer completed, 490:8–301
fraudulent or improperly altered certificates, 490:8–206
guaranteeing signature, indorsement, or instructions, 490:8–306
incomplete instructions, 490:8–305
indorsement without delivery, 490:8–304
liability for improper, 490:8–404, 507
prohibition, 490:8–403
proof of authority to transfer, 490:8–307
rejection or rescinding, 490:8–307
restrictions imposed by issuer, 490:8–204
rights of purchasers before transfer, 490:8–207
rights of purchasers upon delivery, 490:8–302
staleness, 490:8–105, 203
transfer agents, 490:8–407
transfer on death, see Transfers on death, below
unauthorized signatures, 490:8–205
warranties, 490:8–108, 109
when made, 490:8–107

wrongful transfers, 490:8–115
Transfers on death
applicability, 539–12
beneficiary to take ownership, 539–4, 7
cancellation, 539–6
claims against estate, 539–8
construction, 539–11
creditors of estate, 539–8
death of beneficiary, 539–7, 10
death of owner, 539–4, 7
definitions, 539–1
disclaimer of property interests, 526–12
form of registration, 539–5
jurisdiction, 539–3
multiple ownership, 539–2
nontestamentary transfer, 539–9
ownership, 539–2
probate code, 560:2–205, 206
protection of registering entity, 539–8
registering entity's duties, 539–8
registration in beneficiary form
applicable law, 539–3
cancellation, 539–6
change in beneficiary, 539–6
effect, 539–6
form, 539–5, 10
origination, 539–4
ownership, 539–2
terms and conditions, 539–10
reregistration of securities, 539–7
short title, 539–11
substitutions, 539–10
supplemental law, 539–11
validity, 539–3
Transition provisions, 485A–701
Uncertificated securities
attachment or levy, 490:8–112
control of, 490:8–106
defined, 490:8–102
delivery, 490:8–106, 301
duty of issuer to register, 490:8–401
terms stated in other documents, 490:8–202
warranties in indirect holding, 490:8–109
warranties on presentment or transfer, 490:8–108
United States
predecessor federal agencies, 485A–104
references to federal statutes, 485A–103
securities issued or guaranteed by United States, 485A–201
Violations
enforcement orders, 485A–603, 604
evidence, 485A–503

false or misleading statements, 485A–505, 506
fraud, 485A–501, 502
injunctions, 485A–603
investigations, 485A–602
penalties
appeals, 485A–609
civil liability, 485A–509
criminal penalties, 485A–508
denial, suspension, or revocation of registration, 485A–305
disciplinary actions against registrants, 485A–412, 604
forfeiture of property, 485A–508
rescission rights, 485A–510
statute of limitations on actions, 485A–508
venue, 485A–605
violations against elderly, 485A–603.5, 604.5
Warranties
authenticating trustees, registrars, or transfer agents, 490:8–208
direct holding, 490:8–108
indirect holding, 490:8–109
indorsements or instructions, 490:8–306, 402
presentment or transfer, 490:8–108

SEEDS
Agriculture department
certifying agency, 147–121
Certification
certifying agency, 147–121
cooperative agreements, 147–123
definitions, 147–122
evidence, 147–127
fees, 147–126
request for inspection, 147–124
rules, 147–125
Definitions, 147–122
Distribution
revolving fund for seed distribution, 304A–2263
Fees
certifications, 147–126
Funds
seed distribution program revolving fund, 304A–2263
Inspections
certificate as evidence, 147–127
certifying agency, 147–121
definitions, 147–122
federal agencies, 147–123
fees, 147–126
request, 147–124
rules, 147–125
Rules
certifications, 147–125

SELF-INCRIMINATION
Child custody proceedings, 583A–310
Child support
enforcement of support, 576B–316

SELF-SERVICE STORAGE FACILITIES
Boats
removal from premises, 507–73
Motor vehicles
removal from premises, 507–73
Removal of property from premises, 507–73

SENTENCING
Alternatives in lieu of fines
aquatic resources violations, 187A–13, 188–70, 190–5
Authorized dispositions
restitution, 706–646
Community service
aquatic resources violations, 187A–13, 188–70, 190–5
electronic smoking device sales to minors, 245–17, 712–1258
graffiti damage to property, 577–3.5
passing school bus, 291C–95
Consecutive sentences
recalculation and review of multiple sentences, 706–668.5
Crime victims compensation
compensation fees, 351–62.6
order of priority, 706–651
Drug offenses
nonviolent offenders, 706–622.5
Extended sentences
failure to stop at accidents, 706–662
negligent homicide, 706–662
repeat violent and sexual offenders, 706–606.6
Factors considered in imposition, 706–606.4
House arrest
electronic monitoring and surveillance, 706–605.1
Human trafficking
see PENAL CODE, Labor trafficking
Labor trafficking
see PENAL CODE
Plea agreements
pre-sentence diagnosis and report waived, 706–601
Pre-sentence diagnosis and reports
victims attendance at hearing, 706–601
Property crimes
first-time nonviolent offenders, 706–622.9
graffiti, 708–823.6
habitual offender, 708–803
Recalculation and review of multiple terms of imprisonment, 706–668.5
Regimental discipline program
established, 353–10.5

sentencing, 353–10.5, 706–605.1
Repeat offenders
drug testing and assessment, 353G–3, 4
sexual offenders, 706–606.6
violent offenders, 706–606.6
Resentence
subsequent separate unrelated conviction, 706–671

SERVICE CONTRACTS
Applicability, 481X–1
Claim files, 481X–5
Consumers
copy of contract, 481X–6
disclosures, 481X–6
information to be provided, 481X–6
protection of consumers, 481X–4
return and refund, 481X–7
Definitions, 481X–2
Disclosures, 481X–6
Enforcement, 481X–12
Exclusions, 481X–1
Financial responsibility, 481X–4
Insurance commissioner
enforcement, 481X–12
exemption from insurance code, 481X–1
financial responsibility of providers, 481X–4
inspection of books and records, 481X–5
registration, 481X–3
rules, 481X–11
Liability policy
coverages, 481X–8
defined, 481X–2
requirements, 481X–4, 8
taxation, 481X–9
Loan conditioned on purchase of service contract, 481X–10
Names, 481X–10
Providers
cancellation of contract, 481X–7
disclosures, 481X–6
fees, 481X–9
financial responsibility, 481X–4
investigations, 481X–12
prohibited practices, 481X–10
Records
inspection, 481X–5
recordkeeping, 481X–5
retention, 481X–5
Registration
filing with insurance commissioner, 481X–3
information to be provided, 481X–3
required, 481X–3

Reserve accounts, 481X–4
Return and refund, 481X–7
Rules, 481X–11
Sale of property conditioned on purchase of service contract, 481X–10
Terms and conditions, 481X–6
Violations
investigations, 481X–12
prohibited practices, 481X–10
remedies, 481X–12

SERVICE OF PROCESS
Professional out-of-state fundraiser
attorney general as agent, 467B–16

SEWERS AND SEWAGE
Aerobic units, 342D–61, 72
Cesspools
defined, 342D–72
upgrade, conversion, or connection tax credit, 235–16.5
Composting toilets
functions reassigned to counties, 27–21.6
Construction and maintenance
damage to underground utilities
see PUBLIC UTILITIES, One call center
Counties
Hawaiian home lands transmission lines and facilities, 46–20.1
Hawaiian home lands
county ownership and operation, 46–20.1
Housing projects
cooperative agreements, 201H–10
Operators
business or development permits, 91–13.5
certification
fees, 340B–3.5
funding program, 340B–3.5
certification board
special fund, 340B–3.5
failure to provide services, 269–14.5
fees, 340B–3.5
Public housing projects
counties to provide, 356D–102
Public utilities regulation
exemption, 269–1
Raw or untreated sewage
discharge prohibited, 342D–50.5
Reclaimed water
defined, 269–1, 342D–1
emergency powers, 342D–10
inspection of premises, 342D–8
permits, 342D–6
sale or distribution, 269–1

state and county facilities, 269–1
violations, 342D–16, 30
Recycled or reclaimed water
water plan, 174C–31
Rules
household aerobic units, 342D–61
permit approval or denial time limits, 91–13.5
Sewer monitoring programs
inspections of sewer laterals, 46–1.5
power to compel inspections and repairs, 46–1.5
Wastewater treatment
construction, 342D–54, 87
discharge prohibited, 342D–50.5
household aerobic units, 342D–61, 72
loans and grants
authorization, 342D–54, 82
conditions, 342D–54, 87
federal funds, 342D–82.5
fees, 342D–86
nonpayment or default, 342D–87
other programs, 342D–54
repayment, 342D–87
revolving fund, 342D–83, 84
preventing discharges, 342D–87
underground injection control program, 340E–2

SEX TRAFFICKING
see PROSTITUTION

SEXUAL OFFENSES
Age verification records for minors
exotic or nude dancing or massage services
failure to maintain records, 712–1218.5
sexual performers
disclosures, 712–1219
failure to maintain records, 712–1218
pornography producer identification, 712–1219
sale of pornography without age verification disclosure, 712–1219.5
Computer used to identify, coerce, etc. victim, 708–893
Domestic violence
see DOMESTIC ABUSE
Employment of victim
discriminatory practices, 378–2
Harassment
past sexual behavior, 626–1: Rule 412
rules of evidence, 626–1: Rule 412
Human trafficking
see PENAL CODE, Labor trafficking
Incompetent persons
sexual assault on, 707–730
Insurance

coverage in domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
Labor trafficking
see PENAL CODE
Limitation of actions, 701–108
Minors
adult entertainment employment prohibited, 390–2
age verification records, 712–1218, 1218.5, 1219, 1219.5
child pornography, 707–752, 753
electronic enticement of a child, 707–756, 757
exotic or nude dancing or massage services, 712–1218.5
indecent electronic display to a child, 707–759
offense committed in presence of minor, 706–606.4
sexual assault
continuous sexual assault of minor, St Art I–25, 707–733.6
fourth degree sexual assault, 707–733
second degree sexual assault, 707–731
victim and witness services
see CHILD ABUSE, Children's justice program
statute of limitations extended for civil actions, 657–1.8
Pleadings
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
Prisons and prisoners
sexual assault on imprisoned persons, 353C–8
Protective orders
waiver of court costs and fees, 607–2.5
Registration of sex offenders
applicability
covered offenses, 846E–1
time of conviction, 846E–2
change of information
failure to notify, 846E–9
moving into or out of state, 846E–6, 7
notice to police, 846E–7
offender to notify attorney general, 846E–6
crimes against minors
defined, 846E–1
sexual offenses, 846E–1
definitions, 846E–1
disclosure to agencies
generally, 846E–3
failure to locate offender or verify address, 846E–6
good faith conduct, 846E–8
immunities to liability, 846E–8
information required, 846E–2
name change
procedures and requirements, 574–5
notice of requirements, 846E–4
public access to information
constitutional provisions, St Art I–24
immunities to liability, 846E–8
information that may be disclosed, 846E–3

separate registers for sex offenders and offenders against minors, 846E–2
time period, 846E–3
victim's identity protected, 846E–3
when public access begins, 846E–3
recommitment of offender to prison, etc., 846E–12
registration with police
change of address, 846E–7
failure to register, 846E–9
generally, 846E–2
time period, 846E–2
repeat offenders
defined, 846E–1
requirement to register
generally, 846E–2
notice to offender, 846E–4
time period, 846E–2
violations, 846E–9
termination of public access to information
criteria, 846E–3, 10
petition, 846E–3, 10
tolling of time periods, 846E–12
verification of registration information, 846E–5
Repeat offenders
sentencing, 706–606.6
Sentences
offense committed in presence of minor, 706–606.4
repeat offenders, 706–606.6
Sexual assault
AIDS testing of victims and offenders, 325–16, 16.5, 801D–4
compassionate care for victims
see HOSPITALS, Emergency contraception
continuous sexual assault of minor
class A felony, 707–733.6
elements of offense, 707–733.6
legislative power to define offense, St Art I–25
emergency contraception
see HOSPITALS, Emergency contraception
evidence collection kits
see DNA TESTING AND IDENTIFICATION
insurance coverage in domestic abuse cases, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
labor trafficking
see PENAL CODE
offense committed in presence of minor, 706–606.4
Sexual offenders
AIDS testing of victims and offenders, 325–16, 16.5, 801D–4
DNA testing and identification
collection of samples and specimens, 844D–39, 40
halfway houses
county zoning, 46–4
Waimano ridge lands, 171–64.5

parental rights of convicted sexual offenders, 571–46
parental rights of sexual offenders, 571–61
repeat offenders, 706–606.5
treatment program
interagency coordination, 353E–2
release of information, 353E–2
sentencing for repeat offenders, 706–606.5
Travel agencies
promoting travel for prostitution, 468L–7.5, 712–1208
Victim's leaves of absence from employment
definitions, 378–71
entitlement, 378–72
other leave benefits, 378–73, 74
return to employment, 378–72

SEXUAL ORIENTATION
Change efforts
prohibited practices, 453J–1
Defined, 489–2, 515–2, 846–51
Gender identity or expression
defined, 489–2, 515–2, 846–51
educational programs or activities, 368D–1
insurance coverage, 431:10A–118.3, 432:1–607.3
new birth certificate, 338–17.7
property transactions, 515–3, 5
public accommodations, 489–3
Hate crimes
see HATE CRIMES
Non-marriage relationships, St Art I–23
Same-sex relationships
see CIVIL UNIONS
see MARRIAGE
see RECIPROCAL BENEFICIARIES

SHERIFFS
Assault against law enforcement officers
first degree offense, 707–712.5
second degree offense, 707–712.6
Chaplains
workers' compensation, 386–181
Employees
collective bargaining
arbitration, 89–11
bargaining unit, 89–6
Firearms
electric guns, 134–16
Law enforcement standards
see ATTORNEY GENERAL
Overdose prevention
opioid antagonist administration, 329E–3
Peer support counseling

confidentiality of information, 78–52
Prostitution offenses
exemption for actions in course and scope of duties, 712–1209.1
Sheriffs division accreditation, 353C–9

SHIPS AND SHIPPING
Certificate of title for vessels
see BOATS AND BOATING
Common carriers
electronic document submissions, 271G–23.5
hearings
notice, 271G–23.5
Cruise ships
beverage container deposit and redemption program
exemption, 342G–101.5
Honolulu harbor facilities use, 266–17
pollution control
air emissions
in-port combustion prohibited, 342D–103
burning waste materials, 342D–103
definitions, 342D–101
exemptions, 342D–108
experimental technology or procedures, 342D–111
health department powers and duties, 342D–109
innocent passage, 342D–108
memorandum of understanding, 342D–107
owner's policies and procedures, 342D–106
recognition of exceptional protection efforts, 342D–107
records and reports, 342D–104, 105, 106
sampling and testing, 342D–104, 105
standards and parameters, 342D–102, 103
untreated sewage, 342D–102
violations, 342D–110
wastewater discharges
prohibitions, 342D–102
reports to department, 342D–106
sampling, 342D–104
Documents of title
see DOCUMENTS OF TITLE
Inspections
agricultural inspections, 150A–4.5, 5.3
alien aquatic organisms, 187A–32
electronic importer manifest program, 150A–4.5
Liability
maritime transportation security violations, 266–28
pollution violations, 266–28
Motor vehicles
certificates of registration, 286–47, 271
interisland shipping, 286–47
Taxation
general excise taxes, 237–18, 239–6

SHOPLIFTING
Repeat offenders
habitual property crime, 708–803
imprisonment, 706–606.5
Sentences, 706–606.5

SHOPPING CENTERS
Alcoholic beverages
licensed premises, 281–1
Smoking prohibited, 328J–3

SHORT TITLES
Alicia's Law, 846F–1
Assistive Technology Warranty Act, 481K–1
Athletic Trainer Registration Act, 436H–1
Child Protective Act, 587A–1
Civil Natural Resource Violations Act, 199D–1
Community Safety Act, 353H–1
Condominium Property Act, 514B–1
Contractor Repair Act, 672E–1
Criminal Offender Treatment Act, 353G–1
Disposition of Remains Act, 531B–1
Electronic Waste Recycling Act, 339D–1
Emergency Management Assistance Compact, 128F–1
Energy Industry Information Reporting Act, 486J–1
Estate and Generation-Skipping Transfer Tax Reform Act, 236E–1
Full Participation in School Act, 302A–481
Hawaii Business Corporation Act, 414–1
Hawaii Nonprofit Corporation Act, 414D–1
Hawaii Uniform Collaborative Law Act, 658G–1
Hospital Sustainability Program Act, 346G–1
Interstate Compact for the Supervision of Adult Offenders, 353B–1
Interstate Insurance Product Regulation Compact, 431:30–101
Life Settlements Act, 431C–1
Long-Term Care Insurance Act, 431:10H–103
Money Transmitters Act, 489D–1
Mortgage Rescue Fraud Prevention Act, 480E–1
Motor Vehicle Lease Disclosure Act, 481L–1
Nursing Facility Sustainability Program Act, 346F–1
Permitted Transfers in Trust Act, 554G–1
Prostitution Coercion Liability Act, 663J–1
Recycled Oil Act, 103D–1301
Registered Agents Act, 425R–1
Revised Uniform Anatomical Gift Act, 327–1
Search and Rescue Reimbursement Act, 137–1
Secure and Fair Enforcement for Mortgage Licensing Act, 454F–1
Simplified Sales and Use Tax Administration Act, 255D–1
Small Business Regulatory Flexibility Act, 201M–1
Structured Settlement Protection Act, 676–1
Telemarketing Fraud Prevention Act, 481P–1

Tobacco Liability Act, 675–1
Unclaimed Life Insurance Benefits Act, 431:10D–651
Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act, 551G–1
Uniform Arbitration Act, 658A–1
Uniform Athlete Agents Act, 481E–1
Uniform Certificate of Title for Vessels Act, 200A–1
Uniform Child-Custody Jurisdiction and Enforcement Act, 583A–101
Uniform Commercial Code, 490:1–101
Uniform Commercial Code--Documents of Title, 490:7–101
Uniform Commercial Code--General Provisions, 490:1–101
Uniform Commercial Code--Investment Securities, 490:8–101
Uniform Commercial Code--Secured Transactions, 490:9–101
Uniform Disclaimer of Property Interests Act, 526–1
Uniform Electronic Legal Material Act, 98–1
Uniform Electronic Transactions Act, 489E–1
Uniform Environmental Covenants Act, 508C–1
Uniform Family Law Arbitration Act, 658J–1
Uniform Fiduciary Access to Digital Assets Act, 556A–1
Uniform Foreign-Country Money Judgments Recognition Act, 658F–1
Uniform Guardianship and Protective Proceedings Act, 560:5–101
Uniform Health-Care Decisions Act (Modified), 327E–1
Uniform Interstate Depositions and Discovery Act, 624D–1
Uniform Interstate Family Support Act, 576B–101
Uniform Limited Partnership Act, 425E–101
Uniform Mediation Act, 658H–1
Uniform Military and Overseas Voters Act, 15D–1
Uniform Partition of Heirs Property Act, 668A–1
Uniform Partnership Act (1977), 425–198
Uniform Principal and Income Act, 557A–101
Uniform Prudent Investor Act, 554C–12
Uniform Prudent Management of Institutional Funds Act, 517E–1
Uniform Real Property Electronic Recording Act, 502–121
Uniform Real Property Transfer on Death Act, 527–1
Uniform Securities Act, 485A–101
Uniform Transfers on Death Security Registration Act, 539–11
Uniform Unclaimed Property Act, 523A–1
Uniform Unincorporated Nonprofit Association Act, 429–1

SIDEWALKS
Alcoholic beverages
possession while on sidewalk within a public housing project, 281–78
Cigarettes and tobacco products
distribution of samples, promotional materials, and coupons prohibited on streets and sidewalks, 328J–17
Curb markings
parking, standing, and stopping, 291C–111
Housing projects
cooperative agreements, 201H–10
Pedestrians
highway design to accommodate pedestrians, 264–20.5
Pornography

display of adult entertainment products along sidewalks, 489X–1
Prostitution
street solicitation of prostitution, 712–1207

SIGNS
Agricultural and aquacultural operations
trespass to property, 708–814, 831
Check cashing businesses, 480F–2
Deposit beverage containers
redemption centers, 342G–113
Employers and employees
family leave rights of employees, 398–1.5
Financial institutions
temporary branch closing or relocation, 412:3–507
Hazardous conditions of land
dangerous ocean conditions, 663–1.56
Kahoolawe island reserve, 662–18
Hazardous materials
pesticides, 149A–15.5
voluntary cleanup actions, 128D–31
Historic properties, 6E–5.5
Motor carriers, 286–202.6
Pesticides
point of sale signs, 149A–15.5
Retail sales
refund and exchange policies, 481B–5.5
sales of commodities by weight, measure, or count, 486–116
Smoking
health systems corporation premises, 323F–34
public housing projects, 356D–6.5
restriction requirements, 328J–9
sale of electronic smoking devices to minors, 712–1258
state parks, 184–4.5
University of Hawaii premises, 304A–122
where smoking prohibited, 304A–122
Tobacco products and electronic smoking devices
health systems corporation premises, 323F–34
Trespass
farms, 708–814
improved state lands, 708–814.7
public or low-income housing projects, 356D–6.7, 708–814
unimproved or unused lands, 708–814

SISTER-STATE RELATIONSHIPS
Business, economic development, and tourism department
administrative oversight, 229–2
Definitions, 229–1
Evaluation and review of existing relationships, 229–4
Initiating sister-state relationships, 229–3
Legislature
power to initiate or dissolve relationships, 229–3, 5

Sister-state committee, 229–2
Termination of relationship, 229–5

SMALL BUSINESSES
Capital access program
see CAPITAL ACCESS PROGRAM
Insurance
association health plans, 431:10A–105.3, 209
health insurance plans, 431:2–201.5
Investments
capital access program
see CAPITAL ACCESS PROGRAM
individual development accounts
asset disregards for state assistance, 257–7
beneficiaries, 257–5
contributions by businesses and organizations, 257–10
definitions, 257–1
deposits, 257–6
grievance procedures, 257–4
income and eligibility, 257–2
management and operation, 257–3, 11
state matching funds, 257–8
tax exemptions and credits, 235–5.6, 257–9
violations, 257–4
Pollution control assistance
glass container importers
disposal fee exemptions, 342G–85
Public contracts
preferences and set-asides, 103D–906
State department rules
impact on small businesses
agency response, 201M–3
comments and testimony, 201M–3
consultations, 201M–4, 6
definitions, 201M–1
department advisory committees, 201M–4
duplicative or conflicting rules, 201M–7
flexibility, 201M–2
governor's powers, 201M–9
impacts, 201M–6
impact statement, 201M–2, 3
implementation, 201M–9
internal procedures, 201M–4
objections, 201M–6
petitions, 201M–6
regulatory review board, 201M–5
reports, 201M–7
review of existing rules, 201M–7
waiver of penalties, 201M–8
Taxation
innovation development grant excise tax exemption, 237–24.7

SMALL CLAIMS
Condominiums
assessment for common expenses, 514B–146
Service of process
personal service by parties to action, 633–28

SMOKING RESTRICTIONS
Actions
class action suit against manufacturers, see Tobacco settlement, below
enforcement of restrictions, 328J–11
nonretaliation provisions, 328J–10
reduced ignition cigarettes
violations, 132C–6
Applicability
county ordinances, 328J–15
other laws apply, 328J–14
Area near building entrances
prohibitions, 328J–6
Cigarette vending machines
defined, 328J–16
restrictions on sales from, 328J–16
retail tobacco permits, 245–2.5
County ordinances, 328J–15
Declaration of nonsmoking establishment, 328J–8
Definitions, 132C–2, 184–4.5, 328J–1, 16
Education programs
funding, 328L–5
Electronic smoking device retailer registration unit
see ATTORNEY GENERAL
Electronic smoking devices
affirmative defense, 712–1258
age verification, 245–17
definitions, 28–162, 245–17, 321–211, 323F–34
delivery sales, 245–17
exemptions, 321–213
health systems corporation premises, 323F–34
penalties, 245–17
possession or consumption by minors, 321–212
retailer registration unit
see ATTORNEY GENERAL
sale to minors, 245–17, 712–1258
seizures and forfeitures, 712–1258
state parks, 184–4.5
Enforcement
actions, 328J–11, 486P–3
funding, 328L–5
health department powers, 328J–11
special fund, 28–15
Exception to smoking restrictions, 184–4.5, 328J–7
Fees

reduced ignition cigarettes certification, 132C–4
Health systems corporation facilities
prohibitions, 323F–34
Manufacturers
class action suit against manufacturers, see Tobacco settlement, below
liability for smoking-related illnesses
assessments, 675–3
definitions, 675–2
enforcement, 675–3
escrow accounts, 675–3
financial obligations, 675–3
payment of future claims or judgments, 675–3
purpose, 675–1
requirements, 675–3
violations, 675–3
nonresident or foreign manufacturers
actions, 486P–4
certification of brand families and numbers sold, 486P–5, 6
service of process, 486P–4
reduced ignition cigarettes
certifications and marking, 132C–4
required for sale in state, 132C–3
testing, 132C–3
reports on imports and sales, 486P–2
Outdoor areas, 328J–6
Prevention and control programs
advisory board
established, 328L–6
members, 328L–6
powers and duties, 328L–6
funding, 328L–2, 5
Prohibitions
exceptions, 328J–7
exemptions, 321–213
export or foreign cigarettes, 245–51
generally, 328J–3
health systems corporation premises, 323F–34
medical cannabis, 521–39
possession or consumption by minors, 321–212
public housing projects, 356D–6.5
school facilities, 89–20, 302A–102
signs, 328J–9
sports arenas and stadiums, 328J–5
state and county facilities and vehicles, 328J–2
state parks, 184–4.5
University of Hawaii premises, 304A–122
workplace, 328J–4
Public education, 328J–13
Public housing projects
grounds for eviction, 356D–62, 92
prohibitions, 356D–6.5

Public places
exemptions, 321–213, 328J–7
possession or consumption by minors, 321–212
where smoking prohibited, 328J–3
Reduced ignition cigarettes
certification of compliance, 132C–4
definitions, 132C–2
exemptions, 132C–7, 8
existing inventory, 132C–8
fees, 132C–4
inspections, 132C–5
marking of cigarettes, 132C–4
purpose of provisions, 132C–1
reports, 132C–3
rules, 132C–3, 5
sale in state, 132C–3
special fund, 132C–9
standards and requirements, 132C–3
testing, 132C–3
violations
penalties, 132C–6
prohibited acts, 132C–6
testing, 132C–3
Regulation by state, 328J–11.5
Rules
adoption, 328J–11
reduced ignition cigarettes
adoption, 132C–5
testing, 132C–3
Sale of cigarettes and tobacco products
affirmative defense, 712–1258
alteration of packaging, 245–52
class action suit against manufacturers, see Tobacco settlement, below
delivery service, 245–62
display or storage of products, 328J–18
electronic smoking devices, 245–17
export or foreign cigarettes, 245–51
face-to-face exchange requirement, 328J–18
lunch wagons near schools, 328J–16
military installations, 245–39
monitoring compliance, 712–1258
packages without health warnings, 712–1257
payment of taxes, 245–16
prohibitions, 245–22.5
regulation by state, 328J–11.5
repackaged cigarettes, 712–1257
reports
definitions, 486P–1
disclosure of information, 486P–7
generally, 245–31
imports, 486P–2

requirements, 486P–2, 5
violations, 486P–3
retail tobacco permits
requirements, 245–2.5
suspension or revocation, 245–2.5
violations, 245–2.6, 2.7
samples, promotional materials, and coupons restricted, 328J–17
seizures and forfeitures, 712–1258
self-extinguishing cigarettes, see Reduced ignition cigarettes, above
unlawful shipment, 245–16
unregistered brands, 245–22.5
vending machines, 328J–16
Samples
distribution restricted, 328J–17
Signs
requirements, 184–4.5, 323F–34, 328J–9
Sports facilities, 328J–5
State parks, 184–4.5
Statewide concern, 328J–11.5
Tobacco settlement
actions
appeals, 328L–7
enforcement, 486P–3
advisory board, 328L–6
attorney general
actions, 486P–3
enforcement of agreement, 28–15
special fund, 28–15
compliance, 486P–5, 6
definitions, 328L–1, 675–2
emergency and budget reserve fund
deposits from tobacco settlement, 328L–2, 3
established, 328L–3
prohibited uses, 328L–3
transfers from special funds, 36–27, 30
uses, 328L–3
enforcement special fund
deposits from tobacco settlement, 328L–2
established, 28–15
funds
emergency and budget reserve fund, 328L–3
tobacco enforcement special fund, 28–15
tobacco prevention and control trust fund, 328L–5
tobacco settlement special fund, 328L–2
liability for future claims
definitions, 675–2
purpose, 675–1
requirements, 675–3
master settlement agreement
appeals, 328L–7
definitions, 675–2

distribution of moneys, 328L–2
enforcement, 28–15, 675–3
non-participating manufacturers, 486P–5, 675–3
participation, 675–3
prohibited sales, 245–22.5
records, 486P–5, 6
tobacco prevention and control trust fund
deposits from tobacco settlement, 328L–2, 5
established, 328L–5
uses, 328L–5
tobacco settlement special fund
established, 328L–2
uses of moneys, 328L–2
university revenue-undertakings fund
deposits from tobacco settlement, 328L–2
Violations
complaints, 328J–10, 11
distribution of samples, promotional materials, and coupons, 328J–17
enforcement, 328J–11
export or foreign cigarettes, 245–51
imports and sales, 486P–3
lunch wagons, 328J–16
penalties, 328J–12
possession or consumption by minors, 321–214
reduced ignition cigarettes
penalties, 132C–6
testing, 132C–3
retail tobacco permits, 245–2.6, 2.7
vending machines, 328J–16
Workplace
employee rights, 328J–10
prohibitions, 328J–4
retaliation against employee or customer prohibited, 328J–10

SOCIAL SECURITY
Fraudulent or deceptive identification documents, 710–1017.5
Government-issued identification obtained under false pretenses, 710–1016.3, 1016.4
Identification numbers
child support enforcement, 576D–13
disclosures prohibited, 487J–2
drivers' licenses, 286–109, 111
election poll books, 11–136
permitted uses, 487J–2
Identity theft
see IDENTIFICATION
Medicare
supplemental insurance policies
generally
see INSURANCE

SOCIAL WORKERS

Actions
immunities for disaster response personnel, 321–23.3
Adult abuse and neglect
duty to report, 346–224
Bachelor social workers
qualifications, 467E–7
scope of practice, 467E–1.5
Clinical diagnosis or psychotherapy
registration required, 467E–13
Clinical social workers
qualifications, 467E–7
scope of practice, 467E–1.5
Confidentiality of information, 467E–15
Education
continuing education, 467E–11
false statements on required documents, 467E–12
Emergency assistance
immunities for disaster response personnel, 321–23.3
Examinations
endorsement, 467E–7.5
Expert witnesses
child protective proceedings, 587A–19
Fees
license renewal, 467E–11
Licenses
continuing education, 467E–11
endorsement, 467E–7.5
false statements on required documents, 467E–12
reciprocity, 467E–7.5
Long-term care
home and community-based programs, 346D–4
Marriage and family therapists
see MARRIAGE AND FAMILY THERAPISTS
Mental health and substance abuse treatment
authorized services, 431M–1
definitions, 431M–1
insurance coverage, 431M–4
treatment plans, 431M–4
Mental health counselors
see MENTAL HEALTH COUNSELORS
Qualifications, 467E–7
Scope of practice, 467E–1.5

SOIL
Landslides or sinking ground
housing finance and development corporation projects, 201H–51
stabilizing hazardous conditions, 127A–18
Petroleum contaminated soil
cleanup and monitoring loan program, 201–18

SOLICITATION

Criminal solicitation
murder
class A felony, 705–512
grading of offense, 705–512
time limitations for prosecution, 701–108

SOLICITORS
Charities and charitable organizations
audits, 467B–6.5
cease and desist orders, 467B–17
consent to fundraising sales promotions, 467B–5.5
deactivation of registration, 467B–2.1
definitions, 467B–1
endowment funds
management
see CHARITIES
fees, 467B–6.5
investigations
powers of attorney general, 467B–9.3
records
audits, 467B–6.5
fundraising sales promotion, 467B–5.5
inspection, 467B–6.5
subpoenas, 467B–9.3
registration
deactivation, 467B–2.1
exemptions, 467B–11.5
forms, 467B–2.1
required, 467B–2.1
reports
exemptions, 467B–11.5
failure to file, 467B–6.5
filing, 467B–6.5
required, 467B–6.5
service of process on out-of-state organizations, 467B–16
violations
investigations, 467B–9.3
Fundraising professionals
cease and desist orders, 467B–17
charitable organizations
contracts with fundraisers, 467B–12.5
commercial co-venturers
enforcement of provisions, 467B–9.6
false or misleading information, 467B–9
fees, 467B–5.5
financial statements, 467B–9.5
prohibited acts, 467B–9
public records, 467B–8
recordkeeping requirements, 467B–5
violations, 467B–5.5
contracts

cancellation, 467B–12.5
contents, 467B–12.5
required, 467B–12.5
donations
records, 467B–2.5
reports, 467B–2.5
tax-exempt status, 467B–1.5
event tickets
record of sales, 467B–5
fees, 467B–2.5, 5.5
fundraising campaign
accounting, 467B–2.5
disclosures, 467B–1.5
fees, 467B–2.5
receipts for contributions, 467B–1.5
records, 467B–2.5
reports, 467B–2.5
revenues and expenses, 467B–2.5
sales of event tickets, 467B–5
fundraising counsel
compensation or percentage of revenues, 467B–12.5
disciplinary actions, 467B–9.7
false or misleading statements, 467B–9.7
prohibited acts, 467B–9.7
registration, 467B–12.5
recordkeeping requirements, 467B–2.5
registration
required, 467B–12.5
suspension or revocation, 467B–9.7
violations, 467B–12
reports
financial reports, 467B–2.5
service of process on out-of-state organizations, 467B–16
special fund
established, 467B–15
uses, 467B–15
violations
investigations, 467B–9.6
penalties, 467B–5.5, 9.7, 12
Prizes or gifts
disclosures, 481B–1.6, 481P–2
telephone solicitation, 481B–1.6, 481P–2
Roadside vendors
airspace vending permit, 264–101
Telephone solicitation
see SALES, Telemarketing

SOLID WASTE POLLUTION
Actions
collection of penalties, 342G–72
development without permit or approvals, 607–25

tire recovery actions, 342I–30, 33
Computers and other electronic devices
recycling program
see RECYCLING
Definitions
deposit beverage containers, 342G–101
Deposit beverage containers
administration of program, 342G–106
advisory committee, 342G–122
air carriers, 342G–101.5
applicability, 342G–101
audits, 342G–107, 121
commencement of program, 342G–109
cruise ships, 342G–101.5
definitions, 342G–101
distributors
pass-on of fees, 342G–111
payment of deposit, 342G–110
records, 342G–103
registration, 342G–103
reports, 342G–105, 111
exemptions, 342G–101, 101.5
fees
assessment, 342G–102
not considered income for tax purposes, 235–18, 237–24.75
pass-on to consumers, 342G–111
on-premises consumption, 342G–101.5, 113
recycling
records and reports, 342G–120
redemption centers
certification, 342G–114
duties, 342G–114
exemptions, 342G–113
handling fees, 342G–117
recycling of containers, 342G–114
refusal of containers, 342G–116
reports, 342G–119
requirements, 342G–113
vending machines, 342G–115
refunds
labeling requirements, 342G–112
pass-on of fees, 342G–111
refund value, 342G–110
reverse vending machines, 342G–115
rules
adoption, 342G–109
redemption centers, 342G–113
sales
labeling of containers, 342G–112
pass-on of fees, 342G–111
special fund

established, 342G–104
transfers from special funds, 36–27
uses, 342G–104
Disposal systems
approval, 342H–30
construction and operation, 342H–31
Dumps
illegal disposal, 342H–37, 38, 39
open dumps prohibited, 342H–30
Ethanol production facilities
investment tax credit, 235–110.3
Fees
deposit beverage containers, 342G–102, 117
tire recovery surcharge, 342I–28
Funds
deposit beverage container deposit special fund, 342G–104
tire recovery surcharge special account, 342I–29
Garbage and refuse
cave protection, 6D–3
illegal disposal, 342H–37, 38, 39
open dumps, 342H–30
public housing projects, 356D–102, 105
Glass containers
beverage containers, see Deposit beverage containers, above
fees
exemptions, 342G–85
highway construction using recycled glass, 103D–1005
small containers, 342G–85
Hearings
violations, 342G–72
Inspections
tire recovery, 342I–32
Landfills
illegal disposal, 342H–37, 38, 39
open dumps prohibited, 342H–30
Leaf blower debris, 342H–36.5
Motor vehicles
tire recovery
administration, 342I–31
cleanup and remediation, 342I–30
enforcement, 342I–33
entry and inspection, 342I–32
penalties for violations, 342I–34, 35
records, 342I–26
registration, 342I–26
reports, 342I–26
special account, 342I–29
surcharge, 342I–28
Permits
approval or denial time limits, 91–13.5
development without permit or approvals, 607–25

electronic processing of applications, 321–11.4
suspension or revocation, 342G–72
Processing, see Disposal systems, above
Records
deposit beverage containers
audits, 342G–121
distributors, 342G–103
tire recovery, 342I–26
Recycling
computers and electronic devices, 339D–3, 4
deposit beverage containers
definitions, 342G–101
requirements, 342G–114
Renewable fuels production
tax credit, 235–110.31
Reports
deposit beverage containers
audits, 342G–107
distributors, 342G–111
fees, 342G–105
recycling, 342G–117, 120
redemption centers, 342G–119
glass container recovery program, 342G–85
tire recovery, 342I–26
Rules
deposit beverage containers
adoption, 342G–109
redemption centers, 342G–113
permit approval or denial time limits, 91–13.5
Storage, see Disposal systems, above
Treatment, see Disposal systems, above
Variances
electronic processing of applications, 321–11.4
Violations
compliance orders, 342G–72
illegal disposal, 342H–37, 39
injunctions, 342G–72
leaf blower debris, 342H–36.5
notice, 342G–72
tire disposal, 342I–34, 35
Waste management system
business or development permits, 91–13.5

SPACE INDUSTRY
Aerospace advisory committee, 201–72.5
Hawaii unmanned aerial systems test site
advisory board
board members, 201–72.6
established, 201–72.6
chief operating officer
annual report, 201–72.7

duties, 201–72.7
financial disclosures, 84–17
Pacific international space center for exploration systems
annual report, 201–80
board of directors
executive director, 201–79
members, 201–77
powers generally, 201–78
quorum, 201–77
established, 201–76
special fund
deposits and uses, 201–80.2
established, 201–80.2

SPECIAL PURPOSE REVENUE BONDS
Agricultural enterprises
anticipation notes, 39A–318
authorization, St Art VII–12, 39A–317
bonds as legal investments, 39A–329
bonds not general obligation of state, 39A–321
construction of part, 39A–332
covenants, 39A–319
CUSIP identification numbers, 39A–317
definitions, 39A–311
department
moneys received by department, 39A–315
negotiating with project parties, 39A–314
powers generally, 39A–312
eminent domain powers limited, 39A–312
estimated benefits
duty of project party to make estimate, 39A–331
financial records
access to and disclosure of records, 39A–330
full faith and credit of the state
bonds not general obligation of state, 39A–321
interim receipts or temporary bonds, 39A–317
investment securities
status of bonds under commercial code, 39A–328
issuance
generally, 39A–316
refunding bonds, 39A–327
legislature
authorization, 39A–317
public interest finding, 39A–316
lien priority, 39A–320
maturity, 39A–317
mutilated, lost, or stolen bonds, 39A–317
proceeds
covenant as to proceeds, 39A–319
loans to project party, 39A–312
use of revenues, 39A–323

project agreements
authorization, 39A–312
conditions precedent to negotiating and entering into, 39A–314
required provisions, 39A–315
project parties
compliance with state and local laws, 39A–313
estimate of benefits, 39A–331
financial records, 39A–330
obligations, 39A–315
projects
cost determination, 39A–316
other laws apply, 39A–313
use of revenues, 39A–323
refunding bonds, 39A–327
security for bonds
pledge of revenues, 39A–312, 319, 320
priority of liens, 39A–320
signatures
sufficiency of signatures, 39A–322
taxation
bonds exempt from taxation, 39A–324, 325
department property exempt from taxation, 39A–326
terms and conditions of bonds, 39A–317
trustee, 39A–319
trust indenture, 39A–319
validity of bonds, 39A–322
Dams and reservoir owners
anticipation notes, 39A–348
authorization, 39A–347
bonds as legal investments, 39A–359
bonds not general obligation of state, 39A–351
construction of part, 39A–362
covenants, 39A–349
CUSIP identification numbers, 39A–347
definitions, 39A–341
department
moneys received by department, 39A–345
negotiating with project parties, 39A–344
powers generally, 39A–342
eminent domain powers limited, 39A–342
estimate of benefits
duty of project party to make estimates, 39A–361
financial records
access to and disclosure of records, 39A–360
full faith and credit of state
bonds not general obligation of state, 39A–351
interim receipts or temporary bonds, 39A–347
investment securities
status of bonds under commercial code, 39A–358
issuance
generally, 39A–346

refunding bonds, 39A–357
lapse of authorization, 39A–347
legislature
authorization, 39A–347
public interest funding, 39A–346
lien priority, 39A–350
maturity, 39A–347
mutilated, lost, or stolen bonds, 39A–347
proceeds
covenants as to proceeds, 39A–349
use of revenues, 39A–353
project agreements
authorization, 39A–342
conditions precedent to negotiating and entering into, 39A–344
required provisions, 39A–345
project parties
compliance with state and local laws, 39A–343
estimate of benefits, 39A–361
financial records, 39A–360
obligations, 39A–345
projects
cost determination, 39A–346
loans to project party, 39A–342
other laws apply, 39A–343
use of revenues, 39A–353
refunding bonds, 39A–357
security for bonds
pledge of revenues, 39A–342, 349
priority of liens, 39A–350
signatures
sufficiency of signatures, 39A–352
taxation
bonds exempt from taxation, 39A–354
department property exempt from taxation, 39A–355, 356
terms and conditions of bonds, 39A–347
trustee, 39A–349
trust indenture, 39A–349
validity of bonds, 39A–352
Early childhood education and care facilities
lapse of authorization, 39A–227
Energy projects
lapse of authorization, 39A–197
Hawaii technology development corporation
see HAWAII TECHNOLOGY DEVELOPMENT CORPORATION, Revenue bonds
Health care facilities
lapse of authorization, 39A–37
Industrial enterprises
lapse of authorization, 39A–157
Low and moderate income housing
anticipation notes, 39A–288
authorization, 39A–287

bonds as legal investments, 39A–299
bonds not general obligation of state, 39A–291
construction of part, 39A–302
covenants, 39A–289
CUSIP identification numbers, 39A–287
definitions, 39A–281
department
    moneys received by department, 39A–285
    negotiating with project parties, 39A–284
    powers generally, 39A–282
eminent domain powers limited, 39A–282
estimated benefits
    duty of project party to make estimate, 39A–301
financial records
    access to and disclosure of records, 39A–300
full faith and credit of state
    bonds not general obligation of state, 39A–291
interim receipts or temporary bonds, 39A–287
investment securities
    status of bonds under commercial code, 39A–298
issuance
    generally, 39A–286
    refunding bonds, 39A–297
legislature
    authorization, 39A–287
    public interest finding, 39A–286
lien priority, 39A–290
maturity, 39A–287
mutilated, lost, or stolen bonds, 39A–287
proceeds
    covenant as to proceeds, 39A–289
    loans to project party, 39A–282
    use of revenues, 39A–293
project agreements
    authorization, 39A–282
    conditions precedent to negotiating and entering into, 39A–284
    required provisions, 39A–285
project parties
    compliance with state and local laws, 39A–283
    estimate of benefits, 39A–301
    financial records, 39A–300
    obligations, 39A–285
projects
    cost determination, 39A–286
    other laws apply, 39A–283
    use of revenues, 39A–293
refunding bonds, 39A–297
security for bonds
    pledge of revenues, 39A–282, 289, 290
    priority of liens, 39A–290
signatures

sufficiency of signatures, 39A–292
taxation
bonds exempt from taxation, 39A–294, 295
department property exempt from taxation, 39A–296
terms and conditions of bonds, 39A–287
trustee, 39A–289
trust indenture, 39A–289
validity of bonds, 39A–292
Manufacturing enterprises
lapse of authorization, 39A–77
Private schools and colleges
anticipation notes, 39A–258
authorization, St Art VII–12, 39A–257
bonds as legal investments, 39A–269
bonds not general obligation of state, 39A–261
construction of part, 39A–272
covenants, 39A–259
CUSIP identification numbers, 39A–257
definitions, 39A–251
department
moneys received by department, 39A–255
negotiating with project parties, 39A–254
powers generally, 39A–252
eminent domain powers limited, 39A–252
estimated benefits
duty of project party to make estimate, 39A–271
financial records
access to and disclosure of records, 39A–270
full faith and credit of state
bonds not general obligation of state, 39A–261
interim receipts or temporary bonds, 39A–257
investment securities
status of bonds under commercial code, 39A–268
issuance
generally, 39A–256
refunding bonds, 39A–267
legislature
authorization, 39A–257
public interest finding, 39A–256
lien priority, 39A–260
maturity, 39A–257
mutilated, lost, or stolen bonds, 39A–257
proceeds
covenant as to proceeds, 39A–259
loans to project party, 39A–252
use of revenues, 39A–263
project agreements
authorization, 39A–252
conditions precedent to negotiating and entering into, 39A–254
required provisions, 39A–255
project parties

compliance with state and local laws, 39A–253
estimate of benefits, 39A–271
financial records, 39A–270
obligations, 39A–255
projects
cost determination, 39A–256
other laws apply, 39A–253
use of revenues, 39A–263
refunding bonds, 39A–267
security for bonds
pledge of revenues, 39A–252, 259, 260
priority of liens, 39A–260
signatures
sufficiency of signatures, 39A–262
taxation
bonds exempt from taxation, 39A–264, 265
department property exempt from taxation, 39A–266
terms and conditions of bonds, 39A–257
trustee, 39A–259
trust indenture, 39A–259
validity of bonds, 39A–262
Processing enterprises
lapse of authorization, 39A–117
Report to legislature, St Art VII–12
Wages and hours for construction workers on projects, 39A–2, 104–2

SPORTS
Athlete agent regulation
see ATHLETE AGENTS
Athletic trainers
see ATHLETIC TRAINERS
Coaches
public schools
compensation, 302A–633.6
Gender equity in high school athletics programs
see SCHOOLS
Golf courses and driving ranges
see GOLF COURSES
Injury to participants
hotel guests, 486K–5.5, 5.6
recreational activities, 663–1.54
skateboarding, 46–72.5, 662–19, 662D–4
Minors
parental consent for educational and recreational activities
caregiver's consent, 302A–482, 483
Mixed martial arts contests
see MIXED MARTIAL ARTS CONTESTS
Motorsports
liability for injuries, 663–10.95
Museum of sports history, 6E–46
Outdoor Heritage Month, 8–28

Outrigger canoe paddling
state team sport, 5–14
use of state shoreline areas, 200–20
Public schools
see SCHOOLS
Sports hall of fame, 6E–46
Stadiums
lighting fixture requirements, 201–8.5
smoking prohibited, 328J–5
State individual sport
surfing, 5–13.5

STADIUMS
Concessions
blind or visually handicapped concessionaires, 102–14
on public property
advertising, 102–2
electronic communication services, 102–2
Lighting fixture requirements, 201–8.5
Smoking prohibited, 328J–5
Sports hall of fame, 6E–46
Stadium authority
bidding requirements, 102–2
Taxation
tax clearance exemption for lessee, 103–53
Waipio peninsula soccer stadium
outdoor advertising devices, 445–112

STALKING
Confidentiality of address program
see CONFIDENTIALITY OF INFORMATION, Address confidentiality program
Criminal penalties, 711–1106.4, 1106.5
Harassment, surveillance, or non-consensual contact, 711–1106.5
Protective orders
waiver of court costs and fees, 607–2.5
Repeat offenders, 711–1106.4
Telephone, facsimile, or electronic mail contact, 711–1106.5
Victim's leaves of absence from employment
definitions, 378–71
leave rights, 378–72
other leave benefits, 378–73, 74
return to employment, 378–72

STATE CAPITOL
Children and Youth Day and Month
events in capitol area, 8–11
Prisoner of war and missing-in-action flag
protocol in flying flag at state capitol, 5–18.5
State capitol management committee
members, 6E–34.5
powers and duties, 6E–34.5

STATE DEPARTMENTS
Capital improvement projects
management requirements, 103–12
Civil service
administration, 76–5
exempt positions, 26–5
powers and duties, 76–5
Cybersecurity, economic, education, and infrastructure security coordinator
see DEFENSE DEPARTMENT
Deaths
reports, 338–4.5
Electronic records and electronic signatures
see ELECTRONIC TRANSACTIONS
Facilities
use of vacant facilities, 302D–35
Federal aid
indemnification of federal agencies, 29–15.5
rural designation, 1B–1
Funds
administratively established funds and accounts, 37–52.5
financial audits
reimbursement for costs, 23–3.5, 3.6
special and revolving funds
criteria for continuation, 37–52.3, 52.4
establishment by legislature, 37–52.3, 52.4
Grants and purchases of service
see GRANTS AND PURCHASES OF SERVICE
Heads of departments
ethics training courses, 84–42, 43
private meetings with board or commission members, 92–2.5
salaries, St Art XVI–3.5, 26–56
Information and services to public
interpreter and translation services to limited-English proficient persons, 321C–3, 4
state internet portal
see TELECOMMUNICATION SERVICES
Information technology projects, 27–43.6
Office hours, 78–1.6
Open data portal
see ACCOUNTING AND GENERAL SERVICES DEPARTMENT, High technology development
Performance partnerships board
data gathering, 27–54
duties, 27–52
established, 27–51
reports, 27–52, 53
Privatization of government functions
managed competition process
implementation, 89A–1
office of collective bargaining and managed competition, 89A–1
Reports

administratively established funds and accounts, 37–52.5
implementation of auditor's recommendations, 23–4, 7.5
reports to legislature, 23G–5, 93–16
Salaries
salary commission, St Art XVI–3.5, 26–56
Security audits of government information, 27–43.5
University of Hawaii
see UNIVERSITY OF HAWAII

STATE OF HAWAII
Island colors, 5–16.5
State and island flowers, 5–16
State dance, 5–21
State fish, 5–11.5
Statehood Day, 8–1
State individual sport, 5–13.5
State insect, 5–11.3
State land mammal, 5–12.2
State mammal, 5–12.5
State musical instruments, 5–10.5
State plant, 5–15.5
State team sport, 5–14

STATE PLANNING
Business, economic development, and tourism department
jurisdiction, 201–2, 225M–2
Climate change
carbon offset program, 225P–6
climate adaptation, 225M–2
greenhouse gas sequestration, 225P–4
priority guidelines, 226–109
zero emissions clean economy target, 225P–5
Developmental disabilities
council on developmental disabilities duties, 333E–3
Geographic information system
sharing data with agencies, 225M–2
Greenhouse gas sequestration task force
members, 225P–4
objectives, 225P–4
reports, 225P–4
Housing
interagency council for transit-oriented development, 226–63
transit-oriented development planning, 225M–2
Office of planning
cooperation with agencies, 225M–2
functional plan guidelines, 226–56
important agricultural lands reviews, 205–49
placement within business, economic development, and tourism department, 201–2, 225M–2
Priority guidelines
climate change, 226–109

sustainability, 226–108
Reports, 225M–2, 225P–4, 6
Sustainability
priority guidelines, 226–108
Zero emissions clean economy target, 225P–5

STATISTICS
Business, economic development, and tourism department
growth industries, 201–19
self-sufficiency standards, 201–3
Cost of living and poverty index
self-sufficiency standards, 201–3
Criminal defendants committed to state hospital
statistics and reports, 334–16
Housing
housing finance and development corporation duties, 201H–6
Long-term care
extended or expanded care homes, 321–15.62
facilities generally, 321–15.6
Parole and probation
interstate compacts, 353B–2
Permit processing
business action center duties, 474–7
Public assistance
human services department duties, 346–14
Substance abuse
treatment programs, 321–192.5, 352D–4.5, 601–21

STATUTE OF FRAUDS
Commercial code
investment securities, 490:8–113
Contracts
electronic records and contracts, 489E–7, 14
Electronic records and contracts, 489E–7, 14

STAYS
Appeals
supersedeas bonds, 607–25
tobacco master settlement agreement, 328L–7
Arbitration
stay of action when issue subject to arbitration, 658A–7
Child custody proceedings, 583A–206, 307
Corporations
derivative proceedings, 414–174
Design claim conciliation panel
stay of proceedings, 672B–5
Disaster or emergency period
suspension or tolling of civil or criminal actions, 601–1.5
Drug dealer liability
stay of civil action, 663E–12
Emergency management

laws, proclamations, or orders, 127A–27
Judgments
foreign judgments, 658F–8
Prostitution
sex trafficking and coercion into prostitution, 663J–8
Supersedeas bonds, 328L–7, 607–25

STOCKS AND STOCKHOLDERS
Corporations
see CORPORATIONS, Shares
Securities
see SECURITIES

STRATEGIC DEVELOPMENT CORPORATION
Audits, 211F–52
Contracts for services, 211F–52
Definitions, 211F–51
Funds
hydrogen investment capital special fund, 211F–5.7
HI growth initiative
annual report, 211F–15.5
Reports
HI growth initiative, 211F–15.5
Rules
technology investment program, 211F–52
Seed capital assistance
hydrogen fuel technology, 211F–5.7
Technology investment program
definitions, 211F–51
depository, 211F–52
establishment, 211F–52
individual accounts, 211F–52
liabilities limited, 211F–53
management and operation, 211F–52
recordkeeping, 211F–52
tax exemptions and reporting, 211F–52
Venture capital assistance
hydrogen fuel technology, 211F–5.7
technology investment program, 211F–52

SUBDIVISION OF LAND
Agricultural lands
subdividing and leasing lots
exemption from land sales practices, 484–3
permitted, 205–4.5
requirements, 205–4.5

SUBMERGED LANDS
Commercial activities
applications, 190D–11
aquaculture development, 190D–3

leases, 190D–21, 22
rent, 190D–23
Commercial harbors
exemption from approval requirements, 266–2.2
Leasing
current uses, 190D–11, 21
legislative authorization exemptions, 171–53
public access to site, 190D–23
remediation, 190D–23
traditional Hawaiian uses, 190D–11
Light pollution
artificial lights on shoreline and ocean waters, 205A–30.5, 71
Mariculture
commercial activities, 190D–3
defined, 190D–3
hearings, 190D–11
restoration and remediation, 190D–23
Violation of lease provisions
actions, 187A–12.5
administrative penalties, 187A–12.5

SUBPOENAS
Arbitration
right to subpoena witnesses, 658A–17
waiver of rights prohibited, 658A–4
Commerce and consumer affairs department
consumer protection office, 487–9
power to serve subpoenas, 487–10
service by investigators, 487–10
Criminal process
see CRIMINAL PROCEDURE
Design claim conciliation panels, 672B–7
Elections
campaign contributions and expenditures, 11–401
Family courts
power to issue, 571–8.5
Financial institutions
commissioner's powers, 412:2–111
Insurance commissioner
life settlement examinations, 431C–12
Intermediate appellate court
power to issue, 602–20
Interstate depositions and discovery act
see DISCOVERY, Interstate depositions and discovery act
Legislature
auditor's subpoena, 23–5
Public officers and employees
merit appeals board, 76–49

SUBSTANCE ABUSE
Actions

civil action against dealer
see TORTS, Drug dealer liability
Civil commitment for treatment
applicability, 334–148
completion of treatment program, 334–146
costs and fees, 334–145
court order, 334–144
criteria for commitment, 334–144
definitions, 334–141
discharge, 334–146
failure to comply with treatment, 334–147
hearing, 334–143, 144
period of commitment, 334–144
petition, 334–142
violation of court order, 334–147
Drug abuse and controlled substances commission
educational programs, 329–4
Drug court programs
sentencing, 706–605.1
Evaluation and monitoring of public and private programs, 321–192.5, 352D–4.5, 601–21
Firearms
ownership or possession prohibited, 134–7
Group living facilities
county zoning, 46–4
inspection reports, 321–1.8
permitted in residential areas, 46–4
rules, 321–11
special treatment facilities, 321–16.5
therapeutic living programs, 321–16.6, 334–1
unannounced inspections and visits, 321–1.9
Waimano ridge lands, 171–64.5
Prevention
monitoring programs, 352D–4.5, 601–21
overdose prevention, 329–43.6
overdose prevention immunity, 329E–2
Prisons and prisoners
drug and alcohol testing of prisoners
see PRISONS AND PRISONERS, Drugs
drug demand reduction assessments, 706–650
Public officers and employees
drug testing of prospective employees, 78–2.6
emergency medical services personnel, 321–226
Testing
correctional facility inmates, 353G–3
emergency medical services personnel, 321–226
on-site screening tests
authorization, 329B–5.5
definitions, 329B–2
procedures, 329B–5, 5.5
records, 329B–3
results, 329B–5, 5.5

probationers, 353G–4
public employees, 78–2.6, 321–226
repeat offenders, 353G–3
results
confidentiality, 353G–5
employer actions against employees, 378–32
on-site screening tests, 329B–5.5
prisoners, 353G–5
Torts
civil action against dealer
see TORTS, Drug dealer liability
Treatment
certifying programs and personnel, 353G–15
data collection, 321–192.5, 352D–4.5, 601–21
detoxification treatment, 329–38
evaluation and monitoring, 321–192.5, 352D–4.5, 601–21
prisoners and parolees
assessments, 706–650
data collection, 353G–13, 601–21
interagency coordination, 321–193.5
mandatory, 353G–7, 8
parolees, 353–66
youth correctional facilities, 352D–4.5, 7.5
reporting, 321–192.5, 352D–4.5, 601–21

SUICIDE
Assisted community treatment
see MENTAL ILLNESS
Euthanasia or assisted suicide
medical care decisions not to authorize, 327E–13
Medical care decisions
end-of-life decisions
see MEDICAL CARE DECISIONS
withholding life-sustaining procedures not suicide, 327E–13
Psychiatric facilities
commitment
hearings, 334–60.5
involuntary
criteria, 334–60.2
hearings, 334–60.5
order of commitment, 334–60.5
grounds for involuntary commitment, 334–60.2

SUMMONS AND PROCESS
Absent defendants
service by mail, 634–29.5
Agents for service of process
appointment of agent
consent to service, 425R–4
contents, 425R–4
resignation, 425R–10

termination of appointment
by agent, 425R–6, 10
change of agent, 425R–7
commerce and consumer affairs department
filing documents, 425R–2
listing of commercial registered agents, 425R–5
definitions, 425R–1
documents
address in filings, 425R–3
change of agent, 425R–7
change of name or address, 425R–8, 9
electronic documents, 425R–13
filing fees, 425R–2
domicile
address in filings, 425R–3
change of address, 425R–8, 9
duties of agent, 425R–11
fees
filing documents, 425R–2
jurisdiction over entity, 425R–12
listing of commercial registered agents
registration, 425R–5
termination, 425R–6
names
change of name, 425R–8, 9
generally, 425R–5
resignation of agent, 425R–10
termination of business, 425R–6
venue in actions, 425R–12
Arbitration
service of notice, 658A–5, 9
subpoena of witnesses, 658A–17
Arrest warrants
see ARREST
Assumpsit actions
manner of service, 634–38
Child abuse
child protective act, 587A–13
Child custody
enforcement orders, 583A–309
immunity to service in other actions, 583A–109
service of notice outside the state, 583A–108
Child support
interstate and foreign enforcement, 576B–207, 605, 606
presumption of notice and service, 576E–4, 634–37
procedure, 576E–4, 634–37
service, 634–37
Commerce and consumer affairs department
consumer protection office, 487–9
contractor's forfeiture of property, 444–23.5
power to serve process, 487–10

Condominiums
service of process, 514B–106.5, 634–21.5
Cooperative housing corporation
service of process, 634–21.5
Corporations
see CORPORATIONS
Family courts
district family judges, 571–8.5
Fees
bench warrants, 607–8.5
subpoenas, 607–8
Housing cooperatives
service of process, 421I–13
Independent civil process servers
see PUBLIC SAFETY DEPARTMENT, Process servers
Land court
service after registration, 501–105
Long arm statute
investment of trust assets, 554C–9
Motor vehicles
traffic warrants, 353–66.5, 604–7.2
Planned communities
service of process, 421J–15, 634–21.5
Professional and vocational licensing
athlete agents, 481E–2
contractor's forfeiture of property, 444–23.5
Real property
ownership, use, or possession of real property in state
service by mail, 634–29.5
Securities
commercial code, 490:8–112
securities sales, 485A–610
Service by mail
assumpsit actions, 634–38
child support, 634–37
nonresident owners of real property, 634–29.5
service outside state by mail, 634–29.5
Service by posting
generally, 601–13
parentage actions, 584–8
Service by publication
parentage actions, 584–8
Service outside state
service by mail, 634–29.5
Taxation
cigarette and tobacco taxes, 486P–4
nonresident doing business in the state, 486P–4
Trademarks and trade names
nonresident registrants, 482–34
Unincorporated associations
agent for service of process, 429–10

service, 429–13
Universities and colleges
unaccredited degree granting institutions, 446E–4
University of Hawaii
service of process, 304A–109

SUPPORT AND MAINTENANCE
Desertion
inheritance from child denied, 560:2–103
Enforcement of support
see CHILD SUPPORT
Nonsupport
extradition, 576B–801, 802

SUPREME COURT OF HAWAII
Costs
indigent legal services surcharge, 607–5.7
Fees
indigent legal services surcharge, 607–5.7
Jurisdiction
conservation districts, 183C–9
land use, 205–19
public utilities, 269–15.51
tourism authority, 201B–15
water code, 174C–12.5
Rules
adoption, 604A–3

SURETY BONDS
Appeals
supersedeas bond
limitation on amount, 607–25
tobacco master settlement agreement, 328L–7
Colleges or universities, 305J–14
Money transmitters
requirements, 489D–7
Professional and vocational licensing
appraisal management companies, 466L–27
charter tour operators, 468L–22
mortgage servicers, 454M–4
professional employer organizations, 373L–3
travel agencies, 468L–22
Public contracts
public works projects
settlement on performance bonds, 103D–703.5
Tour activity providers and activity desks
performance bonds, 468M–10

SURVEYS AND SURVEYORS
Actions
review of merits of claim

see DESIGN CLAIM CONCILIATION PANELS
Agricultural loans
requirements, 155–11
Condominiums
certification of conformance to building plans, 514B–34
Conveyances bureau
fees, 501–218
Encroachment
minor discrepancies
see QUIETING TITLE
Plans and specifications
condominiums, 514B–34
Schools
income tax credit for donation of services, 235–110.2
maintenance and repair contracts, 36–35, 36
Surveyors
actions
tort liability, 663–10.9, 10.98
examinations
fees, 464–9
repetition, 464–9
fees, 501–218
licenses
applications, 464–8
compliance with laws and rules, 464–8
renewal, 464–9
permit processing, 201–62
rules, 464–9
taxation
school repair and maintenance services credit, 235–110.2
Title registration
fees, 501–218

SUSTAINABILITY
see STATE PLANNING

SUSTAINABLE BUSINESS CORPORATIONS
Annual benefit report
benefit director
duty of, 420D–7
benefit officer
duty of, 420D–9
corporate performance
assessment of, 420D–11
distribution, 420D–11
required contents, 420D–11
Benefit director
election of, 420D–7
independent of corporation, 420D–7
powers and duties, 420D–7
Benefit officer

election of, 420D–9
independent of corporation, 420D–9
powers and duties, 420D–9
Business corporations
conversion to sustainable, 420D–3
Business registration, 420D–13
Commerce and consumer affairs department
filing documents with department, 420D–13
Conversion to by domestic corporation, 420D–3
Corporate performance
assessment of in annual benefit report, 420D–11
third-party standard
use in assessment, 420D–12
Corporate purposes
allowable public benefits, 420D–5
public benefit required, 420D–5
right of action to enforce, 420D–10
Definitions, 420D–2
Directors
benefit director, 420D–7
interests of corporation
considerations, 420D–6
limitation of liability
standards of conduct, 420D–6
Legislative findings and purpose, 420D–1
Liability
limitation of
standards of conduct, 420D–6, 8
Officers
benefit officer, 420D–9
standards of conduct, 420D–8
Public benefit required, 420D–5
Right of action
direct or derivative claims, 420D–10
Shareholders
annual benefit reports, 420D–11
direct or derivative claims, 420D–10
Standards of conduct
directors, 420D–6
limitation of liability
standards of conduct, 420D–8
officers, 420D–8
right of action to enforce, 420D–10
Termination of status, 420D–4
Third-party standard
requirements for, 420D–12
use in assessment, 420D–12

TAMPERING
Computer damage or modification, 708–892, 892.5, 892.6

DNA testing and identification of offenders
tampering with specimen or sample, 844D–112
Elections
tampering with voting machines or programs, 19–3
Forged documents and instruments
tampering with magnetic ink character recognition numbers, 708–851, 852

TATTOO ARTISTS
Fees, 321–11.5, 373.5
Licenses
child support debt, 321–15
denial, 321–15
fees, 321–11.5
permits, 321–373.5
suspension or revocation, 321–15
temporary licenses, 321–374
Permits, 321–373.5

TAX APPEALS
Administrative appeals officer, 231–7.5
Administrative appeals process, 231–7.5
Appeals from taxation department
denial of refund claim, 232–14.5
Costs
rules, 232–5
small claims, 232–5

TAXATION
Assessment of taxes
sales between affiliated companies, 231–3.1
Cash-based businesses
books and records
failure to keep, 231–95
receipts, 231–96
defined, 231–93
injunctions, 231–92
interference with tax official, 231–100
licenses
failure to produce, 231–94
tax avoidance, 231–98, 99
violations
citations, 231–91
penalties, 231–91
Civil unions
applicability, 231–21.5
Collection of taxes
federal contractors, 231–9.3
multistate sales and use tax agreement
see EXCISE TAXES
responsibilities of director, 231–13
wilful failure to collect and pay tax, 231–36.4

Credits
erroneous claims, 231–36.8
Definitions
lump-sum offer in compromise, 231–9.2
periodic payment offer in compromise, 231–9.2
Delinquent taxes
collection agencies, attorneys, and auditors, 231–13, 26, 443B–9
electronic funds transfers, 231–9.9
federal contractors, 231–9.3
investigators, 231–4.3
Electronic filings
penalty for failure to file properly, 231–8.5
remittances, 231–9.9
returns, applications, and documents, 231–8.5
Electronic funds transfers
dishonored items, 40–35.5
interest penalty, 231–9.9
payments to state generally, 40–51.6
Estate and transfer taxes
see ESTATE AND GENERATION-SKIPPING TRANSFER TAX
Evidence
signature presumed authentic, 231–15.3
Exemptions from taxation
abusive tax shelter, 231–36.7
college savings accounts, 256–7
financing agreements, 37D–8
green infrastructure special fund, 196–65
Hawaii technology development corporation
revenue bonds, 206M–12.5
housing finance and development corporation, 201H–9
individual development accounts, 257–9
office of Hawaiian affairs revenue bonds, 10–25.1
public employee pensions, 88–93.5
public housing authority, 356D–8
report, 231–3.4
special purpose revenue bonds
agricultural enterprises, 39A–324, 325, 326
dams and reservoir owners, 39A–354, 355, 356
low and moderate income housing, 39A–294, 295, 296
private schools and colleges, 39A–264, 265, 266
tourism authority, 201B–12
university projects, 304A–2683
Interest
electronic funds transfers, 40–35.5, 231–9.9
Liens
public contracts
payment withheld for tax debt, 103–53, 103D–328
Nonresidents
federal contractors, 231–9.3
Payment of taxes
credit or debit cards, 40–51.6, 231–9.4

electronic funds transfers, 40–35.5
multistate sales and use tax agreement
see EXCISE TAXES
offers in compromise, 231–9.2
wilful failure to collect and pay tax, 231–36.4
Penalties
administrative guidance in construing tax violations, 231–10.6
erroneous claim for refund or credit, 231–36.8
promoting abusive tax shelter, 231–36.7
statute of limitations
extension, 231–40.5
understatement of tax, 231–36.5, 36.6
violent interference with tax official, 231–86
wilful failure to collect and pay tax, 231–36.4
Recovery of moneys owed the state
medicaid overpayments, 346–59.6
public contract payments withheld, 103D–328
Refunds
recovery of moneys owed the state
setoff against refunds, 383–80
Returns
audits and examinations, 231–10.5
electronic filing, 231–8.5
erroneous claim for refund or credit, 231–36.8
letter rulings and determination letters, 231–19.3
signature presumed authentic, 231–15.3
substantial omissions, 231–40.5
taxpayer communication confidentiality, 231–1.5
understatement of tax, 231–36.5, 36.6
Tax preparers
defined, 231–36.5
exempt practices, 231–36.5
taxpayer communication confidentiality, 231–1.5
understatement of taxpayer's liability, 231–36.5

TAXATION DEPARTMENT
Administrative appeals officer, 231–7.5
Contracts
collection agencies, attorneys, and auditors, 231–13, 26
Criminal history record checks, see Personnel security program, below
Director of taxation
collection powers and duties, 231–13
Dispute resolution program, 231–7.5
Employees
investigators, 231–4.3, 83
Enforcement of tax laws
civil enforcement section, 231–81
dispute resolution, 231–7.5
extension of limitations period, 231–40.5
hearings and subpoenas, 231–7
identification of cases, 231–85

inspection of books and records, 231–84
investigators, 231–83
powers and duties, 231–82
revenues collected, 231–85
violent interference with tax official, 231–86
Funds
cigarette tax stamp administrative special fund, 245–41.5
tax administration special fund, 235–20.5
Investigations
civil enforcement section, 231–82, 83
delinquent taxes, 231–4.3
search and seizure, 231–84
Offers in compromise
requirements, 231–9.2
Personnel security program
established, 231–1.6
purpose, 231–1.6
Records
auditor access to tax records, 231–3.3
letter rulings and determination letters, 231–19.3
Reports
audits and examinations, 231–10.5
electronic funds transfers, 231–9.9
ethanol production facilities, 235–110.3
tax exemptions, 231–3.4
Rules
administrative guidance in construing tax violations, 231–10.6
cesspool upgrade, conversion, or connection, 235–16.5
cigarette and tobacco taxes, 245–21, 42
county general excise and use tax surcharge, 238–2.6
earned income tax credit, 235–55.75
electronic filing of returns, applications, and documents, 231–8.5
ethanol investment tax credit, 235–110.3
federal contractors, 231–9.3
offers in compromise, 231–9.2
renewable fuels production tax credit, 235–110.31
temporary rules, 231–10.7
Tax clearance
election precinct officials, 11–5
fees, 231–10.8
public contracts, 103D–328
Written opinions on returns
audits and examinations, 231–10.5
letter rulings and determination letters, 231–19.3

TAXICABS
Smoking prohibited, 328J–3

TEACHERS
Charter schools, 89–10.55, 302D–26
Coaches

allocations, 302A–633.6
Collective bargaining
educational accountability, 302A–1004
Criminal history record checks, 302A–601.5, 302C–1, 302D–33, 846–2.7
Curriculum development
computer science, 302A–709
science and technology, 304A–1861, 1862, 1863
standards-based curriculum, 302A–321
Education and training
approval of programs, 302A–803, 805.5
college of education, 304A–1201
continuing education, 302A–1004
k-12 agriculture workforce development pipeline initiative, 371–21
national board certification, 302A–702, 706
practical experience, 302A–802
student loans, 302A–707, 807, 304A–701
Emergency hires
defined, 302A–501
employment, 302A–804
license exemption, 302A–602
reports, 302A–804
Evaluation programs
educational accountability, 302A–1004
Exemplary teachers, 302A–703, 704
Force
punishment of pupils, 302A–1141.4
restraint
chemical or mechanical, 302A–1141.3
physical, 302A–1141.4
training, 302A–1141.4
seclusion, 302A–1141.3
Hawaiian language
immersion schools program, 302A–630, 302H–3
teacher training program, 304A–1302
Hearings
disciplinary actions, 302A–807
Housing programs
administration, 302A–832
annual reviews, 302A–835
disposal of units, 302A–835
experimental and demonstration projects, 201H–12, 356D–11
powers and duties of department, 302A–832
reports, 302A–834
revolving fund, 302A–833
rules, 302A–832
Licenses
charter school commission duties, 302A–804
exemptions, 302A–602
national certification or examinations, 302A–702
reciprocal agreements, 302A–802, 803
revocation or suspension

powers of board, 302A–803
student loan default or breach, 302A–807
Parent-teacher conferences
paid leave time for public employees, 78–31
Professional development
approval of courses and programs, 302A–805.5
computer science teacher development programs, 302A–709
national board certification, 302A–702, 706
powers of board of education, 302A–805.6
powers of standards board, 302A–803
science and technology, 304A–1863
standards-based curriculum, 302A–321
Recruitment
supply and demand reports, 302A–804
Reports
emergency hires, 302A–804
standards board, 302A–803
teacher shortages, 302A–804
Retirement
see RETIREMENT (PUBLIC EMPLOYEES)
Salaries
coaches, 302A–633.6
exemplary teachers, 302A–703
national board certification bonuses, 302A–706
payroll lag exemption, 78–13
Special education teachers
Felix stipend program special fund, 302A–707
Standards board
licensing and credentials
national board certification support program, 302A–702
reports, 302A–804
Teacher trainees
criminal history record checks, 302A–601.5, 302D–33, 846–2.7
Teaching assistants and support services
national board certification support program, 302A–702
University of Hawaii
tuition assistance, 302A–704
Vice-principal positions
incentives, 302A–703
tuition assistance, 302A–704

TELECOMMUNICATION SERVICES
Broadband access or service
broadband-related permits
application, 27–45, 46–89
county immunity from liability, 46–89
state immunity from liability, 27–45
cable television, 440G–11.5
definitions, 440J–1
information
confidentiality, 440J–3

reports, 440J–2
Business and commerce
electronic records and electronic signatures
see ELECTRONIC TRANSACTIONS
Call centers
defined, 209E–2, 237–29.8, 239–12
enterprise zone eligibility, 209E–2
tax exemptions, 237–29.8, 239–12
Carriers
authorization to change, 269–16.92
long distance carriers, 269–16.92
retail intrastate service, 269–16.85
selection, 269–16.92
Concessions on public property
stadium, 102–2
Condominiums
installation of equipment, etc., 514B–140
Consolidation of state functions
advisory committee, 27–43
governor's special advisor's duties, 27–41
strategic plan, 27–43
Court proceedings
televising testimony of victim or witness, 801D–7
Cybersecurity, economic, education, and infrastructure security coordinator
see DEFENSE DEPARTMENT
Definitions, 206N–2
Disabled persons
relay services for hearing and speech impaired, 269–16.6
warranties on assistive devices
see DISABLED PERSONS
Drugs
electronic prescriptions
see DRUGS
Electronic mail
confidentiality of voter addresses, 15D–14
interception or divulging contents
privacy violations, 711–1111
notices to shareholders, 414–4, 124
student e-mail accounts, 226–107
Electronic or wire money transfers
see MONEY TRANSMITTERS
Electronic records and electronic signatures
see ELECTRONIC TRANSACTIONS
Government information and services
emergency management
proclamation of governor or mayor, 127A–15
Government systems
interference with or obstructing operation, 710–1010
security audits, 27–43.5
Governor's special advisor for technology development
duties, 27–41

established, 27–41
Home service providers, see Wireless service providers, below
Information
broadband service providers, 440J–2
mobile radio service providers, 440J–2
Infrastructure renovation
tax credits, 235–110.51
Internet sales and services
bad faith registration or use of domain names
actions, 481B–25
damages, 481B–25
definitions, 481B–21
evidence of bad faith, 481B–23
permitted practices, 481B–24
prohibitions, 481B–22
debit to customer's bank account
see NEGOTIABLE INSTRUMENTS, Demand drafts
student e-mail accounts, 226–107
taxation
interstate agreements
see EXCISE TAXES, Multistate sales and use tax agreement
Job training
governor's special advisor's duties, 27–41
millennium workforce development training program, 371–17
public-private partnerships, 371–17
Long distance service
change in carrier, 269–16.92
Minors
child pornography, 707–752, 753
electronic enticement of children, 707–756, 757
indecent electronic display to a child, 707–759
Physicians
telehealth
consultations, 453–2
insurance coverage, 346–59.1, 431:10A–116.3, 432:1–601.5, 432D–23.5
standard of care, 453–1.3
Planning and development
broadband services, 440G–11.5
governor's special advisor's duties, 27–41
research activities tax credit, 235–110.91
Promotion and marketing
broadband services, 440G–11.5
governor's special advisor's duties, 27–41
Public buildings and facilities
concessions on public property, 102–1
Real property
electronic recording of instruments
see CONVEYANCES BUREAU, Recording of instruments
Reports
broadband service providers, 440J–2
mobile radio service providers, 440J–2

Service providers
selection of carrier, 269–16.92
State electronic data sets
see ACCOUNTING AND GENERAL SERVICES DEPARTMENT, High technology development, open data portal
State internet portal
access Hawaii committee, 27G–3, 4
definitions, 27G–1
fees, 27G–2
portal manager, 27G–4
reports, 27G–5
services, 27G–4
special fund, 27G–6
Taxation
department reports in electronic format, 231–3.4
electronic filing of tax returns, etc., 231–8.5
general excise taxes
employee disbursements, 237–24.7
exemptions, 237–24.7
infrastructure renovation, 235–110.51
internet sales and services
interstate agreements
see EXCISE TAXES, Multistate sales and use tax agreement
prepaid telephone calling services, 237–13.8
public service company tax, 239–5
remittances, 231–9.9
Telehealth
defined, 453–1.3
insurance coverage, 346–59.1, 431:10A–116.3, 432:1–601.5, 432D–23.5
nurses, 457–2, 5
physician consultations, 453–2
radiologists, 453–2, 466J–6
standard of care, 453–1.3
Universal service
transfers from special funds, 36–27, 30
Videoconferences
corporation board of directors meetings, 414–211, 414D–143
court proceedings, 801D–7
early learning board meetings, 302L–3.5
meetings of corporation shareholders, 414–121, 122
Violations
change in long distance carriers, 269–16.92
Wireless broadband and communications networks
applicability of chapter, 206N–1
bonding requirements, 206N–10
charges, 206N–3
collocation requests
denials, 206N–6
multiple small wireless facilities, 206N–6
requirements, 206N–6
definitions, 206N–2

design and collocation standards, 206N–5
duties of state or counties, 206N–5, 6
fees and charges, 206N–5, 7
height and size restrictions, 206N–5
implementation of chapter, 206N–9
indemnification of state or counties, 206N–10
insurance coverage, 206N–10
jurisdiction of state or counties, 206N–8
permissible uses within agricultural districts, 205–4.5
permissible uses within rural districts, 205–2
permitting process
consolidated applications, 206N–6
contents of application, 206N–6
notices, 206N–6
requirements, 206N–6
placement in historic districts, 206N–5
prohibited practices, 206N–3, 5
rights of way
access, 206N–7
fees, 206N–7
make-ready work, 206N–7
permits to install or collocate in, 206N–6
repairs, 206N–5
zoning, 206N–4
zoning approvals or reviews, 206N–4
Wireless service providers
antennas permitted in agricultural districts, 205–4.5
no cause of action against, when, 269–16.93
opt-out request for domestic abuse victims, 269–16.93
order for transfer or release from shared plan, 586–5.8
taxation
applicability, 239–21, 23
definitions, 239–22
general excise tax, 237–13
nonseverability, 239–25
place of primary use, 239–24
segregation of gross income, 237–14.5, 239–4.5

TELEPHONES
Call centers
defined, 209E–2, 237–29.8, 239–12
enterprise zone eligibility, 209E–2
tax exemptions, 237–29.8, 239–12
Calling cards
prepaid telephone calling services, 237–13.8
Cellular phones
use while operating a motor vehicle, 291C–137
Cellular telephone services, see Wireless telecommunication service providers, below
Disabled persons
relay services
program, 269–16.6

warranties on assistive devices
see DISABLED PERSONS
Long distance carriers
change in carriers, 269–16.92
selection, 269–16.92
911 system
administration of system, 138–2
audits, 138–7
board
established, 138–2
meetings, 138–2
members, 138–2
confidentiality of information, 138–8, 10
customer billings, 138–4
customer information, 138–10
definitions, 138–1
dispute resolution, 138–11
effective date of system, 138–12
equipment and operating expenses of system, 138–5
false alarm or report, 710–1014.5
immunities, 138–9
information from service providers, 138–8
liability limited, 138–9
misuse, 710–1014.5
proprietary information
confidentiality, 138–8
reports, 138–6
retention of recordings and radio dispatches, 46–1.7
service contracts, 138–12
special fund
established, 138–3
uses, 138–3, 5
surcharges
assessment, 138–4
audits, 138–7
established, 138–4
rates, 138–4
Pest control operators
advertising without license
disconnecting telephone number, 460J–27.5
Prepaid telephone calling services
taxation, 237–13.8
Privacy
criminal violations, 711–1111
Solicitation by telephone
abusive practices, 481P–3
contracts void, 481P–8
definitions, 481P–1
disclosures
generally, 481P–2
donations to charities

see SOLICITORS, Fundraising professionals
exemptions, 481P–5
generally, 481P–4, 5
penalties, 481P–6, 7
prohibited practices, 481P–2, 3
recordkeeping, 481P–4
telemarketing fraud, 481P–2, 3, 708–835.6
Taxation
prepaid telephone calling services, 237–13.8
wireless service providers, 237–13, 239–24
Wireless telecommunications service providers
no cause of action against, when, 269–16.93
opt-out request for domestic abuse victims, 269–16.93
order for transfer or release from shared plan, 586–5.8
taxation
applicability, 239–21
definitions, 239–22
federal regulations, 239–23
general excise tax, 237–13
nonseverability, 239–25
place of primary use, 239–24
segregation of gross income, 237–14.5, 239–4.5

TELEVISION
Boats and vessels
permits, 201–14
thrill craft operations, 200–37
Emergency management
access to closed areas, 127A–12
proclamation of governor or mayor, 127A–15
Legislature
broadcasting legislative sessions, 21G–3
Permits
thrill craft operations, 200–37
Public, educational, and governmental access
management by access organization, 440G–8.3
Recycling computers, televisions, and other electronic devices
see RECYCLING
Royalties, copyrights, or licenses
tax exemptions, 235–7.3
Taxation
income taxes
exemptions, 235–7.3, 9
tax credit, 235–17
Television and film development incentives
administration, 201–112
board, 201–112
definitions, 201–111
eligibility, 201–111
grants, 201–113
inspection of premises and records, 201–114

rules, 201–112, 113
special fund, 201–113
venture capital investments
defined, 201–111
requirements, 201–113

THEATERS
Breastfeeding in public accommodations, 489–21
Open movie captioning and audio description, 489–9
Unauthorized motion picture recording
detention of suspected violator, 663–2
offense, 708–835.4

THEFT
Beer kegs, 708–835.8
Copper
theft of copper, 708–835.7
Definitions, 708–835.9
Drugs
obtaining precursor substances, 329–65
Evidence
possession of agricultural products or livestock without ownership certificate, 708–831, 835.5
Firearms
liability for injury or damage in use, 663–9.5
Fruits, nuts, vegetables, and foliage
see FARM PRODUCE, Certificates of ownership
Internet fraud
use of computer to commit theft, 708–891.6, 893
Livestock
possession without ownership and movement certificate, 708–835.5
Money laundering
see MONETARY LAUNDERING
Motion picture recording in theater, 663–2, 708–835.4
Motor vehicles
alarm systems
see MOTOR VEHICLES
forfeiture of property, 712A–4
inspection of repair shops, used parts dealers, and salvaging operations, 286–44
police sting operations, 803–41
tracking devices to locate vehicle
bait vehicle defined, 803–41
exempt from electronic eavesdropping prohibition, 803–41
unauthorized entry into vehicle
first degree offense, 708–836.5
second degree offense, 708–836.6
use of force or threat, 708–840, 841
Pawnbrokers
altering, melting, etc. items, 486M–4
retention of items after pawn, 486M–4
transmission of pawn records to police, 486M–2

Public officers and employees
embezzlement of public funds
withholding salary to repay, 78–12
Receiving stolen property
fines, 706–640
restitution to victim, 706–640
Stolen property
police inspection of motor vehicle repair shops, used parts dealers, and salvaging operations, 286–44
Tour activity providers and activity desks
client trust accounts, 468M–16
Urns, 708–835.9

THREATS
Computer crimes, 707–764
Domestic violence
see DOMESTIC ABUSE
Jury
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
Prostitution
coercion into prostitution
see PROSTITUTION
Stalking
criminal offense, 711–1106.4, 1106.5
waiver of court costs and fees for protective orders, 607–2.5
Terroristic threatening
court jurisdiction, 571–14
domestic abuse
concurrent charge or complaint, 571–14
insurance policies, 431:10–217.5, 432:1–101.6, 432:2–103.5, 432D–27
Victims of crime
protection from threat or harm, 801D–4
Witnesses
deferred acceptance of guilty or nolo contendere plea inapplicable, 853–4
nuisance abatement actions
protective orders, 712–1271.6

TIME SHARING PLANS
Acquisition agents
employees, 514E–2.5
Actions
consumer's right of action, 514E–31
transient accommodations tax, 237D–14
Advertising
owner referrals, 514E–9.8
requirements, 237D–4
signs, 514E–11
violations, 237D–4
Classes of time share interests, 514E–8.5
Condominiums
leasehold interests

recordation, 501–241
representative agent for time share owner, 514B–153
Contracts
deceptive practices, 514E–11
waiver of purchaser's rights, 514E–11
Definitions, 514E–10.2
Developers
limited permits, 514E–10.2
resale of interest, 514E–1
Disclosure
additional interest to existing purchaser, 514E–10.2
exemptions, 514E–30
prospective purchasers, 514E–9.1
requirements, 514E–9.1
rules, 514E–11.1
sales outside the United States, 514E–5.5
signs, 514E–11
Exemption from requirements, 514E–5.5
Fees
limited permits, 514E–10.2
registration renewals, 514E–10
Foreclosure
nonjudicial power of sale
affidavit, 667–64
agreement or document, 667–40
applicability, 667–65
creditors, 667–63
non-mortgage situations, 667–40
notice, 667–62, 63
sale, 667–62
Leasehold time share interests
apartment leases
defined, 501–20
recording instruments, 501–241
conveyances, 501–103, 241
court jurisdiction, 501–248
definitions, 501–20
documentation, 501–244, 245
encumbrances on title, 501–82, 110
land court
document number, 501–244, 245
jurisdiction in disputes, 501–248
registered lands, 501–243
liens, 501–241, 246, 507–43, 636–3
mortgage, conveyance, etc. property, 501–247
notice, 501–241
owner's rights and liabilities, 501–246, 247
partition, 501–246
pendency of action, 501–241, 634–51
recording instruments, 501–241, 243, 531–15
registered lands, 501–243

status of property, 501–242
subsequent conveyances, 501–244
title, 501–82, 103
Licenses
exemptions, 514E–2.5, 9.8
limited permits, 514E–10.2
Liens
foreign time share plans, 514E–5.5
recording leasehold interests, 501–241
Local contact information, 237D–4
Location
classifying time share interests, 514E–8.5
Misrepresentations, 514E–11
Nonprofit corporations
conflict of laws, 414D–109, 311
Out-of-state sales, 514E–30
Owner referrals, 514E–9.8
Plan managers
defined, 237D–1
registration requirements, 237D–4
transient accommodations tax collection and payment, 237D–2
Planned communities
exclusion from regulations, 421J–2
Recordation
generally
see LAND REGISTRATION
leaseholds, 501–241
Records
tax records, 237D–12
Registration
limited permits, 514E–10.2
renewals, 514E–10
Representative agent for condominium time share, 514B–153
Rules
disclosures, 514E–11.1
overselling time share interests, 514E–8.6
registration, 514E–10
Sales
additional interest to existing purchaser, 514E–10.2
booths, 514E–11
disclosure statements, 514E–9.1
exemption from requirements, 514E–5.5
foreign time share plans, 514E–5.5
interest rate, 478–8
leasehold interests
recordation, 501–241
out-of-state sales, 514E–30
overselling time share interests, 514E–8.6
owner referrals, 514E–9.8
resale of interest, 514E–1
signs, 514E–11

Sales agents
resale of interest, 514E–1
Signs, 514E–11
Taxation
excise taxes, 237–24.7
recordkeeping requirements, 237D–12
transient accommodations tax
see TRANSIENT ACCOMMODATIONS TAX
Time
blocked out periods, 514E–8.5
overselling time share interests, 514E–8.6
seasonal variations, 514E–8.5
units unavailable during entire duration of plan, 514E–8.5
Time share commissioners of deeds
see DEEDS AND CONVEYANCES
Tourism activities
sale as part of marketing and promotion, 514E–11
Units
classifying time share interests, 514E–8.5
fair market rental value, 237D–1
owner's use rights, 514E–8.6
rental of unreserved time periods, 514E–8.6
size, location, view, etc., 514E–8.5
Violations of provisions
actions, 514E–31
cease and desist orders, 514E–12
civil penalties, 514E–11
identification badges, 514E–11
signs, 514E–11

TOBACCO TAXES
Cigarette tax stamps
administrative special fund
established, 245–41.5
applicability, 245–39
canceled stamps, 245–33
counterfeit stamps, 245–9, 36
definitions, 245–1
denominations, 245–23
design, 245–23
disposition of fines and forfeitures, 245–41
enforcement
attorney general's powers, 245–9, 41
unlawful shipment, 245–62
established, 245–3, 21
exemptions
generally, 245–39
rules, 245–21
export and foreign cigarettes, 245–32, 56, 57
forfeitures, 245–9, 40, 712A–5
funds

administrative special fund, 245–41.5
inspection, 245–9
military installations, 245–39
packages without stamps, 245–37
payment of tax through stamps, 245–3, 21
possession of stamps by unlicensed persons, 245–35
purchase
deferred payment
amount allowed, 245–27
approval, 245–27
authorized, 245–27
bond, 245–27
failure to pay, 245–30
payment, 245–28
suspension of privilege, 245–29
time for payment, 245–28
violations, 245–30
designees, 245–25
discount or reduction in stamp price, 245–22
fees, 245–22, 26
price, 245–22, 26
reports, 245–31
when purchase to begin, 245–25
removal from the state, 245–32
reports
licensees, 245–31
sale and distribution of cigarettes, 245–31
required, 245–22
rules
adoption, 245–42
affixing stamps, 245–22
exemptions, 245–21
purchase by designee, 245–25
refunds and credits, 245–32, 33
stamp fees, 245–26
unused or canceled stamps, 245–33
sale, 245–24, 26
unused stamps, 245–33
vending machine sales, 245–38
violations
counterfeit stamps, 245–36
deferred payment purchases, 245–29, 30
enforcement, 245–41
forfeitures, 245–9, 40, 712A–5
injunctions, 245–41
resale of tax-exempt cigarettes, 245–39
sale or transfer of stamps, 245–34
unlawful shipment, 245–16
unlicensed possession of stamps, 245–35
unregistered brands, 245–22.5
unstamped packages, 245–37

vending machines, 245–38
Dealers
cigarette tax stamps
affixing cigarette tax stamps, 245–22
reports, 245–31
unused stamps, 245–33
violations, 245–30, 37
import of foreign cigarettes, 245–57
unlawful shipment, 245–16, 62
Export or foreign cigarettes
alteration of packaging, 245–52
applicability, 245–62
enforcement, 245–61
exemptions, 245–62
forfeitures, 245–55
importation, 245–57
injunctions, 245–61
penalties, 245–53, 56, 63
records, 245–57
sale or distribution
penalties, 245–53, 58
prohibited, 245–51
seizures, 245–54
tax stamps, 245–56, 57
trademarks and trade names, 245–60
unfair trade practices, 245–59, 60
Fees
cigarette tax stamps, 245–26
retail tobacco permits, 245–2.5
Hearings, 245–2, 2.5
Licenses
revocation, 245–2, 58
Notice
retail tobacco permits, 245–2.5
suspension or revocation of license, 245–2
Payment of taxes
cigarette tax stamps, 245–3, 21
Records
disclosure to attorney general, 486P–2, 3
importing foreign cigarettes, 245–57
inspections, 245–2.5
retail tobacco permits, 245–2.5
Retail tobacco permits
issuance, 245–2.5
place of business, 245–2.5
records, 245–2.5
required, 245–2.5
suspension or revocation, 245–2.5
violations, 245–2.6, 2.7
Returns
access by attorney general, 486P–2, 3

electronic filing, 231–8.5
Rules
cigarette tax stamps
adoption, 245–42
affixing stamps, 245–22
exemptions, 245–21
fees, 245–22, 26
purchase, 245–25
refunds and credits, 245–32, 33
unused or canceled stamps, 245–33
retail tobacco permits, 245–2.5
Violations
cigarette tax stamps
counterfeit stamps, 245–36
deferred payment purchases, 245–29, 30
enforcement, 245–41
forfeitures, 245–9, 40, 712A–5
injunctions, 245–41
resale of tax-exempt cigarettes, 245–39
sale or transfer of stamps, 245–34
unlawful shipment, 245–16
unlicensed possession of stamps, 245–35
unregistered brands, 245–22.5
unstamped packages, 245–37
vending machines, 245–38
export and foreign cigarettes, 245–56
retail tobacco permits, 245–2.6, 2.7
Wholesalers
cigarette tax stamps
affixing cigarette tax stamps, 245–22
export and foreign cigarettes, 245–32
refunds and credits, 245–32
reports, 245–31
unused stamps, 245–33
violations, 245–30, 37

TORTS
Absolute liability
exemption for instructors, 663–9.5
Accidents
emergency assistance
landowners liability, 520–3, 4
Accountants
exceptions to joint liability, 663–10.9
Agricultural land owner
limited liability, 663–10.99
Alcoholic beverages
adult's liability for actions by underage drinker, 663–41, 42
Breach of contract
tort liability, 663–1.2
Cemeteries

immunity to liability, 662D–5
Child care facilities
apartments and townhouses
immunity of association, 502C–2, 663–1.53
Cigarettes and tobacco products
see SMOKING RESTRICTIONS, Tobacco settlement
Contribution among tortfeasors
drug dealer liability, 663E–8
pleadings
unknown or unascertained parties, 663–17
release
effect, 663–15.5
Counties
indemnification by state, 46–71.5
Damages
breach of contract, 663–1.2
periodic payments to satisfy tort claim or judgment
see JUDGMENTS, Structured settlements
Definitions
board, 663–51
drug dealer liability, 663E–1
improved public lands, 663–51
motorsports facility, 663–10.95
prostitution coercion liability, 663J–2
public entity, 663–51
Design professionals
claim conciliation panels
administration, 672B–2
consultations, 672B–6
costs and fees, 672B–16
decision of panel, 672B–9, 10
definitions, 672B–1
duty to cooperate, 672B–16
establishment and members, 672B–3
expungement of records, 672B–10
fees, 672B–3, 4
hearings, 672B–7, 8
immunities, 672B–14
mediation, 672B–13
reports, 672B–17
review of claim, 672B–5
statute of limitations, 672B–15
subsequent litigation, 672B–11, 12, 13
exceptions to joint liability, 663–10.9
highway design, construction, or maintenance, 663–10.98
indemnification of state agency in procurement contract, 103D–713
Drug dealer liability
contributions among tortfeasors, 663E–8
defenses, 663E–10
definitions, 663E–1
drug market target community, 663E–5

drug users
bars to recovery, 663E–3
comparative responsibility, 663E–7
damages recoverable, 663E–3
persons liable, 663E–3
evidence, 663E–9
intra-family tort immunity, 663E–13
joinder of parties, 663E–6
liability
area of liable actions, 663E–5
comparative responsibility, 663E–7
defenses, 663E–10
exemptions, 663E–4
intra-family tort immunity, 663E–13
joinder of parties, 663E–6
persons liable, 663E–2, 3
standard of proof, 663E–9
limitation of actions, 663E–11
period of illegal drug use, 663E–1
recovery of damages
contributions among tortfeasors, 663E–8
drug users, 663E–3
effect of criminal drug conviction, 663E–9
reduction, 663E–7
state realizations, 663E–3
third parties, 663E–2
standard of proof, 663E–9
stay of actions, 663E–12
third parties
damages recoverable, 663E–2
persons liable, 663E–2
who may bring action, 663E–2
vicarious liability, 663E–4
Drugs
donation of medicines and supplies, 328C–2
Emergency assistance
emergency aeromedical services, 321–235
landowners liability, 520–3, 4
911 system, 138–9
rescue tubes, 663–1.5
shelter during natural disaster, 663–10.7
Employers and employees
job reference liability, 663–1.95
Firearms
exemption for instructors, 663–9.5
Good samaritan
liability for damages, 663–10.7
Health insurance
coverage determinations
external review
limitations on liability, 432E–40

Hotel liability for guest injury or loss, 486K–5.6
Insurance
coverage limitation due to third party liability, 431:13–103, 663–10
health insurance coverage determinations
limitations on liability, 432E–40
Limitation of actions
drug dealer liability, 663E–11
sex trafficking and prostitution coercion liability, 663J–7
Motor vehicles
raceways and tracks, 663–10.95
sports facilities and events, 663–10.95
tort liability in accidents, 431:10C–117.5
911 system, 138–9
Partnerships
liability for actions of partner, 425–116
partner's joint and several liability, 425–117, 119
Prostitution coercion liability
definitions, 663J–2
evidence, 663J–4
short title, 663J–1
Protection of self or others
immunities, 663–1.57
Public lands
accident reporting and recordkeeping, 663–52
definitions, 663–51
risk assessment working group, 171–8.6
sign inspections, 663–52
warning signs on improved lands, 663–52
Reciprocal beneficiaries
liability for torts generally, 663–1
wrongful death actions, 663–3
Recreational activities, 486K–5.6, 663–1.54
Rescue teams
landowners liability, 520–3, 4
Sex trafficking and prostitution coercion liability
actions, 663J–3, 5
damages, 663J–5
joinder of parties, 663J–6
limitation of actions, 663J–7
other remedies apply, 663J–9
stays, 663J–8
Skateboarding parks
immunity to liability, 46–72.5, 662–19, 662D–4
State tort liability
airport special facilities, 261–54
child abuse
police reports, 350–1.1
emergency aeromedical services, 321–235
emergency use of private property, 135–4
firearms used by law enforcement officers, 663–9.5
Kahoolawe island reserve

dangers from unexploded ordnance, 662–18
school property used for recreational purposes
injuries to visitors, 302A–1148.5
skateboarding parks, 662–19
trails and accesses, 198D–7.6
volunteers, 662D–2, 3
Strategic lawsuits against public participation (SLAPP)
see ACTIONS
Third party claims
injuries to public employees, 78–24
limitation on health insurance coverage, 431:13–103, 663–10
Tobacco settlement
see SMOKING RESTRICTIONS
Unincorporated associations
immunity of members, 429–6
liabilities, 429–6
Volunteers
definitions, 662D–1
exceptions to immunity, 662D–3
immunity to liability, 662D–2

TOURISM
Agricultural tourism
county ordinances, 205–5
permitted in agricultural districts, 205–2, 4.5
regulation, 205–5
Airports and aircraft
charter tours
see TRAVEL AGENCIES
time sharing plan promotions, 514E–11
tourism promotion and marketing, 201B–3
Bicycle tours and rental operations
regulation by counties, 46–16.3
Boats and boating
catamaran operations in Waikiki, 200–9
cruise boats at Honolulu harbor, 266–17
time sharing plan promotions, 514E–11
Contracts
convention center, 201B–7.5
tourism authority, 201B–3, 7
Convention center
contracts, 201B–3, 7, 7.5
definitions, 201B–1
enterprise special fund
deposits, 201B–8
established, 201B–8
transfers from special funds, 36–27, 30
transient accommodations tax proceeds, 201B–8, 237D–6.5
uses, 201B–8
expenses, 201B–8
facility maintenance

contracts, 201B–7.5
Hawaiian center and museum of Hawaii music and dance
transient accommodations tax funding, 237D–6.5
powers of tourism authority, 201B–3
promotion and marketing, 201B–3, 7
revenues
deposit, 201B–8
sales and concessions
revenues, 201B–8
tax exemptions, 237–24.75
Conventions, conferences, and trade shows
exhibit or display space fees
exemption from taxation, 237–16.8
Crimes
televising testimony of victim or witness, 801D–7
Cruise ships
see SHIPS AND SHIPPING
Data collection
tourism authority duties, 201B–7
Eco-tourism
cave entrance or use, 6D–6
protection and management of natural environment, 201B–11
state parks master plan, 184–3.4, 198D–2
tourism authority, 201B–3
voluntary habitat conservation program, 195D–23, 205–6
Emergency period
declaration of emergency, 201B–9
international events curtailing travel and tourism, 201B–9
special fund
deposits, 237D–6.5
established, 201B–10
uses, 201B–10
Employment and training programs
tourism authority, 201B–3
training council
see JOB TRAINING, Workforce development council
Ferry system
Oahu water transportation system, 268–2.5
Health-related tourism
university medical and nursing students exchange program, 304A–1802
Hunting licenses for nonresidents, 134–3
Marketing and promotion
contracts
tourism authority, 201B–3, 7
long-range plan, 201B–7
marketing plan, 201B–6
measures of effectiveness, 201B–6
native Hawaiian culture and language, 201B–7
research and development, 201B–7
tourism authority
contracts, 201B–7

marketing plan, 201B–6
powers, 201B–3
Natural energy laboratory
tour-related activities, 227D–2, 7
Nature tours
master plan, 184–3.4
shark feeding, 188–40.6
voluntary habitat conservation program, 195D–23, 205–6
Prostitution
promoting travel for prostitution, 468L–7.5, 712–1208
street solicitation in Waikiki, 712–1207
Reports, 201B–7, 16
Rules
tourism authority, 201B–3
Sports
sports history museum, 6E–46
Time sharing
see TIME SHARING PLANS
Tour activity providers and activity desks
actions
actions by providers, 468M–6, 7
consumer's rights, 468M–14
activity desk principals
designation, 468M–2.5
responsibilities, 468M–2.5
advertising
action for damages, 468M–7
prohibited practices, 468M–3
registration required, 468M–2
client trust accounts
consumer's right of action, 468M–14
payment for services, 468M–4
performance bond, 468M–10
prohibited practices, 468M–3
recordkeeping, 468M–9.5
requirements, 468M–9
violations, 468M–16
definitions, 468M–1, 2.5
discounts
disclosures, 468M–8
fraud, 468M–11
payment of activity provider
actions, 468M–6, 7
bankruptcy does not discharge debt to provider, 468M–11
client trust accounts, 468M–9
guarantee or performance bond, 468M–10
interest rate, 468M–5
letters of credit, 468M–10
time, 468M–4
public service company tax, 239–2
records

client trust accounts, 468M–9.5
registration
exemptions, 468M–1
expiration and renewal, 468M–2, 2.5
forfeiture, 468M–10
required, 468M–2
travel agencies, 468L–2
unregistered activities, 468M–3
restitution, 468M–12
rules
adoption, 468M–17
registration, 468M–2
sales presentations
disclosure of discounts requiring attendance at presentations, 468M–8
time sharing sales, 514E–11
travel agencies
registration, 468L–2
violations
bond or letter of credit, 468M–10, 11
client trust accounts, 468M–10, 11
criminal penalties, 468M–16
cumulative remedies, 468M–15
damages, 468M–7
discounts disclosures, 468M–8
fraudulent practices, 468M–11
injunctions, 468M–6, 13
prohibited practices, 468M–3
registration, 468M–2
restitution, 468M–12
Tourism authority
actions, 201B–15
administration, 201B–5
advisory group, 201B–13
assistance from state and county agencies, 201B–13
attorney, 28–8.3, 201B–2.5
audits, 23–13, 40–1
board of directors
creation, 201B–2
meetings, 201B–4
members, 201B–2
powers and duties, 201B–3
complaints, 201B–3
contracts
audits, 23–13
convention center, 201B–7.5
legal services, 201B–2.5
powers, 201B–3
scope, 201B–7
definitions, 201B–1
disclosure of information, 201B–7
establishment, 201B–2

expenses, 201B–11
marketing plan, 201B–6
powers generally, 201B–3
procurement code exemption, 201B–12
protocol fund, 201B–11
public purpose, 201B–14
reports, 23–13, 201B–7, 16
rules, 201B–3
special fund, 201B–11
staff, 201B–2, 3
supervision, 201B–5
tax exemption, 201B–12
Tourism special fund
establishment, 201B–11
protocol fund, 201B–11
transfers from special funds, 36–27, 30
transient accommodations tax proceeds, 237D–6.5
uses of fund, 201B–11
Tour packagers, see Tour activity providers and activity desks, above
Visitor industry
research and development, 201B–7
statistics, 201B–7

TRADEMARKS AND TRADE NAMES
Actions
trademarks and service marks
cancellation of registration, 482–28
infringement, 482–31, 32, 33
intervention by department, 482–34
service of process, 482–34
venue, 482–34
trade names
appeals, 482–9
infringement, 482–8.5
union labels, 482–4
Assignment
trademarks or service marks, 482–26
Cigarettes and tobacco products
export or foreign cigarettes, 245–60
Common law rights, 482–53
Corporations
foreign corporations, 414–434, 436
infringement, 414–53
restrictions on use, 414–51
Counterfeiting
class C felony, 708–875
definitions, 708–875
elements of offense, 708–875
forfeitures, 708–875, 712A–4
repeat offenders, 706–606.5
Definitions

generally, 482–1
Farm produce and products
Hawaii-grown products
seal of quality, 148–61, 62
special fund, 148–67
Fees
applications for registration, 482–2, 23
assignment or change of name, 482–26
classification of use, 482–29
generally, 482–36
renewal of registration, 482–3, 25
Financial institutions
unauthorized use of institution name or logo to solicit business, 412:2–606.5
Hearings
denial of registration, 482–23
dispute over ownership, 482–8
infringement of trade name, 482–8.5
revocation of registration, 482–6, 8, 28.5
Infringement
corporate name, 414–53, 414D–64, 415A–8.5
internet domain names, 481B–22, 23, 24
limited liability company name, 428–105.5
partnership name, 425–196, 425E–108.5
trade name, 482–8.5
unauthorized use of financial institution name or logo, 412:2–606.5
Internet domain names
bad faith registration, 481B–22, 23, 24
Motor carriers
identification markings on vehicles, 286–202.6
Nonprofit corporations
infringement, 414D–64
restrictions on use, 414D–61
Notice
assignment of trademark or service mark, 482–26
denial of registration, 482–23
dispute over ownership, 482–8
revocation of registration, 482–6, 8, 28.5
Publicity rights
see PUBLICITY RIGHTS
Records
false documents, 482–51
trademarks and service marks, 482–27
trade names, 482–3
Registration
trademarks and service marks, see Trademarks and service marks, below
trade names, see Trade names, below
Rules
applications for registration, 482–3, 22
Severability, 482–54
Trademarks and service marks
abandonment, 482–28.5

actions to enforce, 482–34
assignment, 482–26
classification of goods and services, 482–29
common law rights, 482–53
competing goods or services, 482–32
counterfeit marks, 482–31, 33
definitions, 482–1
dilution of a famous mark, 482–32
imitation marks, 482–31, 33
infringement
actions, 482–32
allowable comparisons, 482–32
injunctions, 482–32
prohibited practices, 482–31
remedies, 482–33
what constitutes infringement, 482–31
injury to business reputation, 482–32
mark licensing agreement program
see EDUCATION DEPARTMENT
name change, 482–26
nonuse, 482–28.5
registration
actions to enforce, 482–34
appeals, 482–23
application, 482–22, 23
assignment, 482–26
cancellation, 482–28
certificate of registration
issuance, 482–24
change of name of registrant, 482–26
denial, 482–21, 23
disclaimers, 482–23
duration, 482–25
false documents, 482–51
fees, 482–36
misrepresentations, 482–52
prohibitions, 482–21
records, 482–27
renewal, 482–25
revocation, 482–28.5
Trade names
abandonment
defined, 482–1
evidence, 482–6, 7
nonuse, 482–6
applicability, 482–7
common law rights, 482–3, 53
definitions, 482–1
identical names, 482–4
infringement
abatement, 482–8.5

dispute over ownership, 482–8
generally, 482–4
hearings, 482–8, 8.5
union or employee association label, 482–4
money transmitters, 489D–14.5
registration
abandonment, 482–7
appeals, 482–9
application, 482–2
certificate of registration
issuance, 482–3
revocation, 482–8
denial, 482–4
duration, 482–3
false documents, 482–51
misrepresentations, 482–52
prohibitions, 482–4
reissuance, 482–7
renewal, 482–3
revocation, 482–6, 8
rights under registration, 482–3
union or employee association label, 482–4
violations
actions, 482–4
infringement, 482–4
University of Hawaii
use of logo, 304A–113
Use exclusive under registration
appeals, 482–9, 23
dispute over ownership, 482–8
infringement, 482–31
nonuse of mark, 482–28.5
trade names, 482–4, 6
use defined, 482–1
Violations
criminal penalties, 482–51
false documents, 482–51
liabilities, 482–52

TRADE REGULATIONS
Athlete agents
see ATHLETE AGENTS
Automated teller machines
transaction fees, 412:14–100, 489J–1
Fuel distribution
see GASOLINE AND PETROLEUM PRODUCTS
Lease-purchase agreements
see PERSONAL PROPERTY
Motor vehicle protection product warranties
see MOTOR VEHICLES, Alarm systems
Retail merchant clubs

see SALES
Securities
see SECURITIES
Tour activity providers and activity desks
see TOURISM

TRADE SECRETS
Arbitration proceedings
protection of confidential information, 658A–17
High technology industries
Hawaii technology development corporation, 206M–2.5, 21
Natural energy laboratory authority, 227D–3.5
911 system
proprietary information, 138–8
Tourism authority, 201B–7
University of Hawaii innovation and commercialization initiative program, 304A–1954

TRANSIENT ACCOMMODATIONS TAX
Certificates of registration
advertisements, 237D–4
fees, 237D–4.5
required, 237D–4.5
violations, 237D–4
Foreign diplomats and consular officials, 237D–3
Imposition of tax
rates
collection, 237D–2
levy, 237D–2
Local contact information, 237D–4
Mass transit special fund, 237D–2
Public employer contributions to other post-employment benefits trust fund, 87A–42, 237D–6.5
Rate of tax
collection, 237D–2
levy, 237D–2
Refunds
appeal of denial, 232–14.5
Remittances
distribution of proceeds, 201B–11
Returns
electronic filing, 231–8.5
Time sharing plans
adjustments, 237D–7.5
appeals, 514E–3
collection and payment, 237D–2, 514E–3
definitions, 237D–1
delinquent taxes, 237D–14
fair market rental value, 237D–1
plan managers
failure to make return, 237D–9
payment of tax, 237D–2, 514E–3

registration, 237D–4
reports, 237D–8.6
rates, 237D–2
records, 237D–12, 514E–3
refunds, 237D–10
returns, 237D–6, 7
Turtle Bay conservation easement special fund, 171–172

TRANSPORTATION DEPARTMENT
Funds
special, revolving, and trust funds reviews, 23–12
Harbors
civil violations system, 266–29
motor vehicles
blue and red lights on enforcement vehicles, 291–31.5
Reports
transportation improvement special fund, 264–19
Rules
high occupancy vehicle lanes, 291C–53
highway impact fees, 264–126
transportation improvement special fund, 264–19
Safe routes to school program
see MOTOR VEHICLES, Schools
Transportation improvement special fund
creation, 264–19
reports, 264–19

TRANSPORTATION PLANNING
Metropolitan planning organizations
annual reports, 279D–11
conflict between laws, 279D–10
definitions, 279D–2
duties, 279D–3
establishment, 279D–3
executive director, 279D–7
funding, 279D–7
meetings, 279D–9
member financial dues, 279D–8
Oahu transportation management area metropolitan planning organization revolving fund
annual reports, 279D–5
deposits and uses, 279D–5
established, 279D–5
policy boards
meetings, 279D–9
membership, 279D–6
staff, 279D–7
powers, 279D–3
purpose, 279D–1
reports
annual report, 279D–11
Oahu metropolitan planning organization, 279D–5

staff, 279D–7
transportation management area metropolitan planning organizations, 279D–4

TRAVEL AGENCIES
Actions
action by department, 468L–5.7
client trust accounts, 468L–5.7
violations of orders or judgments, 468L–2.5
Advertising
registration required, 468L–7.5
Charter tour operators
applicability of travel agency regulations, 468L–21
bond or letter of credit, 468L–22
client trust accounts
assets and liabilities, 468L–24, 25
audits and accounting, 468L–26, 28
commingling assets prohibited, 468L–1
definitions, 468L–1
records
requirements, 468L–24
reports, 468L–26, 27
required, 468L–21, 23
violations, 468L–27, 29
withdrawals, 468L–24
definitions, 468L–1
financial performance
bond or letter of credit, 468L–22
required, 468L–21, 22
hearings, 468L–27
records, 468L–24
registration
application, 468L–21
client trust accounts, 468L–23
failure to register, 468L–29
financial performance requirements, 468L–22
renewal, 468L–21
required, 468L–21
suspension or revocation, 468L–28
violations, 468L–29
reports, 468L–26, 27
rules, 468L–27
violations
citations, 468L–27
penalties, 468L–27, 29
reports, 468L–27
Client trust accounts
assets, 468L–25
audits, 468L–5.5, 26, 28
definitions, 468L–1
establishment, 468L–21, 23
records, 468L–5.5, 24

reports, 468L–26
required, 468L–7.5
violations, 468L–2.5, 5.6, 27, 29
withdrawals, 468L–24
Consumers
charter tour operators
performance bond or letter of credit, 468L–22
trust accounts, 468L–23, 24
misrepresentations to, 468L–7.5
Disclosure
violations, 468L–7.5
Hearings
charter tour operators, 468L–27, 28
Insurance
licensing for sales, 431:9A–107.5
Misrepresentations, 468L–7.5
Prohibited practices
action to enforce compliance, 468L–5.7
denial of registration, 468L–2.5
penalties, 468L–5.6
prohibited acts, 468L–7.5
Prostitution
promoting travel for prostitution, 468L–7.5, 712–1208
Records
audit and inspection, 468L–5.5
charter tour operators, 468L–24
requirements, 468L–5.5
violations, 468L–2.5, 7.5
Registration
charter tour operators, 468L–21
denial, 468L–2.5
suspension or revocation, 468L–2.6, 5.6
violations, 468L–7.5
Reports
charter tour operators
failure to file, 468L–27
required, 468L–26
Restitution
failure to satisfy, 468L–2.5
Rules
charter tour operators, 468L–27
Taxation
transient accommodations certificate of registration, 237D–4.5
Tour activity providers and activity desks
see TOURISM
Tour packagers
public service company tax, 239–2
Violations
denial of registration, 468L–2.5
injunctions, 468L–5.7
penalties, 468L–5.6

prohibited practices, 468L–7.5
suspension or revocation of registration, 468L–2.6, 5.6

TREES AND TIMBER
Cutting
public lands, 183–16, 16.5, 195F–4
tree farms, 186–5.5
Exceptional trees
income tax deduction for maintenance costs, 235–19
Hazardous conditions
removing dangerous trees or branches posing public hazard, 127A–18
Koa wood and wood products
labeling and sale, 486–119.5
Public lands
harvesting, 183–16, 16.5, 195F–4
management plans, 183–16.5
state nurseries, 183–16
Tree farms
crop damage liability, 141–8

TRESPASS
Agricultural and aquacultural operations
signs, 708–814
trespass to property, 708–814
Agricultural land
defined, 663–10.99
limited liability of land owner, 663–10.99
Commercial premises
arrest, 708–814
warnings, 708–814
Definitions, 663–10.99
Notice
warnings, 708–814
Owners
warnings, 708–814
Privacy
criminal violations, 711–1111
Process servers, 708–813, 814
Public lands
improved state lands, 708–814.7
Public or low-income housing projects, 708–814
Public parks or recreational grounds
elements of offense, 708–814.5
petty misdemeanor, 708–814.5
Repeat offenders, 708–803
Second degree criminal trespass
warnings, 708–814
Signs
farming operations, 708–814
improved state lands, 708–814.7
public or low-income housing projects, 356D–6.7, 708–814

unimproved or unused lands, 708–814
Unimproved or unused lands, 708–814

TRUST COMPANIES
Investments
special purpose revenue bonds
agricultural enterprises, 39A–329
dams and reservoir owners, 39A–359
low and moderate income housing, 39A–299
private schools and colleges, 39A–269
Mergers and consolidations
requirements, 412:3–609
Trustees
compensation for services, 607–18

TRUSTS AND TRUSTEES
Accounts and accounting
division of trust into two or more trusts, 554A–3
Actions
power of attorney, see POWERS OF ATTORNEY
Appointment of trustees
disclaimer, 526–5, 9
Beneficiaries
division of trust into two or more trusts, 554A–3
power of attorney, see POWERS OF ATTORNEY
Condominiums
association as trustee, 514B–155
Definitions, 557A–102
Digital assets access
see FIDUCIARIES
Disclaimer of property interests
see DECEDENTS' ESTATES
Division of trust into two or more trusts
trustee's powers, 554A–3
Estate and transfer taxes
see ESTATE AND GENERATION-SKIPPING TRANSFER TAX
Honolulu symphony trust
endowment fund, 40–88
Investments
agents, 554C–9
applicability, 554C–10, 11
compliance with provisions, 554C–8
delegation of powers, 554C–9
diversification, 554C–3
duties of trustee generally, 554C–4
duty to beneficiaries, 554C–1, 5, 6
existing trusts, 554C–11
factors in investments, 554C–2
impartiality, 554C–6
inception of trusteeship, 554C–4
investment costs, 554C–7

language invoking standards, 554C–10
objectives and strategies, 554C–2
prudent investor rule, 554C–1
review of trust portfolio, 554C–4
short title, 554C–12
standard of care, 554C–2, 8
trust document prevails, 554C–1
trustee's special skills and expertise, 554C–2
Leases
homestead leases, 171–99
Nonprofit foundations
commission on the status of women foundation, 367–5
tax-exempt status preservation, 414D–16
Permitted transfers in trust
advisors, 554G–4.5
avoidance of transfers, 554G–9, 10
citation of chapter, 554G–1
claims by creditors
actions against trustee or advisor, 554G–8
allowed claims, 554G–9
effect of permitted claims, 554G–10
when prohibited, 554G–8
definitions, 554G–2
investment of trust assets, 554G–6
multiple transfers, 554G–11
permitted trustees, 554G–4
short title, 554G–1
termination of trust, 554G–5
transferor's retained powers and rights, 554G–5, 7
trust instrument
contents, 554G–5
irrevocable, 554G–5
multiple transfers, 554G–11
Principal and income
adjustment between principal and income
criteria, 557A–104
notice, 557A–105
objections, 557A–105, 106
prohibitions, 557A–104
release of power, 557A–104
remedies, 557A–106
tax benefits, 557A–506
trustee's powers, 557A–104
administration of trust or estate, 557A–103
allocation of disbursements
apportionment when income interest begins, 557A–302
depreciation of assets, 557A–503
disbursements from income, 557A–501
disbursements from principal, 557A–502, 504
income taxes, 557A–505
reimbursement of principal, 557A–504

trustee's powers, 557A–103
allocation of receipts
apportionment when income interest begins, 557A–302
asset-backed securities, 557A–415
business activities, 557A–403
deferred compensation and annuities, 557A–409
derivatives and options, 557A–414
distribution from trust or estate, 557A–402
insubstantial allocations, 557A–408
insurance policies and contracts, 557A–407
liquidating assets, 557A–410
minerals and natural resources, 557A–411
obligations to pay money, 557A–406
principal receipts, 557A–404
property not producing income, 557A–413
receipts from entities, 557A–401
rental property receipts, 557A–405
timber, 557A–412
trustee's powers, 557A–103
when allocation not required, 557A–408
assets
allocation to principal or income, 557A–302
business activities of trustee, 557A–403
depreciation of assets, 557A–503
when assets become subject to trust, 557A–301
beneficiaries
defined, 557A–102
distributions, 557A–201, 303
notice of trustee's proposed action, 557A–105
objection to trustee's actions, 557A–105
residuary and remainder beneficiaries, 557A–202
trustee's duty to beneficiaries, 557A–104
when right to income begins, 557A–301
business activity income, 557A–403
capital improvements, 557A–504
capital investments, 557A–415
citation, 557A–101
deferred compensation and annuities, 557A–409
definitions
apportionment, 557A–303
depreciation, 557A–503
derivatives, 557A–414
generally, 557A–102
liquidation, 557A–410
receipts, 557A–401
securities, 557A–415
depreciation of assets, 557A–503
derivatives and options, 557A–414
distributions from trusts and estates, 557A–402
income
defined, 557A–102

determining net income, 557A–201
disbursements from income, 557A–501
distributions
apportionment when income interest ends, 557A–303
net income, 557A–201
residuary and remainder beneficiaries, 557A–202
income interest, 557A–301
right to income, 557A–301
taxation, 557A–505
insurance policies and contracts, 557A–407
liquidation distributions, 557A–401, 410
minerals and natural resources, 557A–411
option to buy or sell trust property, 557A–414
patents, royalties, and copyrights, 557A–410
pension and retirement accounts, 557A–409
principal
defined, 557A–102
disbursements from principal, 557A–502, 504
expenses of settlement of estate, 557A–201
property not producing income, 557A–413
property received by trust, 557A–401
receipts from entities, 557A–401
records
business activities of trustee, 557A–403
rental property receipts, 557A–405
securities, 557A–415
short title, 557A–101
taxation
effect of adjustment, 557A–104
income taxes, 557A–505
tax benefits, 557A–506
timber and related products, 557A–412
trustees
abuse of discretion, 557A–105
business activities, 557A–403
compensation and fees, 557A–501, 502
defined, 557A–102
discretionary powers, 557A–103
duties, 557A–103, 104
notice of proposed action, 557A–105
prudent investor rule, 557A–104
water rights, 557A–411
Prudent investors
duty to beneficiaries, 557A–104
Revocable trusts
anti-lapse provisions, 560:2–707
missing beneficiaries, 560:3–914
no-contest clauses, 560:3–905
Taxation
nonprofit foundations, 414D–16

UNCLAIMED PROPERTY
Actions
claim of this state to property held in another state, 523A–23
claim to property by another state, 523A–14, 23
claim to property by owner, 523A–16
destruction of property having limited value, 523A–18
enforcement of provisions, 523A–22
indemnification of holder for delivery of property to the State, 523A–11
interstate agreements, 523A–23
limitation periods, 523A–19
Airports
removal of personal information from electronic devices, 261–17.7
Applicability of provisions
construction and interpretation, 523A–30
foreign transactions, 523A–27
gift certificates or gift cards, 523A–3.5
prior abandoned property, 523A–28
safe deposit box contents, 523A–4
Attorney's fees
limitation of fees, 523A–25
Checks or drafts, 523A–7
Citation of chapter, 523A–1
Communication with owner
actions indicating owner's interest in property, 523A–3
lack of communication
presumption of abandonment, 523A–3
Condominiums
unclaimed property in common areas, 514B–139
Custody by state
actions to establish claim, 523A–16
another state's claim to recover property, 523A–14
claim by this state to property held in another state, 523A–23
credit of interest and dividends, 523A–12, 13
delivery of property, 523A–9
filing claim with director, 523A–15
indemnification of holder for delivery, 523A–11
public sale of abandoned property, 356D–56.1, 523A–13
reclaiming property or reimbursement for payments, 523A–11
refusal to take delivery, 523A–17
return of property, 523A–15
rules of taking custody, 523A–5
when property subject to custody of the state, 523A–5
Decedents' estates
distribution to missing persons, 560:3–914
Definitions, 523A–2
Delivery of abandoned property
claim by this state to property held in another state, 523A–23
delivery to another state, 523A–14, 23
failure to delivery property, 523A–24

good faith actions by holder, 523A–11
indemnification of holder for delivery, 523A–11
interstate agreements, 523A–23
refusal to take delivery by the state, 523A–17
requirements, 523A–9
Destruction of property
property having limited commercial value, 523A–18
Domicile
apparent owner domiciled in another state, 523A–14
when property subject to custody of the state, 523A–5
Enforcement of provisions
action to enforce, 523A–22, 23
examination of records, 523A–20
interest and penalties, 523A–24
interstate agreements, 523A–23
limitation periods, 523A–19
Escheats
electric utility cooperatives, 421C–42
Evidence
checks and drafts, 523A–7
ownership of property, 523A–15
reclaiming property or reimbursement for payments, 523A–11
Exemptions
gift certificates or gift cards, 523A–3.5
Failure to claim property
dormancy charge, 523A–6
Fees
attorney's fees, 523A–25
contracting another to locate missing property, 523A–25
dormancy charge, 523A–6
Financial institutions
actions indicating owner's interest in property, 523A–3
check or draft, 523A–7
dormancy charge, 523A–6
examination of records, 523A–20
lack of communication
presumption of abandonment, 523A–3
Foreign transactions
property held in foreign country, 523A–27
Gift certificates or gift cards, 523A–3.5
Housing projects
sale of abandoned property, 356D–56.1
Insurance
unclaimed life insurance benefits, 431:10D–654
Intangible property
presumption of abandonment, 523A–3
taking custody of property, 523A–5
Interstate agreements, 523A–23
Liability
destruction of property having limited value, 523A–18
indemnification of holder for delivery, 523A–11

Locating missing property
contract unenforceable, 523A–25
Notice
notice to apparent owner, 523A–8
publication of lists of property, 523A–10
sale of abandoned property, 356D–56.1, 523A–13
Presumption of abandonment
delivery of property to state, 523A–11
general rule, 523A–3
safe deposit box contents, 523A–4
taking custody of property, 523A–5
Reciprocal agreements, 523A–23
Records
claim to property by another state, 523A–14, 23
confidentiality, 523A–20
erroneous record of apparent owner's domicile, 523A–14
examination by department, 523A–20
interstate agreements, 523A–23
recordkeeping requirements, 523A–21
retention of records, 523A–21
Recovery of property
apparent owner, 523A–15, 25
attorney's fees, 523A–25
claim to property by another state, 523A–14
contracting another to locate missing property, 523A–25
limitation periods, 523A–19
Removal of personal information from electronic devices, 52D–14, 261–17.7
Reports of abandoned property
contents of reports, 523A–8
electric utility cooperatives, 421C–41
examination of records, 523A–20
failure to file, 523A–20, 24
filing requirements, 523A–8
fraudulent reports, 523A–24
prior abandoned property, 523A–28
publication, 523A–10
Rules
adoption, 523A–29
reports of abandoned property, 523A–8
Safe deposit box contents
delivery of property to state, 523A–11
when property deemed abandoned, 523A–4
Sale of abandoned property
generally, 523A–13
moneys collected deposited into trust fund, 523A–26
property abandoned in low-income housing projects, 356D–56.1
removal of personal information from electronic devices, 52D–14, 261–17.7
Securities
sale of abandoned property, 523A–13
Short title, 523A–1
Time

limitation periods, 523A–19
presumption of abandonment, 523A–3
sale of abandoned property, 523A–13
Trust fund, 523A–26
Utility companies
electric utility cooperatives, 421C–41, 42
Violations
contracting another to locate missing property, 523A–25
enforcement of provisions
action to enforce, 523A–22
examination of records, 523A–20
interstate agreements, 523A–23
limitation periods, 523A–19
penalties, 523A–24

UNDERGROUND STORAGE TANKS
Actions
development without permit or approvals, 607–25
Fuel tank advisory committee
duties, 342L–62
established, 342L–61
members, 342L–61
reports, 342L–62
Permits
approval or denial time limits, 91–13.5
development without permit or approvals, 607–25
electronic processing of applications, 321–11.4
renewal, 342L–4.5
shoreline areas, 342L–4.5
Rules
permit approval or denial time limits, 91–13.5
Transportation
delivery or acceptance of regulated substance by ineligible tank or facility, 342L–32.5
Variances
electronic processing of applications, 321–11.4
Violations
delivery or acceptance of regulated substance by ineligible tank or facility, 342L–32.5

UNFAIR AND DECEPTIVE TRADE PRACTICES
Actions
cybersquatting, 481B–22, 25
private trade, vocational, or technical schools, 302A–425
Advertisements
contests and sweepstakes, 481B–1.6
Aged persons
fraud against elderly, 480–13, 13.5
restitution, 487–14
unlicensed contractors, 444–10.7
Airports and aviation
interisland air carriers, 261E–14
Automatic renewal clauses, 481–9.5

Cemetery and funeral authorities
additional charges or fees for perpetual care, 441–22.7
Charges
hotel porterage service charge, 481B–14
Check cashing businesses, 480F–6
Cigarettes and tobacco products
export or foreign cigarettes, 245–59, 60
Contests and sweepstakes
prohibited practices, 481B–1.6
telephone solicitations, 481P–2, 6
Continuous service clauses, 481–9.5
Contracts
automatic renewal clauses, 481–9.5
continuous service clauses, 481–9.5
Credit
telephone solicitation to improve consumer's credit record, 481P–3
Cybersquatting
definitions, 481B–21
determining bad faith intent, 481B–23
exceptions, 481B–24
prohibitions, 481B–22
remedies, 481B–25
Disabled persons
assistive devices, 481K–5
Emergency management
price increases, 127A–30
rent increase or termination, 127A–30
Financial institutions
reverse mortgage loans, 506–10
Foreclosure notice requirements, 667–76
Foreclosure violations of mortgagee, 667–60
Gasoline and petroleum products
industry information reporting, 486J–9
misrepresentations, 486B–2
unlawful profiteering, 486B–3
Gifts
contests and sweepstakes, 481B–1.6
telephone solicitations, 481P–2, 6
Hotels
food and beverage service charges, 481B–14
Housing
reverse mortgage loans, 506–10
Indemnification agreements
motor carriers, 271–39
Insurance
dental insurers, 432G–13
life settlements, 431C–51
International matchmaking organizations
criminal and marital disclosures, 489N–4
Lease-purchase agreements
violations, 481M–9

Money transmitters, 489D–23
Mortgages
distressed property consultants, 480E–11
Motor vehicles
lease disclosures, 481L–4
lemon law, 481J–5
rentals, 437D–8.4, 19
used vehicle sales warranties, 481J–5
Real property
contest prize, 481B–1.6
rent increase or termination during emergency period, 127A–30
reverse mortgage loans, 506–10
Refund and exchange policies
acceptance of return of goods, 481B–5.5
definitions, 481B–5.5
limitations, 481B–5.5
signs required, 481B–5.5
telephone solicitations, 481P–2
Restaurants
food and beverage service charges, 481B–14
Sale of goods and services
enforcement of illegal sale or lease prohibited, 481B–1.6
price increases during emergency period, 127A–30
ticket brokers, 481B–15
Schools
private trade, vocational, or technical schools, 302A–425
Service contracts, 481X–12
Taxation
tobacco taxes, 245–59
Ticket brokers
disclosures and refunds, 481B–15
Tour activity providers and activity desks
discounts disclosures, 468M–8

UNIFORM ACTS
Adult guardianship and protective proceedings jurisdiction act
see ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION
Arbitration act
see ALTERNATIVE DISPUTE RESOLUTION
Athlete agents
see ATHLETE AGENTS
Child custody jurisdiction
see CHILD CUSTODY
Collaborative law
see ALTERNATIVE DISPUTE RESOLUTION
Disclaimer of property interests
see DECEDENTS' ESTATES
Electronic legal materials
see LAWS, Electronic legal materials
Guardians and trustees
prudent investor act

see TRUSTS AND TRUSTEES, Investments
Health-care decisions act
see MEDICAL CARE DECISIONS
Interstate depositions and discovery act
see DISCOVERY
Interstate family support act
see CHILD SUPPORT, Interstate enforcement
Judgments
foreign money judgments
see JUDGMENTS, Foreign judgments
Management of institutional funds
see CHARITIES, Endowment funds
Mediation
see ALTERNATIVE DISPUTE RESOLUTION
Military and overseas voters
see ELECTIONS, Armed forces
Partnerships
limited partnerships
see PARTNERSHIPS
Power of attorney act, see POWERS OF ATTORNEY
Principal and income
see TRUSTS AND TRUSTEES
Real property
electronic recording of instruments
see CONVEYANCES BUREAU, Recording of instruments
environmental covenants act
see REAL PROPERTY
Real property transfer on death
see REAL PROPERTY, Transfer on death deed
Securities
see SECURITIES
Transfers on death securities registration
see SECURITIES
Unclaimed property
see UNCLAIMED PROPERTY
Unincorporated nonprofit association
see ASSOCIATIONS

UNIFORMS
Adult correctional officers
purchase of uniforms and uniform accessories, 354D–4

UNITED STATES
Actions
indemnification of federal agencies for federal aid purposes, 29–15.5
Agricultural inspections and certifications
fees, 147–102
inspectors, 147–102
special fund, 147–101
Arrest
arrest powers of federal officers, 803–17

Contractors
defined, 444–1
tax clearance for public contracts, 103–53
tax payment, 231–9.3, 237–10.5
Federal bureau of investigation
criminal history record checks
see CRIMINAL HISTORY RECORD CHECKS
Foreign trade agreements
definitions, 489M–1
procurement of goods by states
legislative approval, 489M–2
prior agreements, 489M–4
state agreements, 489M–3
Hawaiian home lands
fiduciary duty and trust responsibility, HHCA 101, 201.5
Insurance
health insurance coverage requirements, 431:2–201.5
Lands set aside for federal use
housing development, 201H–12
Patriot Day, 8–3.5
Prisons and prisoners
concurrent jurisdiction, 1–4.5
investigation and prosecution of law violations at federal institutions in the state, 1–4.5
Public lands
disposition to governments, agencies, and utilities, 171–95.1
Taxation
tax clearance for public contracts, 103–53, 103D–328

UNIVERSITIES AND COLLEGES
College savings accounts
college savings program trust fund
administration, 256–6
deposits into fund, 256–4, 6
established, 256–6
construction and interpretation, 256–5
definitions, 256–1
director of finance's duties, 256–3
disclosures, 256–4
exemption from attachment and execution, 654–8.5
liabilities limited, 256–5
penalties, 256–4
program
established, 256–2
implementation, 256–3
purposes, 256–2
rules, 256–3
program managers
audits, 256–3
contracts, 256–3
fiduciary responsibilities, 256–3
selection, 256–3

recordkeeping, 256–3
reports, 256–3, 4
savings accounts
beneficiaries, 256–4
contributions, 256–4
opening, 256–3, 4
records, 256–3
tax exemptions and reporting, 256–7
withdrawals, 256–4
scholarship programs, 256–4
tax exemptions and reporting, 256–7
uses of moneys in accounts, 256–4
Housing
landlord tenant code exemption, 521–7
Individual development accounts
assets disregard for public assistance, 257–7
beneficiaries, 257–5
contributions by organizations and businesses, 257–10
death of account owner, 257–5
definitions, 257–1
deposits
generally, 257–6
tax deductions and credits, 235–5.6, 257–9
dispute resolution, 257–4
eligibility, 257–2
establishment of accounts, 257–6
fiduciary organizations
administrative costs, 257–11
duties and responsibilities, 257–1, 3
selection, 257–3
grievance procedures, 257–4
income limitations, 257–2
reports, 257–11
requirements, 257–2, 6
rules, 257–7, 11
state program
management and operation, 257–3
matching funds, 257–3, 8
tax credits and exemptions, 235–5.6, 257–9
verification of contributions, 257–10
violations, 257–4
Post-secondary education authorization program
see COMMERCE AND CONSUMER AFFAIRS DEPARTMENT
Tuition and fees
foster stipends for students, 346–17.4
Unaccredited institutions
advertising, 446E–2, 5
agents and employees, 446E–4, 5
commerce and consumer affairs department
powers and duties, 446E–1.7
conferring degrees or credentials, 446E–1

definitions, 446E–1
disclosures
prohibitions, 446E–5
requirements, 446E–2
violations, 446E–3
exceptions, 446E–1.6
names, 446E–1
out-of-state institutions
office in the state, 446E–5
service of process, 446E–4
prohibited practices, 446E–5
rules, 446E–1.7
service of process, 446E–4
titles or credential conferred, 446E–1
unfair and deceptive practices, 446E–3
violations, 446E–3, 5

UNIVERSITY OF HAWAII
Actions
collaborating institutions, 304A–111
compromise and settlement, 304A–108
innovation and commercialization program, 304A–1955, 1956
legal counsel, 26–35.5, 28–8.3, 304A–1005
liability of university, 304A–108
malpractice special fund, 304A–2152
powers to sue and be sued, 304A–108
research sponsors, 304A–110
service of process, 304A–109
student organizations, 304A–2257
uncollectible accounts, 40–82
Agriculture
agricultural extension service
assistance to cooperatives, 304A–204
established, 304A–2402
federal aid, 304A–2402
agriculture, forestry, and natural resources management program at Hilo, 304A–205
crop damage liability, 141–8
experiment station, 304A–2402
laboratory animal services, 304A–2157
seed distribution program, 304A–2263
soil conservation program
administration, 304A–202
adoption, 304A–201
federal aid, 304A–203
powers and duties, 304A–203
specialist in cooperative organizations, 304A–204
urban gardening programs, 201H–4.5, 206E–4.5
Alcoholic beverages
job training programs, 304A–1851
Appropriations
advances and loans of state funds, 304A–107

budget appropriations, 304A–2101
deposits of moneys received, 304A–2003
executive and managerial salaries, 89C–4
financing agreements
board of regents powers, 37D–2
budget considerations, 37–34
flexibility, 37D–2
review, 37–74
operational costs and expenses, 304A–2101
payment upon vouchers, 304A–2003
reports to legislature, 37–68
special and revolving funds surpluses, 304A–2004
transfer of funds and positions, 37–74
Aquarium and marine laboratory
fees, 304A–1653
operation and management, 304A–1651
site, 304A–1652
special fund, 304A–2165
state aquarium designation, 304A–1651
Aquatic resources
aquaculture programs, 141–2.7
Archaeology and excavations
transfer of specimens, records, etc., 6E–6
Auxiliary services
fees, 304A–2157
special fund, 304A–2157
Benchmarks for university development, 304A–2001
Board of regents
appointment, 304A–104
attorneys, 28–8.3
candidate advisory council
members, 304A–104.6
powers and duties, St Art X–6, 304A–104.6
community colleges administration, 304A–1102
educational consortium membership, 304A–117
fiscal disclosures, 304A–105
independent audit committee
annual report, 304A–321
established, 304A–321
members, 304A–321
powers and duties, 304A–321
legal counsel, 28–8.3
meetings, 304A–104
powers, 304A–105
retirement system, 88–8
student member, 26–11
term of members, 304A–104
Bylaws, 304A–103
Campus safety and accountability
duties of university, 304A–120
faculty responsibilities, 304A–120

report, 304A–120
surveys, 304A–120
Center on aging
family leave data collection system, 398–9.5
Center on the family
well-being of children and families data gathering, 27–54
Chief procurement officer, 103D–203
Child care
programs, 304A–116
revolving fund, 304A–2173
special fund, 304A–2173
College-credit equivalency program
armed forces experience credits, 304A–802
eligibility, 304A–802
work experience credits, 304A–802
College of education
generally, 304A–1201
Hawaiian language college teacher training program, 304A–1302
laboratory school
cafeteria personnel, 304A–1006
mission, 304A–1201
teacher education coordinating committee, 304A–1202
tuition assistance, 302A–704, 304A–701
Commercial enterprises
medical cannabis testing and research programs, 304A–1865
technology transfer activities, 84–10
Commission for national and community service
see VOLUNTEERS
Computers
student e-mail accounts, 226–107
Concessions
vendor facilities, 102–14
Construction and repair
capital improvements program project assessment special fund, 304A–2172
cost or pricing data, 304A–2692
pre-bid conferences, 304A–2691
procurement of goods, services, and construction, 304A–105
revenue bonds, see Revenue bonds, below
subcontractors, 304A–2690
West Oahu campus, 304A–2166
Continuing education and community service
conference center revolving funds, 304A–2272, 2273
fees, 304A–2156
special fund, 304A–2156
Contracts
attorneys, 28–8.3
child care programs and facilities, 304A–116
concessions, 304A–105
contractor books and records, 304A–2692
cost or pricing data, 304A–2692
faculty exchanges, 304A–1003

financing agreements, 37D–2
general powers, 304A–103
materials transfer agreements, 304A–111
pre-bid conferences, 304A–2691
procurement of goods and services, 304A–105
research and training revolving fund, 304A–2253
research corporation, 304A–112, 3003
sale of goods, 304A–113
small business preferences, 304A–2693
special residency program, 304A–1753
student loans, 304A–603, 703
subcontractors, 304A–2690
Waikiki aquarium operation and management, 304A–1651
Counties
use of county property, 46–71.5
Discrimination
prohibited, 304A–101, 368D–1
Diseases
tuberculosis clearance exemption, 304A–901
Dual credit program
eligibility, 304A–803
established, 302A–401
Employees
appointment, 304A–1001
attorneys, 304A–1005
cafeteria workers, 304A–1006
collective bargaining
board of regents to represent employer, 89–2, 6
research corporation, 304A–3006
transfer of positions, 37–74
Energy
net-zero energy goal, 304A–119
University of Hawaii green special fund, 304A–2181
Engineering college
fostering inspiration and relevance through science and technology pre-academy program, 304A–1861
research experiences for teachers program, 304A–1863
robotics and problem-based applied learning program, 304A–1862
Environmental center
established, 304A–1551
functions, 304A–1551
Equal educational opportunity program
coordinating office, 304A–801
established, 304A–801
Establishment, 304A–101
Facilities and equipment
concessions, 304A–105
equipment
inventory and property control, 304A–2651
valuation, 304A–2651
fees for use, 304A–2274

financing agreements, 37D–2
health and wellness center and medical school, 328L–2
motor vehicles, 105–6
revenue bonds, see Revenue bonds, below
revolving fund, 304A–2274
Faculty
appointment, 304A–1001
campus safety and accountability, 304A–120
citizenship and residency requirements, 78–1
classification and compensation plan, 304A–1002
collective bargaining
board of regents to represent employer, 89–2, 6
exchange privileges, 304A–1003
multiple part-time positions, 88–42.5, 43
payroll lag exemption, 78–13
retirement system, 88–8, 42.5, 43
sabbatical leaves, 304A–1001
salaries, 304A–1004
terms and conditions of employment, 304A–1001
transfer of positions, 37–74
Federal aid
agricultural extension services, 304A–2402
disposition of moneys received, 304A–2003
geophysics institute, 304A–1503
land-grant college aid, 304A–106, 2401
post-secondary education commission, see Post-secondary education commission, below
research and training contracts, 304A–2253
scholarships, 304A–2351
soil conservation programs, 304A–203
Fees
aquarium and marine laboratory, 304A–1653
athletic programs and facilities, 304A–2176
auxiliary services, 304A–2157
benefits and services to be provided, 304A–2005
child care services, 304A–2173
computer services, 304A–2154
continuing education and community service, 304A–2156
deposit of income from fees, 304A–2003, 2153
facilities, equipment, etc. use, 304A–2274
graduate program application fees, 304A–2260
Hilo theatre program, 304A–2178
increase or decrease, 304A–403, 2006
information technology user fees, 304A–2154
laboratory fees, 304A–401
malpractice special fund, 304A–2152
Mauna Kea facilities and programs
fees for use or lease, 304A–1902
powers of regents, 304A–502
public hearing exemption, 304A–403
reports, 304A–2002
special programs, 304A–401

student activities, 304A–2257
student loan collection fees, 304A–602
waiver, 304A–502
Food and beverage management, 304A–1851
Funds
annual reports, 304A–2007
aquarium special fund, 304A–2165
auxiliary enterprises special fund, 304A–2157
cancer research special fund, 304A–2168
capital improvements program project assessment special fund, 304A–2172
center for labor education and research revolving fund, 304A–2267
center for nursing special fund, 304A–2163
child care programs special fund, 304A–2173
commercial enterprises revolving fund, 304A–2251
community college promise program subaccount, 304A–2102
community colleges special fund, 304A–2162
community services special fund, 304A–2156
conference center revolving funds, 304A–2272, 2273
educator loan program revolving fund, 304A–2276
energy systems development special fund, 304A–2169.1
expenditures, 304A–2004
GEAR UP Hawaii scholarship trust fund, 304A–2351
graduate application revolving fund, 304A–2260
Hawaiian language college revolving fund, 304A–2270
higher education loan fund, 304A–2160
Hilo theatre special fund, 304A–2178
information technology and services special fund, 304A–2154
intercollegiate athletics special funds, 304A–2176
investment of funds, 304A–106
John A. Burns school of medicine special fund, 304A–2171
library special fund, 304A–2155
malpractice special fund, 304A–2152
management, 304A–2005
Mauna Kea lands management special fund, 304A–2170
parking revolving fund, 304A–2275
professional student exchange program revolving fund, 304A–2277
real property and facilities use revolving fund, 304A–2274
research and training revolving fund, 304A–2253
research corporation, 304A–3010
revenue-undertakings fund, 304A–2167.5
risk management special fund, 304A–2151
scholarship and assistance special fund, 304A–2159
seed distribution revolving fund, 304A–2263
student activities revolving fund, 304A–2257
student health center revolving fund, 304A–2255
surpluses, 304A–2004
transcript and diploma revolving fund, 304A–2256
transfers from special funds, 36–27, 30, 37–53
tuition and fees special fund, 304A–2153
Uluulu: The Henry Kuualoha Giugni Moving Image Archive of Hawaii special fund, 304A–2180

university innovation and commercialization initiative special fund, 304A–1953
University of Hawaii green special fund, 304A–2181
University of Hawaii quasi-endowment trust fund, 304A–2355
West Oahu special fund, 304A–2166
workers' compensation and unemployment insurance trust fund, 304A–2352
Futures study research center
director, 304A–3253
duties, 304A–3252
established, 304A–3251
reports, 304A–3253
Geophysics and planetology institute
applied research, 304A–1502
established, 304A–1501
federal aid, 304A–1503
staff, 304A–1501
state geophysicists, 304A–1502
Gifts
powers of regents, 304A–106
promoting donations to university, 304A–2153
Graduate students
program application processing, 304A–2260
tuition and fees, 304A–502
Graduation pathway system, 304A–118
Grants and purchases of service
see GRANTS AND PURCHASES OF SERVICE
Hawaiian language college
establishment, 304A–1301
functions, 304A–1302
outreach and support services, 304A–1302
revolving fund, 304A–2270
teacher training program, 304A–1302
Hawaii history
publication of revised history, 304A–114
Hawaii opportunity program in education (HOPE)
established, 304A–503
reports, 304A–2159
tuition waivers and scholarships, 304A–503
High technology research
consolidation of state functions, 27–41
Pacific international center (PICHTR)
established, 304A–3101
purposes, 304A–3101
technology transfer activities, 84–10, 304A–121
Hilo campus
agriculture, forestry, and natural resources management program, 304A–205
athletics program fund, 304A–2176
conference center revolving fund, 304A–2272
Hawaiian language college, 304A–1301, 1302
theatre special fund, 304A–2178
Historic preservation
depository for specimens, records, etc., 6E–6

Housing
experimental and demonstration projects, 201H–12, 356D–11
residential leasehold developments, 516–204
revenue bonds, see Revenue bonds, below
Independent audit committee, see Board of regents, above
Innovation and commercialization initiative program
cooperation with state agencies, 304A–1957
disclosure of financial information, 304A–1954
established, 304A–1951
limitation on liability, 304A–1955
powers, 304A–1952
purpose, 304A–1952
reports, 304A–1959
special fund
deposits and expenditures, 304A–1953
established, 304A–1953
statutory construction, 304A–1958
trade secrets, 304A–1954
university immunity, 304A–1956
Insurance
collaborating institutions, 304A–111
liability insurance, 304A–108
malpractice special fund, 304A–2152
research sponsors, 304A–110
risk management fund, 304A–2151
Interstate compacts and consortia
powers of regents, 304A–117
soil conservation, 304A–201, 202
western governors university, 304A–117
Job training
annual report, 202–10
data sharing, 27–7
high technology and telecommunications, 27–41, 371–17
Labor education and research center
advisory council, 304A–1603
duties, 304A–1601
established, 304A–1601
functions, 304A–1602
programs, 304A–1602
revolving fund, 304A–2267
Land-grant college aid, 304A–106, 2401
Law school
creation, 304A–1351
malpractice special fund, 304A–2152
public procurement institute, 304A–1352
Libraries
procurement library, 304A–1352
special fund, 304A–2155
Loans
loan of state funds, 304A–107
student loans, see Student loans, below

Mauna Kea lands
definitions, 304A–1901
fees for use, 304A–1902
lease of lands and facilities, 304A–1902
regulation of public and commercial activities, 304A–1903
reports, 304A–1905
rules, 304A–1903
special fund, 304A–2170
violations, 304A–1904
Medical cannabis testing and research programs
established, 304A–1865
fees, 304A–1865
Medical school
cancer research center
operating costs, 304A–2168
special fund
deposits, 245–15
established, 304A–2168
transfers from special funds, 36–27, 30
uses, 304A–2168
family practice residency program, 304A–1801
graduate medical education program
definitions, 304A–1701
established, 304A–1702
Hawaii health corps
definitions, 309H–1
established, 309H–2
first responder service, 309H–4
Hawaii rural health care provider loan repayment program
administration, 309H–3
eligibility, 309H–3
established, 309H–3
violations, 309H–3
purpose, 309H–2
rules, 309H–5
international exchange program
establishment, 304A–1802
malpractice special fund, 304A–2152
medical education council
established, 304A–1703
membership, 304A–1703
powers and duties, 304A–1704, 1705
physician workforce assessment and planning, 304A–2171, 453–8.8
revenue bonds for construction, 328L–2
special fund, 304A–2171
special residency program
agreement to serve in correctional facilities or rural areas, 304A–1753
breach of contract, 304A–1754
contracts, 304A–1753
purpose, 304A–1751
qualifications, 304A–1752

scope, 304A–1755
Motor vehicles
inscription on university vehicles, 105–6
Natural energy institute
action plan, 304A–1894.1
advisory council, 304A–1892
energy systems development special fund
established, 304A–2169.1
evaluations, 304A–1893.1
purpose, 304A–2169.1
reports, 304A–1893.1
established, 304A–1891
purposes, 304A–1891
renewable portfolio standards, 269–95
reports, 304A–1891
Nonresidents
medical and nursing student exchange program, 304A–1802
rules defining residence for tuition purposes, 304A–402
tuition and fees, 304A–401, 502
Nursing school
center for nursing
advisory board
membership, 304A–1404
powers and duties, 304A–1404
collaboration by other institutions, 304A–1407
data collection, 304A–1406
establishment, 304A–1404
powers and duties, 304A–1405, 1406
special fund
established, 304A–2163
transfers from special funds, 36–27, 30
staffing, 304A–1405
clinical training and practice, 304A–1403
creation, 304A–1401
curriculum, 304A–1402
Hawaii health corps, see Medical school, above
international exchange program
establishment, 304A–1802
malpractice special fund, 304A–2152
nursing scholars program
administration, 304A–3304
amount of award, 304A–3303
definitions, 304A–3301
eligibility, 304A–3302
established, 304A–3302
scholarships for graduate studies, 304A–3302
violations, 304A–3304
Parking
handicapped parking, 304A–2602
parking facilities
construction, 304A–2603

rents, fees, and charges, 304A–2601
penalties and fines, 304A–2602
revolving fund, 304A–2275
towing unauthorized vehicles, 304A–2602
Post-secondary education authorization program
see COMMERCE AND CONSUMER AFFAIRS DEPARTMENT
Post-secondary education commission
cooperation by state agencies, 304A–3154
establishment, 304A–3151
membership, 304A–3151
powers and duties, 304A–3152
Powers and duties, 304A–103
President
executive officer of board, 304A–104
salary, 304A–1004
Purposes of university, 304A–102
Real property
acquisition review and approval, 107–10, 304A–1005
lease or sale
deposit of revenues, 304A–2274
Mauna Kea lands, see Mauna Kea lands, above
perpetual use for benefit of university, 304A–105
powers to acquire, 304A–103, 105
West Oahu campus, 304A–2166
Records
books of accounts, 304A–106
gifts to the university, 304A–106
history of Hawaii, 304A–114
transcript and diploma revolving fund, 304A–2256
uncollectible accounts, 40–82
war records depository, 304A–115
Reports
benchmarks, 304A–2001
campus safety and accountability, 304A–120
cancer research special fund, 304A–2168
center for nursing, 304A–1406
conference center revolving funds, 304A–2273
energy systems development special fund, 304A–1893.1
futures study research center, 304A–3253
independent audit committee, 304A–321
innovation and commercialization initiative program, 304A–1959
job training programs, 202–10
Mauna Kea lands, 304A–1905
medical education council, 304A–1704
natural energy institute, 304A–1891
net-zero energy goal, 304A–119
physician workforce assessment, 453–8.8
procurement institute, 304A–1352
research and training revolving fund, 304A–2253
research corporation, 304A–3007
revenue bonds, 304A–2689

salaries, 304A–1004
scholarships and financial assistance, 304A–2002, 2159
soil conservation programs, 304A–203
special and revolving funds, 304A–2007
teacher education coordinating committee, 304A–1202
technology transfer activities, 304A–121
trust funds, 304A–106
uncollectible accounts, 40–82
university foundation expenditures, 304A–2153
University of Hawaii green special fund, 304A–2181
vocational education, 304A–302
western regional education compact, 304A–3202, 3205
Research corporation
board of directors
appointment, 304A–3002
established, 304A–3002
boats and vessels
safety requirements, 304A–3004
contracts
authorization, 304A–112
exemption from certain laws, 304A–112, 3005
powers of board, 304A–3003
services, 304A–112
state contracts, 304A–3011
copyrights and patents, 304A–3009
dissolution, 304A–3008
employees, 304A–3005, 3006
establishment, 304A–3001
officers, 304A–3006
powers and duties, 304A–3003
purpose, 304A–3001
report, 304A–3007
special account, 304A–3010
Revenue bonds
anticipation notes, 304A–2682
bonds not debt of the state, 304A–2680
covenants in bonds, 304A–2677
CUSIP numbers, 304A–2676
definitions, 304A–2671
fiscal agent, 304A–2686
form and contents, 304A–2674
health and wellness center and medical school, 328L–2
issuance, 304A–2672
legal investments, 304A–2674
limitations, 304A–2688
other laws apply, 304A–2684
parking facilities, 304A–2603
pledge of revenues, 304A–2672, 2679
powers of regents, 304A–2672, 2673
refunding bonds, 304A–2685
remarketing arrangements, 304A–2675

reports, 304A–2689
sale, 304A–2674
security for payment, 304A–2680
self-supporting nature, 304A–2681
special funds, 304A–2167.5
support facilities, 304A–2675
tax exemption, 304A–2683
tobacco settlement revenues, 328L–2
validation of proceedings, 304A–2687
validity of bonds, 304A–2678
Rules
adoption, 304A–105
educator loan program, 304A–701, 704
Mauna Kea lands, 304A–1903
medical education council, 304A–1705
parking, 304A–2601
post-secondary education commission, 304A–3152
research corporation contracts, 304A–112
residency, 304A–402
sabbatical leaves, 304A–1001
soil conservation programs, 304A–203
student loans, 304A–604
tuition, 304A–402
vocational education, 304A–302
western regional education compact, 304A–3202
Salaries
annual report to legislature, 304A–1004
attorneys for university, 304A–1005
classification and compensation plan, 304A–1002
executive and managerial positions, 89C–4
faculty, 304A–1001
school cafeteria workers, 304A–1006
Sale of goods
commercial enterprises, 304A–113, 1865, 2251
revolving fund, 304A–2251
seeds, 304A–2263
use of logo, 304A–113
Smoking prohibited, 304A–122
Sports
special funds, 304A–2176
Standard of instruction, 304A–102
State university, 304A–103
Student loans
administration expenses, 304A–602
amount of loans, 304A–601
collection agencies for delinquent loans, 304A–602
educator loan program
amount, 304A–701
contracts, 304A–703
eligibility, 304A–701
repayment, 304A–701

revolving fund, 304A–2276
rules, 304A–701, 704
eligibility for loans, 304A–601
interest, 304A–602
minors may enter into contracts, 304A–603, 703
post-secondary education commission, see Post-secondary education commission, above
professional education loan default or breach
attorneys, 605–1
certification of default, 436C–3
definitions, 436C–1
financial hardship, 436C–4
health department licenses, 321–15
insurance, 431:9–235, 431:9A–112
licensing sanctions, 436B–19.6, 436C–2
nurses, 457–9
radiologic technologists, 466J–8
teachers, 302A–807
repayment of loans, 304A–602
revolving fund, 304A–2160
rules, 304A–604, 704
Students
alumni activities, 304A–2153
auxiliary services fees, 304A–2157
campus safety and accountability, 304A–120
e-mail accounts, 226–107
graduation pathway system, 304A–118
high school student enrollment, 304A–803
public assistance recipients, 346–68
student activities
revolving fund, 304A–2257
student health centers
revolving fund, 304A–2255
student organizations, 304A–2257
transcripts and diplomas, 304A–2256
tuberculosis clearance exemption, 304A–901
underrepresented ethnic groups, 304A–503
Summer session
deposit of tuition and fees, 304A–2153
Tuition
amounts, 304A–401, 403
college savings accounts
see UNIVERSITIES AND COLLEGES
deposit of fees received, 304A–2003
establishment, 304A–401
federal aid for financial assistance, see Post-secondary education commission, above
increase or decrease, 304A–403
individual development accounts
see UNIVERSITIES AND COLLEGES
nonresident students, 304A–401
powers of board, 304A–502

public assistance recipient financial aid, 346–68
public hearing exemption, 304A–403
reports, 304A–2159
rules defining residence, 304A–402
scholarships
nursing advanced degrees, 304A–3302
powers of regents, 304A–501
reports, 304A–2002
special fund, 304A–2159
state residents, 304A–504, 505
trust fund, 304A–2351
University of Hawaii quasi-endowment trust fund, 304A–2355
underrepresented ethnic groups, 304A–503
Tuition and fees special fund
established, 304A–2153
operations plan, 304A–2153
use of funds, 304A–2153
Uluulu: The Henry Kuualoha Giugni Moving Image Archive of Hawaii
established, 304A–2180
special fund, 304A–2180
University of Hawaii foundation
tuition and fees special fund expenditures, 304A–2153
Vocational education
advisory council, 304A–303
construction academy
administration, 304A–1143
established, 304A–1142
purpose, 304A–1141
federal aid, 304A–2403
powers and duties, 304A–302
state agency, 304A–301
workforce development scholarships, 304A–505
War records
official depository, 304A–115
Western governors university
participation, 304A–117
Western regional education compact
adoption of compact, 304A–3201
budget, 304A–3205
commission
appointment, 304A–3204
established, 304A–3202
powers and duties, 304A–3202
execution, 304A–3203
Hawaii western interstate commission for higher education
definitions, 304A–3201.5
established, 304A–3201.6
members, 304A–3201.6
professional student exchange program revolving fund
established, 304A–2277
repayment, 304A–3209

professional student exchange program revolving fund
established, 304A–2277
rights under compact, 304A–3208
student participants
placement in nonparty states, 304A–3206, 3207
terms and provisions, 304A–3202
withdrawal from compact, 304A–3202
West Oahu campus
construction of campus, 304A–2166
labor education and research center, 304A–1601
special fund, 304A–2166
Workers' compensation
trust fund, 304A–2352

URBAN REDEVELOPMENT AND RENEWAL
Alcoholic beverages
restrictions on sales, 281–41
Zoning
special liquor districts, 281–41

USE TAXES
Affordable rental housing
tax application, 201H–36
Airports and aircraft
aircraft lease or rental, 238–1
auditor reviews, 23–72
service and maintenance facilities, 238–1
Auditor reviews
aircraft service, maintenance, and facilities, 23–72
commercial fishing vessel construction loans, 23–75
interstate commerce, 23–75
low income housing, 23–79
oceangoing transportation vehicles, 23–75
scientific contracts, 23–77
Collection of tax
network marketing, 237–9
County general excise and use tax surcharge
establishment, 46–16.8
extension, 46–16.8, 238–2.6
imposition, 238–2.6
prohibited uses, 46–16.8
requirements, 238–2.6
Direct sellers
assessment, 237–9
Excise taxes
taxes paid in another state or taxing jurisdiction, 237–22
Exemptions
aircraft lease or rental, 238–1
aircraft service and maintenance facilities, 238–1
imported goods and services, 238–2.3
Foreign diplomats and consular officials, 238–1

Imports
goods and services that become elements of finished product or service, 238–2.3
motor vehicle imported by purchaser, 286–41
rate of tax, 238–2.2
Imposition of tax
county general excise and use tax surcharge, 238–2.6
generally, 238–2.2
network marketing, 237–9
rate of tax, 238–2.2
Intermediary sales or services
rate of tax, 238–2
Magazine and print materials
advertising distributed free to the public
rate of tax, 238–2
Multistate sales and use tax agreement
agreement with other states, 255D–3, 4, 7
challenges, 255D–8
citation, 255D–1
collection of taxes, 231–3.6, 255D–6, 9
definitions, 255D–2
other laws, 255D–5
requirements, 255D–6
service providers and systems, 231–3.6, 255D–4, 9
sourcing of transactions, 255D–6
Network marketing
assessment, 237–9
Payment of tax
network marketing, 237–9
simplified sales and use tax administration, 231–3.6, 255D–6, 9
taxes paid in another state or taxing jurisdiction, 237–22
Purchaser
motor vehicle imported by purchaser, 286–41
rate of tax, 238–2.2
Refunds
appeal of denial, 232–14.5
Returns
disclosures, 238–13
false returns, 231–36
filing requirements, 238–13
Rules
county surcharge, 238–2.6
Service business or calling
defined, 238–1
imported goods and services, 238–2.3
intermediary sales or services, 238–2
Services or contracting imported for resale, 23–80
Violations
penalties, 231–36
returns, 231–36

VACCINATIONS
Children
pharmacist administered, 461–11.4
Civil defense
emergency response stockpile of drugs and medications, 321–441, 442
Emergency management
powers of governor, 127A–13
Health department
emergency response stockpile of drugs and medications, 321–441, 442
Immunization information and registry
confidentiality of information, 325–123
definitions, 325–121
demographic information, 325–125
disclosure of records, 325–123, 124
establishment, 325–122
immunity to liability, 325–126
purposes, 325–122
refusal to participate, 325–125
retention of records, 325–125
rules, 325–13
use of registry information, 325–124
vaccination of children by pharmacist, 461–11.4
violation of provisions, 325–126
Medical records, see Records, below
Nurses
advanced practice registered nurses, 302A–1154, 1158, 325–33
Pharmacists
disciplinary actions, 461–21
scope of practice, 461–1, 11.4
Records
confidentiality of information, 325–123
individually identifiable
compliance with HIPAA, 323B–3
effect on other laws, exceptions, 323B–4

VEHICULAR TAXES
Bicycle and moped taxes
duplicate plates, 249–16
moped registration, 249–14.1
replacement for lost registration, 249–16
transfer of registration, 249–14.2
Exemptions
active duty military personnel, 249–6.5
disabled veterans, 249–31.5
stored vehicles, 249–5.5
Stored vehicles, 249–5.5
Weight tax
exemptions, 249–5.5, 6.5
number plates
special number plates, 249–9.3, 9.5
rental vehicles, 437D–8.4

stored vehicles, 249–5.5
vehicle modifications for disabled access, 249–1

VENDING MACHINES
Cigarettes
cigarette tax stamps
required, 245–22
violations, 245–38
restrictions on sales from vending machines, 328J–16
retail tobacco permits, 245–2.5
sales prohibited, when, 328J–18
Deposit beverage containers
definitions, 342G–101
refunds and recycling containers, 342G–115
Electronic smoking devices
sale to minors prohibited, 712–1258
Insurance
travel insurance sales, 431:9A–107.5

VENDORS
Cash-based businesses
taxation
see TAXATION
Ethnic culture public market at Kakaako, 206E–34
Hawaii-made craft and food items
labeling, 486–119

VENUE
Child protective act, 587A–6
Nonprofit corporations
dissolution, 414D–253
Unincorporated associations, 429–12

VETERANS
Cemeteries
Filipino World War II veterans, 363–12, 13
Disabled veterans
vehicular tax exemption, 249–31.5
Filipino World War II veterans
transportation and burial grants, 363–12, 13
Hospitals
prescription drugs, 329–38
Identification card
veteran status notation, 286–303, 305
Motor vehicles
drivers' licenses; veteran status notation, 286–109, 111
vehicular tax exemption for disabled veterans, 249–31.5
Office of veterans' services
powers and duties, 363–5
report, 249–31.5
Programs

burial grants, 363–12, 13
veterans summit, 363–3
Taxation
vehicular tax exemption for disabled veterans, 249–31.5
Veterans summit, 363–3

VETERINARIANS
Drugs
prescription drugs
see DRUGS
Licenses
applications, 471–8
compliance with laws and rules, 471–8
continuing education, 471–1
Veterinary technicians
definitions, 472–1
fees, 92–28, 472–3
practical experience, 472–3
qualifications, 472–3
registration, 472–2
use of title, 472–2

VICTIMS OF CRIME
Actions
tolling statute of limitations, 657–21.5
AIDS testing
testing of sexual assault victims and offenders, 325–16, 16.5, 801D–4
Confidentiality of address program
see CONFIDENTIALITY OF INFORMATION, Address confidentiality program
Disabled persons
injury or death to service animal, 711–1109.4
Domestic or sexual violence
attorney general
powers and duties, 28–10.5
death reviews
access to information, 321–473, 474
definitions, 321–471
release of information, 321–475
review teams, 321–472, 476
employment practices, 378–2
leaves of absence
definitions, 378–71
employee benefit plans and collective bargaining agreements, 378–74
entitlement, 378–72
other leaves of absence, 378–73
return to employment, 378–72
use of leave, 378–72
shared wireless phone plans
no cause of action against wireless service providers, when, 269–16.93
opt-out request, 269–16.93
order for transfer or release from, 586–5.8

voluntary separation from employment
unemployment compensation, 383–7.6
Hate crimes
data collection and dissemination, 846–52, 53
definitions, 846–51
extended term of imprisonment, 706–662
reports, 846–54
Information and notification system
definitions, 353–131
failure to notify
no cause of action, 353–134
governance committee members
immunity from liability, 353–137
meetings, 353–137
terms of members, 353–137
vacancies, 353–137
law enforcement cooperation, 353–135
offender status
custodial changes, 353–133
release, 353–133
updates, 353–134
prosecuting attorney cooperation, 353–135
registration by victim, 353–132
requirements, 353–132
special fund
deposits, 353–136
established, 353–136
expenditures, 353–136
staff and operating expenses, 353–136
statewide automated system, 353–132
Interference with reporting an emergency or crime, 710–1010.5
Minors
child sex abuse victim and witness services
see CHILD ABUSE, Children's justice program
Notice
automated victim information and notification system, see Information and notification system, above
probation, 806–73
release, 334–60.7, 76
rights of victims, 844G–7
Pre-sentence diagnosis and reports
attendance at sentencing hearing, 706–601
Probation
domestic abuse victims, 806–73
duty to pay restitution after discharge or termination, 706–630
notice of defendant's probation, 806–73
Reciprocal beneficiary rights
see RECIPROCAL BENEFICIARIES
Release of prisoner
tolling statute of limitations, 657–21.5
Restitution

amount, 706–646
authorized sentences, 706–646
condition of parole, 801D–4
consumer protection, 487–14
court orders, 706–646
deferred acceptance of plea, 706–644
delinquent payments
collection by income tax refund retention
see TAXATION, Recovery of moneys owed the state
enforcement, 706–644
penalties, 706–644
uncollectible accounts, 40–82
duty to pay after discharge from probation, 706–630
enforcement of orders, 706–644, 647
fraud against elderly, 487–14
graffiti damage to property, 577–3.5
injury or death to service or law enforcement animal, 711–1109.4
interference with service or law enforcement animal, 711–1109.5
labor trafficking, 707–785
limitation of actions, 657–23
nonpayment of wages, 707–786
order of priority, 706–651
receiving stolen property, 706–640
third party claim reimbursement, 346–37
unfair and deceptive trade practices, 487–14
victim defined, 706–646
who may receive, 706–646
Restorative justice program
criminal acts of minors, 571–31.4
Rights of victims and witnesses in criminal proceedings
AIDS testing of sexual assault victims and offenders, 325–16.5, 801D–4
nuisance abatement actions, 712–1270.3, 1271.6
televising testimony, 801D–7
Sentencing of offender
tolling statute of limitations, 657–21.5
Sex trafficking
vacating prostitution conviction, 712–1209.6
Victim and witness assistance program
powers and duties, 28–10.5
Victim-counselor privilege
child abuse disclosure, 587A–22

VISITATION
see CHILD CUSTODY

VITAL STATISTICS
Births
late filings
evidentiary value, 338–17
procedures, 338–16
rules, 338–15

Bureau
automation, 338–14.6
Certificates
fraudulent or deceptive identification documents, 710–1017.5
verification in lieu of certified copies, 338–14.3, 18
Civil unions
affidavit, 572B–8
certificate, 572B–8
filing requirements, 572B–8
licenses
applicant, 572B–5
certification, 572B–5
expiration, 572B–5
fees, 572B–6
persons who solemnize, 572B–4
record, 572B–8
Deaths
disposition of body
armed services member, 338–55
late filings
procedures, 338–29.5
undetermined cause of death, 338–10
reporting, 338–4.5
Fees
certificates, 338–14.5
civil unions, 572B–6
deposit of fees, 338–14.6
increase or decrease, 338–14
reciprocal beneficiaries, 572C–5, 7
verifications, 338–14.3
Marriages
late filings, 338–29.5
records, 572–6
Reciprocal beneficiaries
certificates, 572C–5
registration, 572C–5
termination, 572C–7
Records
automation, 338–14.6
confidentiality, 576D–18
disclosure, 338–18.5, 576D–18
reciprocal beneficiaries, 572C–5, 7
verification in lieu of certified copies, 338–14.3, 18
Reports
deaths, 338–4.5
Vital statistics special fund
deposits into, 338–14.5, 14.6
established, 338–14.6

VOLUNTEERS
Commission for national and community service

definitions, 90D–1
establishment, 90D–2
expenses, 90D–3, 7
meetings, 90D–5
membership, 90D–3
officers, 90D–4
powers and duties, 90D–6
purposes, 90D–2
removal, 90D–5
rules, 90D–9
staff, 90D–8
Criminal history record checks, 846–2.7
Disaster relief workers, 78–23.5, 321–23.3
Emergency workers
injury or death, 127A–8
reserve corps, 127A–6
status and rights, 127A–8
Epidemic prevention and control
immunities for services, 325–20
Firefighters
driver licensing, 286–105
Hospitals, long-term care facilities, etc.
background checks, 321–15.2
criminal history record checks, 846–2.7
Immunity to liability
cemeteries, 662D–5
definitions, 662D–1
exceptions, 662D–3
scope of immunity, 662D–2
skateboarding parks, 662D–4
Medical assistance
immunities, 321–2.5, 23.3
Public housing authority
use of, 356D–4
Public officers and employees
civil service examination consultants, 76–15
disaster relief services, 78–23.5
Traffic violations
parking for disabled persons, 291–59

WAGES AND HOURS
Actions for collection, 388–11
Airlines
exemption from overtime compensation, 387–3
Appeals
wage payment violations, 388–9.5
Assignment
child support, 576B–502, 576D–14
Contracts
waiver prohibited, 104–2.7

Deductions from wages, see Withholding, below
Disabled workers
public contracts, 103D–1001, 1009
Discrimination prohibited, 378–2.3
Electronic transfers
payment of wages, 388–5.5
Employers
salary or wage history inquiries, 378–2.4
wage disclosures or discussions, 378–2.3
Hearings
public works project violations, 104–24
wage payment violations, 388–9.5
Length of service
variation in rate of pay, 378–2.3
Nonpayment of wages
criminal offense, 707–786
violations, 388–9.5
Notice
public works project violations, 104–24
Overtime compensation
airline employees, 387–3
computation, 104–1
defined, 104–1
exemptions, 387–3
Partial unemployment
unemployment compensation
see EMPLOYMENT SECURITY
Pay cards
conditions of use, 388–5.7
definitions, 388–1
fees, 388–5.7
pooled pay card accounts, 388–5.7
Payments
electronic transfers, 388–5.5
methods of payments, 388–2
order of wage payment violation, 388–9.5
pay cards, 388–5.7
Public works employees
collective bargaining agreements
determination of prevailing wages, 104–2
confidentiality
whistleblowers protection, 104–22
housing finance and development corporation projects, 201H–53, 82
irrigation projects, 167–6
organized labor
collective bargaining agreements, 104–2
payrolls
records, 104–2.5, 22
prevailing wages, 103–55.5, 104–2
private construction project leased to state or county, 104–2.5
public housing projects, 356D–16

records
lease to government agency, 104–2.5
payrolls, 104–2.5
special purpose revenue bond financing of projects, 39A–2, 104–2
violations
appeals, 104–23
debarment or suspension of contractors, 104–24
withholding of complainants' names, 104–22
whistleblowers protection, 104–22
Records
required records of employers, 383–94
Reduction in work hours
unemployment compensation
see EMPLOYMENT SECURITY, Partial unemployment
Reports
public works employee wages, 39A–2
separation and terminations, 383–94
wage information, 383–94
Seniority
variation in rate of pay, 378–2.3
Tipped employees
hotel or restaurant service charges to be distributed to employees as tip income, 481B–14
Transportation pretax program, 78–53
Violations
appeals, 388–9.5
order of wage payment violation, 388–9.5
penalties, 388–10
public works employee wages, 104–3, 22
Wage payment violations
appeals, 388–9.5
enforcement of orders, 388–9.7
final orders, 388–9.6, 9.7
issuance of order, 388–9.5
judgments, 388–9.7
modification or withdrawal of order, 388–9.6
penalties, 388–9.6
Wage rate differentials
when permitted, 378–2.3
Waiver of requirements prohibited, 104–2.7
Withholding
child support enforcement, 576B–501, 502, 506, 576D–14
election day leave to vote
deduction of wages for mandatory leave time, 11–95
unemployment compensation, 383–161

WAIKIKI
Commercial catamarans
transfer of ownership, 200–9
Convention center
see TOURISM
Environmental impact statements

exemptions for secondary actions, 343–5.5
Prostitution
county ordinances, 712–1207
curfew, 712–1207
street solicitation, 712–1207

WAR
Death of military personnel in service
Hawaii medal of honor awards, 5–22
Peace Day, 8–16
Prisoner of war and missing-in-action personnel
casualty status recognized, 121–10.5
flag honoring personnel, 5–18.5
World War II
depository of war records, 304A–115

WAREHOUSE RECEIPTS
see DOCUMENTS OF TITLE

WARNINGS
Abuse of family or household members, 709–906
Cigarettes and tobacco products
sale of packages without health warnings, 712–1257
Hazardous beach or ocean conditions, 663–1.56
Hazardous condition of land
search and rescue operations
reimbursement for expenses, 137–2, 3
Hotels
liability for hazardous beach or ocean activities, 486K–5.6
Pesticides, 149A–15.5
Public lands, 663–52
Signs
improved public lands, 663–52
State communications and warning center, 127A–7
Trespass
agricultural and aquacultural operations, 708–814, 831
commercial premises, 708–814
improved state lands, 708–814.7
public or low-income housing projects, 708–814
public parks or recreational grounds, 708–814.5
school grounds, 708–813
Warning points, 127A–7

WARRANTIES
Disabled persons
wheelchairs, communication devices, etc.
see DISABLED PERSONS, Assistive devices
Motor vehicle protection products
see MOTOR VEHICLES, Alarm systems
Service contracts
see SERVICE CONTRACTS

WARRANTS FOR THE PAYMENT OF MONEY
Direct deposits
salary and pension payments, 40–53, 88–6
Electronic funds transfers
transfers in lieu of warrants, 40–51.5
Procurement cards
defined, 103D–104
use in lieu of warrants, 103–10
Treasury payments
money drawn on funds transfers, 40–51.5

WATER POLLUTION
Actions
development without permit or approvals, 607–25
Cruise ships
alternative environmental protection equipment or procedures, 342D–111
definitions, 342D–101
exemptions, 342D–108, 111
experimental technology or procedures, 342D–111
hazardous waste
reports to department, 342D–106
health department powers and duties, 342D–109
innocent passage, 342D–108
memorandum of understanding, 342D–107
offloading or discharge of waste
owner's policies and procedures, 342D–106
recognition of exceptional protection efforts, 342D–107
records and reports
owner's reports to department, 342D–106
recordkeeping, 342D–104, 105
rules
information gathering, 342D–104, 106
penalties for violations, 342D–110
wastewater discharges, 342D–102
sampling and testing
costs and expenses, 342D–104
recordkeeping, 342D–105
requirements, 342D–104
test criteria, 342D–104
untreated sewage, 342D–102
violations
penalties, 342D–110
wastewater discharges
limitations, 342D–102
prohibitions, 342D–102
reports to department, 342D–106
sampling, 342D–104
standards and parameters, 342D–102
Definitions, 342D–21
Director

- environmental goals and objectives, 321–1.1
- powers and duties, 321–1.1

Discharges
- harbors, 200–14.5
- prohibitions generally, 342D–50.5

Gray water recycling, 174C–51.5

Loans and grants
- accounting and fiscal control, 342D–82
- authorization, 342D–54, 82
- conditions, 342D–54, 87
- conformance to state and federal standards, 342D–87
- definitions, 342D–80
- federal funds, 342D–82, 82.5, 85
- fees, 342D–85, 86
- guarantees, 342D–84
- nonpayment or default, 342D–87
- other programs, 342D–54
- policy of state, 342D–81
- powers and duties of department, 342D–82
- purpose, 342D–81
- refinancing obligations, 342D–84
- repayment, 342D–85, 87
- reports, 342D–82
- requirements, 342D–54, 87
- revenue bonds
  - authorization, 342D–88
  - investments, 342D–91
  - issuance, 342D–90
  - pledge of revenues, 342D–89
  - security, 342D–89
  - trustee, 342D–92
  - trust indenture, 342D–93
- revolving fund
  - deposits, 342D–85
  - established, 342D–83
  - status, 342D–82
  - uses of fund, 342D–84
- rules, 342D–82, 86
- subsidies, 342D–84

Nonpoint source pollution
- permit approval or denial time limits, 91–13.5

Permits
- approval or denial time limits, 91–13.5
- development without permit or approvals, 607–25
- electronic processing of applications, 321–11.4
- violations, 342D–30

Prevention
- financing projects, see Loans and grants, above

Recycled or reclaimed water
- defined, 342D–1
- dual line water systems, 174C–51.5

permits, 342D–6
regulation, 269–1, 342D–4, 10
state and county irrigation systems, 342D–71
water plan, 174C–31
Reports
cruise ship discharges, 342D–106
environmental goals and objectives, 321–1.1
loans and grants, 342D–54, 82
revolving fund, 342D–82
Revenue bonds
authorization, 342D–88
costs financed, 342D–90
covenants, 342D–93
exclusion from debt ceiling, 342D–82
issuance, 342D–88, 90
legal investments, 342D–91
pledge of revenues, 342D–82, 89
proceeds, 342D–85
revolving fund, 342D–84
security for bonds, 342D–89
trustee, 342D–92
trust indenture, 342D–93
Rules
cruise ship discharges, 342D–102, 106
loans and grants, 342D–82, 86
permit approval or denial time limits, 91–13.5
State and county projects
financing, see Loans and grants, above
Sunscreens
sale and distribution, 342D–21
Variances
cruise ship discharges, 342D–111
electronic processing of applications, 321–11.4
violations, 342D–30
Water pollution control revolving fund
deposits into fund, 342D–85
established, 342D–83
investments, 342D–86
pledge of funds, 342D–82
status, 342D–82
uses of fund, 342D–83, 84

WATER RESOURCES
Actions
development without permit or approvals, 607–25
Agriculture
agricultural water use and development plan, 174C–31
definitions, 174C–3
dual line water supply system, 174C–51.5
Climate change adaptation priority guidelines, 226–109
Commission on water resource management

administrative expenses, 174C–5.5
financial disclosures, 84–17
funding, 171–19, 174C–5.5
training requirement, 10–41
Conservation
funding research and activities, 174C–5.5
Counties
stormwater management system, 46–1.5
Disputes
contested case hearings, 174C–12.5
Fees
deposit of revenues, 174C–5.5
stormwater management system, 46–1.5
Hearings
administrative enforcement of minor infractions, 174C–15.5
contested cases, 174C–12.5
Permits
development without permit or approvals, 607–25
Plans
funding development, 174C–5.5
Reclaimed water
defined, 269–1, 342D–1
dual line water systems, 174C–51.5
emergency powers, 342D–10
inspection of premises, 342D–8
permits, 342D–6
regulation, 269–1, 342D–4
sale or distribution
public utilities regulation exemption, 269–1
state and county irrigation systems, 342D–71
violations, 342D–16, 30
water plan, 174C–31
Recycling gray water, 342D–71
Rules
dual line water supply system, 174C–51.5
Storm water
water resource protection plan, 174C–31
Stormwater management system
user fees, 46–1.5
Violations
administrative penalties, 174C–15
deposit of fines and penalties, 174C–5.5
enforcement program, 174C–15.5
Water catchment systems
lead and copper contamination, 340E–4.8
testing program, 340E–4.8
water contamination abatement projects, 340E–36
Water management areas
appurtenant rights, 174C–5
dual line water supply system, 174C–51.5
Water quality

funding monitoring programs, 174C–5.5
improvements by special fund authorized, 141–10
Water rights
appurtenant rights, 174C–5
public land leasing, 171–19
Watersheds
funding, 247–7
hunting, 183D–4

WATER SYSTEMS AND WATERWORKS
Bond issues
loans and grants program, 340E–36
Construction, improvement, and repair
damage to underground utilities
see PUBLIC UTILITIES, One call center
federal aid, 340E–33.5
loans and grants, see Loans and grants, below
County boards of water supply
grants, 340E–34
impact fees, see Impact fees, below
loans, 340E–37
personnel
experimental modernization projects, 78–3.6
procurement officers, 103D–203
rules, 46–142
safe drinking water standards
compliance, 340E–41
quality control and testing procedures, 340E–1
rules, 340E–1, 2.5
technical, managerial, and financial capacity, 340E–2.5
Distribution system operators
certification of operators
certification board, 340F–4
issuance, 340F–3
required, 340F–6
violations, 340F–8
classification of plants, 340F–2
definitions, 340F–1
rules, 340F–7
supervision of operations, 340F–6
violations, 340F–8
Drinking water
business or development permits, 91–13.5
catchment systems, 340E–4.8
contamination
catchment systems, 340E–4.8
federal aid, 340E–33
loans and grants for abatement projects, see Loans and grants, below
definitions, 340F–1
dual line water supply systems, 174C–51.5
federal aid, 340E–33, 33.5

infrastructure, 340E–33.5
nonpotable water used for irrigation and sewage, 174C–51.5
private distributor
excise tax exemption when, 235–2.3
income tax exemption when, 235–2.3
standards
county systems, 340E–2.5, 41
loans and grants for facilities, 340E–36, 37
mandatory, 340E–41
monitoring, 340E–39
quality control, 340E–1
rules, 340E–1, 2.5
testing procedures, 340E–1
treatment works
compliance with standards, 340E–37
grants to counties, 340E–34
monitoring and inspection, 340E–39
violations
operator certification, 340F–8
water system operators
certification, 340F–3
classification of plants, 340F–2
definitions, 340F–1
rules, 340F–7
supervision, 340F–6
violations, 340F–8
Drinking water treatment revolving fund
accounts and accounting, 340E–33
bond issues, 340E–36
conditions, 340E–37
deposits into fund, 340E–38
established, 340E–35
federal funds, 340E–33
fees, 340E–39
investments, 340E–33, 40
reports, 340E–33
rules, 340E–33
uses, 340E–36
Fees and charges
agricultural uses, 269–26.5
loans and financial assistance, 340E–33, 39
public housing projects, 356D–106
water carriers, 269–26.6
water catchment system testing, 340E–4.8
Impact fees
assessment, 46–143
authorization to impose, 46–142
benefit zones, 46–144
expenditures, 46–144, 145
notice, 46–144
refunds, 46–145

rules, 46–142
Loans and grants
accounting and fiscal control, 340E–33
administrative expenses, 340E–33
authorization, 340E–33
catchment systems, 340E–36
compliance with safe drinking water standards, 340E–41
conditions for loans, 340E–37
definitions, 340E–31
disadvantaged communities, 340E–37
drinking water fund
deposits, 340E–38
established, 340E–35
fees, 340E–39
investments, 340E–40
uses, 340E–36
federal aid, 340E–33, 33.5, 38
fees, 340E–33, 39
grant to counties, 340E–34
inspections, 340E–39
limitations, 340E–36
monitoring and technical reviews, 340E–39
policy of state, 340E–32
powers and duties, 340E–33
purpose, 340E–32
repayment, 340E–37
reports, 340E–33
rules, 340E–33
Public housing projects
fees and charges, 356D–106
Recycled or reclaimed water
definitions, 269–1, 342D–1
dual line water systems, 174C–51.5
inspections, 342D–8
permits, 342D–6
public contracts, 269–1
regulation, 269–1, 342D–4, 10
sale or distribution, 269–1
state and county irrigation systems, 342D–71
violations, 342D–16, 30
water plan, 174C–31
Reports
drinking water treatment revolving fund, 340E–33
loans and financial assistance, 340E–33
Rules
certification of water system operators, 340F–7
loans and financial assistance, 340E–33
permit approval or denial time limits, 91–13.5
safe drinking water, 340E–2.5
Testing
procedures, 340E–1

water catchment systems, 340E–4.8
Utilities
failure to provide services, 269–14.5
Violations
certification of water system operators, 340F–8
Water catchment systems
lead and copper contamination, 340E–4.8
testing program, 340E–4.8
water contamination abatement projects, 340E–36

WEAPONS
Butterfly knives
defined, 134–53
manufacture, sale, possession, use, or transport prohibited, 134–53
penalties, 134–53
Penalties
butterfly knives, 134–53
Possession
butterfly knives, 134–53
Schools
possession of weapons at school or school activities, 302A–1134.6

WEEDS
Notice
eradication measures, 152–6
Noxious weeds
entry to control, 46–1.52
import restrictions, 150A–6.1

WESTERN REGIONAL EDUCATION COMPACT
see UNIVERSITY OF HAWAII

WHEEL BOOT
see MOTOR VEHICLES

WILDLIFE
Deer
interisland transportation and possession
prohibition, 183D–52
violation, 183D–5
Game management advisory commission
annual report, 183D–4.5
established, 183D–4.5
members, 183D–4.5
powers and duties, 183D–4.5
rules, 183D–4.5
Trafficking
definitions, 183D–66
exemptions, 183D–66
penalties for violation, 183D–5
prohibitions, 183D–66

WILLS
End-of-life decisions
effect on construction, 327L–16
Pets
trust for care of domestic or pet animals, 560:7–501
Real property transfer on death
see REAL PROPERTY, Transfer on death deed

WITNESSES
Arbitration
arbitrator may not testify in subsequent action, 658A–14
right to subpoena, 658A–17
waiver of rights prohibited, 658A–4
Attendance
interstate and foreign child support enforcement, 576B–316
televising testimony, 801D–7
Child custody proceedings, 583A–310
Confrontation of witnesses
televising testimony, 801D–7
Criminal procedure
privileged communications, St Art I–14
Depositions
arbitration proceedings, 658A–17
Desertion and nonsupport
spouses as competent witnesses against each other, 576B–316
Design claim conciliation panels, 672B–7, 11
End-of-life decisions, 327L–3
Expert witnesses
child protective proceedings, 587A–19
Family courts
fees of witnesses, 571–8.5
Fees
family courts, 571–8.5
Interference with reporting an emergency or crime, 710–1010.5
Minors
accompanying children at judicial proceedings, 571–41
child sex abuse victim and witness services
see CHILD ABUSE, Children's justice program
Nuisance abatement actions
protection from threats or harm, 712–1271.6
Professional and vocational licensing
barbering and cosmetology board, 438–5
mixed martial arts contests, 440E–3
Public officers and employees
merit appeals board, 76–49
Testimony
boards and commissions, 92–2.5
court reporter duties, 606–12.5
interstate and foreign child support enforcement, 576B–316
televising testimony, 801D–7

Threats
nuisance abatement actions, 712–1271.6

WOMEN
Breastfeeding or expressing milk
jury duty exemption, 612–6
public accommodations
actions, 489–22
discrimination prohibited, 489–21
enforcement, 489–22, 23
workplace, 378–2, 92
Cancer
breast and cervical cancer control program, 346–59.2
breast density mammography results, 321–46
early detection and treatment plan, 321–45
Commission on the status of women
nonprofit foundation, 367–5
placement within human services department, 26–14
quorum, 367–2
records, 367–5
termination, 367–5
transfer of functions, 367–5
trust fund, 367–5
Compassionate care for sexual assault victims
see HOSPITALS, Emergency contraception
Contraceptives
pharmacist dispensing, 461–11.6
Domestic violence
see DOMESTIC ABUSE
Emergency contraception for sexual assault victims
see HOSPITALS, Emergency contraception
Employment
breastfeeding or expressing milk in the workplace, 378–2, 92
wage discrimination prohibited, 378–2.3
Expressing milk in the workplace
employer requirements and exemption, 378–92
Limited service pregnancy centers
see HEALTH DEPARTMENT
Mammogram screening
breast density results report, 321–46
referrals, 431:10A–116.2
Maternal and child health programs
cytomegalovirus public education program, 321–34
mortality and morbidity studies
maternal death reviews, 324–6
Maternal death reviews
annual report, 324–6
confidential information, 324–1
purpose, 324–5
Pelvic examinations
informed consent, 453–18

Pregnancy
emergency contraceptives
defined, 461–1
pharmacist dispensing, 461–1
human placenta released to birth mother, 321–30
insurance coverage for contraceptive services and supplies, 431:10A–116.6, 116.7
medical assistance, 346–70
Prisons and prisoners
parity in programs and services
costs and expenses, 367D–4
goals, 367D–2, 7
model programs, 352–23.5, 353–6.5, 367D–2, 7
policy, 367D–1
service contracts, 367D–3
youth programs, 367D–6, 7
pregnant offenders
restrictions on use of restraints, 353–121, 122
Sports
high school athletics programs
discrimination prohibited, 302A–461

WORKERS' COMPENSATION
Administration
administrative expenses, 386–155
Appeals
compromise, 386–78
rehabilitation unit determinations, 386–25
Cancer
claim for compensation, 386–21.9
Claims
controverted claims, 386–21.1
mental stress from disciplinary actions, 386–3
treatment plans, 386–21.2
Death
emergency workers, 127A–8
investigation by occupational safety and health unit, 396–4
reciprocal beneficiaries, 386–34, 41
Definitions
qualifying injured employee, 386–28
Director
compromises to be approved, 386–78
Eligibility
mental stress, 386–3
Emergencies
disaster response personnel, 321–23.3
Employees
mental stress from disciplinary actions, 386–3
Employers
disciplinary actions against employee, 386–3
Examinations
recording examinations, 386–79

Fees
time to submit bill, 386–21
Firefighters
accidental injury, 78–24
cancer, 386–21.9
claim for compensation, 386–21.9
Fraud
repeat offenders, 706–606.5
Health care providers
billing, 386–21
evaluation of employee's disability, 386–25
reports, 386–25
treatment plans, 386–21.2
Hearings
evidence, 386–86
procedures, 386–86
rehabilitation unit determinations, 386–25
Insurance
captive insurance companies, 431:19–115.7
mutual insurance company
compliance reviews, 431:14A–109.5
education and training fund assessment exemption, 431:14A–103
financial statement, 431:14A–109.5
hurricane relief fund assessments, 431:14A–103
liabilities, 431:14A–117
nonprofit corporations, 431:14A–103
oversight council, 431:14A–109.5
special fund assessment exemption, 386–153
rates
adjustments by commissioner, 431:14–103.3
hearing, 431:14–103.3
proposed rate by commissioner, 431:14–103.3
reductions required, 431:14–103.3
written notice by commissioner, 431:14–103.3
special compensation fund
exemptions from assessments, 386–153
Limited liability companies
excluded services, 386–1
Limited liability partnerships
excluded services, 386–1
Medical care
billing, 386–21, 386–21.1, 21.9
controverted claims, 386–21.1
prescription drugs, 386–21.7, 386–28, 29
recording examinations, 386–79
treatment plans, 386–21.2
Mental health
mental stress from disciplinary actions, 386–3
Notice
compromises, 386–78
vocational rehabilitation provider selection, 386–25

Nurses, see Health care providers, above
Penalties
    repeat offenders, 706–606.5
Pest control operators
    requirements, 460J–8.5
Police
    accidental injury, 78–24
Prescription drugs
    controlled substances
        concurrent prescriptions, 386–21.7, 29
        informed consent process agreement, 386–28
    duty of employer to furnish employee, 386–21.7
    payment for drugs, 386–21.7
Public contracts
    compliance with labor laws, 103D–310
    public works employees, 103–55.5
Public officers and employees, see State of Hawaii, below
Reciprocal beneficiaries
    death benefits, 386–41
    duration of benefits, 386–43
    entitlement to benefits, 386–42
    payment of benefits after death, 386–34
Records
    medical records
        hearings, 386–86
Reports
    vocational rehabilitation evaluations, 386–25
Special compensation fund
    administrative expenses, 386–155
    exemptions from assessments, 386–153
    uses, 386–155
State of Hawaii
    accidental injury, 78–24
    charter schools, 302D–27
    disaster response personnel, 321–23.3
    hazardous condition exposure, 78–24
    injured employee accumulating leave credits, 78–25
    school work-based learning program, 302A–430
    vocational rehabilitation, 386–25
Third party liability
    limitation on health insurance coverage in third-party claims, 431:13–103
Treatment plans
    acceptance by employer, 386–21.2
    transmittal methods, 386–21.2
University of Hawaii
    fund, 304A–2352
Vocational rehabilitation
    evaluation of disability, 386–25
    public employees, 386–25
    return to work program, 386–25
    service plans, 386–25

Volunteer personnel
disaster relief, 321–23.3
emergency workers, 127A–8
medical assistance personnel, 321–2.5, 23.3
sheriffs' chaplain, 386–181
Work injuries
investigation by occupational safety and health unit, 396–4
public employees
accumulation of leave credits, 78–25
hazardous condition classifications, 78–24
liability of third parties, 78–24
vocational rehabilitation, 386–25

WRITS
Certiorari
filing timelines and extension, 602–59

WRITS OF POSSESSION
Association assessment foreclosure
nonjudicial power of sale, 667–102
Housing projects
eviction from federal projects, 356D–94
eviction from state projects, 356D–64
Mortgage foreclosure
nonjudicial power of sale, 667–33

WRONGFUL CONVICTION AND IMPRISONMENT
Claim for compensation
affirmative defenses, 661B–3
appeals, 661B–5
awards, 661B–3
burden of proof, 661B–3
exclusive remedy, 661B–7
expungement orders, 831–3.2
fees, 661B–3
petition for relief, 661B–1
presentation of claim, 661B–2
time limitation, 661B–4
waiver of sovereign immunity, 661B–6

WRONGFUL DEATH
Emergency aeromedical services
immunities, 321–235
Reciprocal beneficiaries
right to bring action, 663–3
Recreational activities, 663–1.54
State tort liability

school property use, 302A–1148.5
WRONGFUL DISCHARGE
Sick leave

use of accrued sick leave, 378–32

X-RAYS
Mammogram screening
breast density results report, 321–46
referrals, 431:10A–116.2

YOUTH CORRECTIONAL FACILITIES
Adult correctional facilities
pretrial detainees, 571–8.5, 13
transfer, 352–10
Commitment
mandatory term of imprisonment, 352–10
Criminal history record checks, 846–2.7
Discharge
court approval, 352–9, 25
notice, 352–9, 25
Drugs
treatment programs, 352D–4.5, 7.5
Educational programs
department of education to provide, 352D–4
Educational training
included services, 352D–7.5
Family courts
annual report, 352–25
approval of furlough, parole, or discharge, 352–9, 25
Furloughs
court approval, 352–9, 25
Kawailoa youth and family wellness center
authority, 352–32, 352D–7.5
policies and objectives, 352D–7.5
purpose, 352–2.1
services, 352D–7.5
Office of youth services
creation of wellness center, 352–32, 352D–7.5
juvenile corrections functions, 352D–7.5
Parole
court approval, 352–9, 25
Reentry plan
duties of director, 352–8.5
probation case plan, 352–8.5
Reports
probation and parole cases, 352–25
Staff
criminal history record checks, 846–2.7
Transfer to adult correctional facility, 352–10
Vocational training
services offered, 352D–7.5
Women
gender-responsive programs

model programs, 352–23.5, 367D–7
powers and duties of agencies, 367D–6
reports, 367D–8
scope of services, 352–23.5, 367D–7

ZONING
Alcoholic beverages
special liquor districts, 281–41
Building height, setback lines, etc.
transfer of development rights between lots or districts
see COUNTIES, Development
Counties
permit approval or denial time limits, 91–13.5
Hawaiian architectural practices and materials
permitted in all zoning districts, 46–1.55
Hospices, 46–15.36
Housing projects
cooperative agreements, 201H–10
housing finance and development corporation, 201H–33, 38
rental housing
land use density flexibility, 46–14.5
Lot sizes
transfer of development rights between lots or districts
see COUNTIES, Development
Medical cannabis dispensaries and production centers, 329D–22
State building codes
see BUILDING CODES