

THE SENATE
THE TWENTY-SIXTH LEGISLATURE
REGULAR SESSION OF 2012

COMMITTEE ON WAYS AND MEANS

Senator David Y. Ige, Chair
Senator Michelle N. Kidani, Vice Chair

NOTICE OF DECISION MAKING

DATE: Thursday, March 29, 2012
TIME: 9:00 a.m.
PLACE: Conference Room 211
State Capitol
415 South Beretania Street

A G E N D A

**Decision making meeting only, no public testimony will be accepted.
Persons wishing to offer comments may do so 24 hours prior to the hearing.
See submittal instructions below.**

The following measure(s) were previously heard in their respective Standing Committees:

HB 280, HD1, SD1 (SSCR2979) Status & Testimony	RELATING TO AGRICULTURE. Makes the offense of false labeling as to the geographic origin of Hawaii-grown green coffee a class C felony. Authorizes the department of agriculture to adopt administrative rules relating to the inspection and certification of the geographic origin of Hawaii-grown green coffee beans. Removes the requirement that all Hawaii-grown green coffee beans shall be inspected and certified by the Department of Agriculture unless otherwise specified by rules of the Department. Requires that no Hawaii-grown green coffee beans shall be shipped outside the area of their geographic origin unless they have been marked with or contain a certification of geographic origin approved by the department of agriculture. (SD1)	AGL, WAM
HB 1942, HD2, SD1 (SSCR2926) Status & Testimony	RELATING TO AGRICULTURE. Allows moneys in the pest inspection, quarantine, and eradication fund to be expended for the electronic importer manifest program. Makes an appropriation for the program. Effective July 1, 2030. (SD1)	AGL, WAM
HB 2244, HD1, SD1 (SSCR2999) Status & Testimony	RELATING TO AGRICULTURE INSPECTORS. Authorizes the department of agriculture to establish compliance agreements with the federal government and other states for inspections conducted in the state of origin for the import and export of plant commodities. Effective July 1, 2050. (SD1)	AGL/PGM, WAM



<p><u>HB 2668, HD2, SD1</u> (SSCR2981) Status & Testimony</p>	<p>RELATING TO AGRICULTURE. Amends the important agricultural land qualified agricultural cost tax credit to allow an additional fifteen per cent credit for drought mitigation from 1/1/2012 to 12/31/2020 and change the tax credit cap to \$5,000,000 per year for the 2012 tax year and \$7,000,000 per year for the 2013, 2014, and 2015 tax years, and \$7,500,000 per year thereafter. Creates a livestock feed tax credit from 1/1/2012 to 12/31/2012. Creates livestock feed development tax credit program from 1/1/2013 to 12/31/2014. (SD1)</p>	<p>AGL, WAM</p>
<p><u>HB 1968, HD1, SD1</u> (SSCR2863) Status & Testimony</p>	<p>RELATING TO CIGARETTES. Appropriates funds out of the temporary deposits account in the trust fund of the department of labor and industrial relations to the credit of the reduced ignition propensity cigarette program special fund. Appropriates funds out of the reduced ignition propensity cigarette program special fund for two full-time positions and costs to administer the Reduced Ignition Propensity Cigarettes Program. (SD1)</p>	<p>CPN, WAM</p>
<p><u>HB 2023</u> (SSCR2852) Status & Testimony</p>	<p>RELATING TO THE CENTER FOR NURSING. Makes permanent the assessment and deposit of center for nursing fees into the compliance resolution fund and distribution of those funds to the credit of the center for nursing special fund.</p>	<p>CPN, WAM</p>
<p><u>HB 2501, HD1, SD1</u> (SSCR2849) Status & Testimony</p>	<p>RELATING TO MORTGAGE LOAN ORIGINATION. Amends the Secure and Fair Enforcement for Mortgage Licensing Act to reflect recent changes to federal law and to adjust fees in consideration of the new regulatory requirements. (SD1)</p>	<p>CPN, WAM</p>
<p><u>HB 2644, HD2, SD1</u> (SSCR2850) Status & Testimony</p>	<p>RELATING TO THE PUBLIC UTILITIES COMMISSION. Requires the Public Utilities Commission to implement best practices in the areas of regulatory frameworks, rules and procedures, and information technology and public access. Appropriates funds to implement best practices. Authorizes the Public Utilities Commission to provide preferential water carrier service tariffs for ratepayers that engage in agricultural activities. (SD1)</p>	<p>CPN, WAM</p>
<p><u>HB 1551, HD2, SD1</u> (SSCR2940) Status & Testimony</p>	<p>RELATING TO TAX CREDITS. Defines "qualified high technology business" to mean a business employing or owning capital or property, or maintaining an office, in this State; provided that more than fifty per cent of its total business activities are qualified research and more than fifty per cent of its qualified research is in this State; adds reporting requirements to measure the effectiveness of the tax credit for research activities; establishes a fine for failure to file the survey information in the reporting requirements; includes federal and state income tax returns and documents related to deductions for tax credits for research activities to be filed as part of the survey; extends the tax credit through 2016; applies to tax years beginning after 12/31/2011. (SD1)</p>	<p>EDT, WAM</p>



HB 1972, HD2, SD1

[\(SSCR3004\)](#)

[Status & Testimony](#)

RELATING TO HISTORIC PRESERVATION.

Limits department of land and natural resources fees for its comprehensive historic preservation program to amounts that are proportional to the nature and complexity of the projects or services provided, and adjusted from time to time to ensure that the proceeds, together with all other fines, income, and penalties collected under this chapter, do not surpass the annual operating costs of the comprehensive historic preservation program; authorizes development and implementation of interpretive signage for historic or cultural properties owned by the State and the counties. Authorizes the Hawaii historic places review board to develop policies on signage in historic districts. (SD1)

EDT/WLH, WAM

HB 2267, HD1, SD1

[\(SSCR2922\)](#)

[Status & Testimony](#)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST CLEARCOM, INC., IN THE DEVELOPMENT OF BROADBAND INFRASTRUCTURE IN HAWAII.

Authorizes the issuance of \$100,000,000 in special purpose revenue bonds to assist Clearcom, Inc., or a partnership headed by Clearcom, Inc., with planning, permitting, designing, constructing, equipping, and operating broadband infrastructure throughout the State. Effective 7/1/2050. (SD1)

EDT, WAM

HB 2380, HD2, SD1

[\(SSCR2921\)](#)

[Status & Testimony](#)

RELATING TO SHIPPING.

Establishes a working group to explore options for reducing the shipping time and costs for transporting goods from Molokai, Lanai, and Hana, Maui, to Oahu. (SD1)

EDT/TIA, WAM

HB 2404, HD1, SD1

[\(SSCR2920\)](#)

[Status & Testimony](#)

RELATING TO PUBLIC INFORMATION.

Authorizes government agencies to disseminate publications of notice electronically or in a daily or weekly publication of statewide circulation, or in a daily or weekly publication in the affected county, as appropriate, effective 7/1/2013; eliminates the requirement to file hard-copy notices of public meetings with the office of the lieutenant governor or county clerk; requires the notice to be posted on the electronic calendar maintained on the State of Hawaii's internet website or appropriate county's internet website, on the website of the board or the website of the department within which the board is established if the board does not have a website; requires all government agencies, boards, commissions, and committees to post electronic copies of their agendas and minutes online, and for a state board, any written materials distributed to the board at the meeting, to the extent that such materials would be required to be disclosed, and transmit electronic copies or hard copies, of meeting notices to persons who request notification; appropriates funds for the operational expenses of the office of information management technology; appropriates funds for the Hawaii public library system for support services for public access to public electronic information. (SD1)

EDT/JDL, WAM



HB 2524, HD2, SD1

[\(SSCR2943\)](#)

[Status & Testimony](#)

RELATING TO THE REGULATION OF TELECOMMUNICATIONS AND CABLE TELEVISION SERVICES.

Establishes the communications commission within the department of commerce and consumer affairs; directs the commission to regularly study the regulatory framework and provisions governing telecommunications carriers and cable operators to develop and update comprehensive policies and recommendations for administrative and statutory changes to further the deployment of broadband services; promote the interests of the State; and provide incentives, expedite procedures, and establish policies to increase investment in and further the deployment of broadband infrastructure within the State; requires two demonstration projects to expedite permitting for broadband infrastructure; requires 1/1/2013 status report to the legislature on the outcomes of the demonstration projects to expedite permitting processes for the construction of broadband infrastructure, and recommended legislation to streamline regulation of telecommunications carriers and cable operators in the State by 1/1/2014. Appropriates funds. (SD1)

EDT/CPN, WAM

HB 2526, HD2, SD1

[\(SSCR2944\)](#)

[Status & Testimony](#)

RELATING TO REPORTING REQUIREMENTS FOR TELECOMMUNICATIONS AND CABLE TELEVISION PROVIDERS.

Beginning 1/31/2013, requires reporting by telecommunications and cable television providers to the department of commerce and consumer affairs and requires confidentiality for certain information and reports submitted. (SD1)

EDT/CPN, WAM

HB 2682, HD1

[\(SSCR2992\)](#)

[Status & Testimony](#)

RELATING TO COMMERCIAL ACTIVITIES ON OCEAN WATERS.

Authorizes the Department of Land and Natural Resources to regulate the commercial use of state waters and marine resources. Effective July 1, 2012. (HB2682 HD1)

EDT/WLH, WAM



HB 2869, HD2, SD1

[\(SSCR3003\)](#)

[Status & Testimony](#)

RELATING TO THE ECONOMY.

Establishes the Hawaii film and digital media special fund; repeals part IX, chapter 201, Hawaii Revised Statutes, relating to Hawaii television and film development (part II); amends the motion picture, digital media, and film production income tax credit to add an additional credit for an unspecified per cent of the qualified production costs paid to legal residents of this State and to Hawaii vendors and Hawaii suppliers; amends the total tax credit cap to an unspecified amount; requires annual report; increases requirements for hiring of legal residents of this State; applies to qualified expenditures incurred on or after July 1, 2012, and before January 1, 2027 (part III); establishes a motion picture, digital media, and film production infrastructure tax credit of fifty per cent of qualified infrastructure costs; requires qualified expenditure of at least \$10,000,000; increases requirements for hiring of legal residents of this State; requires the credit to be repaid through an annual payment to the State equal to fifteen per cent of the qualified infrastructure project's taxable income until the credit has been repaid; provides for a 100 per cent recapture of the tax credit if the facilities are no longer used for a qualified activity; requires annual report; applies to taxable years beginning after June 30, 2012 (part IV); appropriates funds for additional resource and staffing support to assist state agencies in collecting and reporting annually on estimates of the full-time equivalent positions for legal Hawaii residents by each production receiving tax credits; repeals on January 1, 2027. (SD1)

EDT, WAM

HB 2093, HD2, SD1

[\(SSCR2892\)](#)

[Status & Testimony](#)

RELATING TO AGRICULTURAL EDUCATION.

Requires the University of Hawaii to examine and determine the feasibility of establishing a center for agricultural leadership within the University of Hawaii at Hilo college of agriculture, forestry, and natural resource management. Requires the University of Hawaii to report its findings, including any proposed legislation and funding requirements, to the legislature no later than twenty days prior to the convening of the regular session of 2013. Effective July 1, 2050. (SD1)

EDU/AGL, WAM

HB 2100, HD2

[\(SSCR2875\)](#)

[Status & Testimony](#)

RELATING TO BEES.

Appropriates funds to the University of Hawaii for statewide bee hive research. Effective July 1, 2050. (HB2100 HD2)

EDU/AGL, WAM

HB 2273

[\(SSCR2869\)](#)

[Status & Testimony](#)

RELATING TO CONCUSSIONS.

Requires the DOE and the Hawaii High School Athletic Association to develop a concussion awareness program to provide guidelines for public and private schools.

EDU/HTH, WAM

HB 2527, HD2

[\(SSCR2877\)](#)

[Status & Testimony](#)

RELATING TO EDUCATION.

Requires the Department of Education to establish a performance management program that includes an evaluation component for teachers and educational officers. Requires that teachers entering the service of the Department of Education for the first time serve a minimum probationary period of three years. (HB2527 HD2)

EDU/JDL, WAM



<p>HB 2626, HD2, SD1 (SSCR2866) Status & Testimony</p>	<p>RELATING TO SAFE ROUTES TO SCHOOL. Permanently establishes the safe routes to school program within the department of transportation. Establishes a safe routes to school program special fund. Assesses a surcharge of \$25 for violations of speeding in a school zone and a \$10 surcharge on various traffic violations and deposits these surcharges into the safe routes to school program special fund. Effective July 1, 2030. (SD1)</p>	<p>EDU/TIA, WAM</p>
<p>HB 1726, HD1, SD1 (SSCR2950) Status & Testimony</p>	<p>RELATING TO ENERGY. Extends the repeal date of the energy systems development special fund and periodic evaluation and plan of action requirements of the special fund to 2015 to match that of the environmental response, energy, and food security tax. (SD1)</p>	<p>ENE, WAM</p>
<p>HB 2262, HD2, SD1 (SSCR2994) Status & Testimony</p>	<p>RELATING TO ENERGY. Amends the ethanol facility income tax credit to apply to various types of renewable transportation fuel, with production and minimum required capacity to be measured in British thermal units. Increases maximum available amount of tax credit available to an individual facility to \$3,000,000. Decreases minimum production required to claim the tax credit. Applies to taxable years beginning after December 31, 2012. Creates an income tax credit for development and construction costs for qualifying biofuel production facilities. Repeals 1/1/2029. Defines "oil refinery". Clarifies that an environmental assessment is required for an action proposing the expansion of an existing oil refinery. (SD1)</p>	<p>ENE/EDT, WAM</p>
<p>HB 2417, HD2, SD1 (SSCR2989) Status & Testimony</p>	<p>RELATING TO RENEWABLE ENERGY. Eliminates the maximum available amount of the tax credit for solar electricity generating systems, unless the primary purpose of the solar energy system is to use energy from the sun to heat water for household use. Establishes a tax credit for solar electricity generating systems that are below the utility scale that declines by five percent annually, beginning at thirty-five percent prior to 2013 and stabilizing at twenty percent during or after 2015. Establishes a tax credit for utility scale solar electricity generating systems that is based on production, rather than construction, in the amount of 11.5 cents per kilowatt hour generated during the first one hundred twenty months of the operation of a utility scale solar electricity generating system installed after the 2012 tax year. Increases the maximum available amount of the tax credit for certain solar energy systems that use energy from the sun to heat water for household use. Allows tax credits that are claimed for solar electricity generating systems that are not utility scale solar electricity generating systems to become fully refundable during and after the 2016 tax year. Applies to tax years after December 31, 2012. (SD1)</p>	<p>ENE, WAM</p>



[HB 1398, HD1](#)

[\(SSCR2990\)](#)

[Status & Testimony](#)

RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY. Authorizes the Hawaii public housing authority to develop public housing projects under a partnership or development agreement with a private party. Provides exemptions from chapters 103 and 103D if not prohibited by federal law or regulation. Requires annual report to the legislature. Effective July 1, 2030. (HB1398 HD1)

HMS/WLH/PGM,
WAM

[HB 1689, HD1, SD1](#)

[\(SSCR2960\)](#)

[Status & Testimony](#)

RELATING TO LONG-TERM CARE. Implements the long-term care partnership program, allowing individuals to qualify for medicaid coverage through an asset disregard for long-term care insurance plan benefits. Establishes a task force to ascertain if there is public sentiment for a mandatory tax to implement a long-term care insurance program for all residents of the State. Requires an actuarial analysis and a report to the legislature. Appropriates funds for reimbursement for travel expenses for task force members and the actuarial analysis. Requests the executive office on aging of the department of health to conduct an education and awareness campaign on long-term care and have the campaign evaluated. Appropriates funds for the evaluation. Establishes and directs a long-term care task force to coordinate and consolidate state long-term care programs and services. Establishes the position of deputy healthcare transformation coordinator. Appropriates funds for the establishment of the deputy healthcare transformation coordinator. (SD1)

HMS, WAM

[HB 1724, HD1, SD1](#)

[\(SSCR2925\)](#)

[Status & Testimony](#)

RELATING TO HEALTH AND HUMAN SERVICES. Requires the department of human services to temporarily provide medicaid presumptive eligibility to patients who have been waitlisted for long-term care, and to conduct a study of a computerized medicaid applications system. Requires reports to the legislature. Appropriates funds to cover medicaid reimbursements made to providers or plans for waitlisted patients enrolled but found to be ineligible. Effective July 1, 2013, and repealed on June 30, 2017. (SD1)

HMS, WAM



HB 1905, HD2, SD1

[\(SSCR2956\)](#)

[Status & Testimony](#)

RELATING TO HUMAN SERVICES.

Allows DHS to draw from other funds appropriated to DHS in the event the general assistance appropriation is insufficient to meet General Assistance benefits payments. Appropriates moneys to maintain funding levels of programs for public welfare. Creates an unspecified amount of positions under DHS for the supplemental nutrition assistance program. Requires financial institutions to report suspected financial abuse of an elder to appropriate law enforcement, to take effect upon approval. Establishes the Hawaii interagency council on homelessness, to be repealed on 6/30/2022. Authorizes DHS to place on its public website information and printable posters on the National Human Trafficking Resource Center hotline. Creates a task force on human trafficking and specifies members. Appropriates funds to increase payments for physician services to medicaid-eligible persons, up to a certain per cent of the current medicare rate. Requires DHS to report to the legislature baseline medicaid and additional funds needed for fiscal years 2013-2014 and 2014-2015. Requires DHS to seek an appropriation in an amount equal to at least the amount appropriated in 2012-2013 for additional payments for physician services during the 2013-2015 fiscal biennium; to take effect 7/1/2050. Allows for a fair and equitable reimbursement system for all clients under the medicaid program for community based caregiver services. Allows for a fair and equitable referral system for clients transferring from hospitals to community-based care homes. Requires all commercial health care insurers operating in Hawaii to share with DHS a listing of their members for medicaid eligibility determination. (SD1)

HMS, WAM

HB 2302, HD2, SD1

[\(SSCR3002\)](#)

[Status & Testimony](#)

RELATING TO CAPITAL IMPROVEMENT PROJECTS.

Appropriates an unspecified dollar amount out of general obligation bonds to the Hawaii public housing authority for renovating uninhabitable public housing units. Effective July 1, 2030. (SD1)

HMS/JDL, WAM

HB 2415, HD2, SD1

[\(SSCR2959\)](#)

[Status & Testimony](#)

RELATING TO MEDICAID.

Establishes a joint task force to assist the department of human services in the development and implementation of a medicaid buy-in program for working individuals with disabilities. Requires the department of human services to design and implement a medicaid buy-in program for working individuals with disabilities no later than 7/1/2014. (SD1)

HMS, WAM

HB 2448, HD2, SD1

[\(SSCR3001\)](#)

[Status & Testimony](#)

RELATING TO MEDICAID.

Establishes a formula for calculating the amount to be contributed by the State, towards a claimant's attorney's fees and costs, in lieu of recovering the full amount. Defines the term "medical institution". Clarifies that the lien amount in the notice of the lien sent by the department of human services for reimbursement of medicaid benefits shall be presumed to be valid. Effective July 1, 2050. (SD1)

HMS/JDL, WAM



<p>HB 2540, HD2, SD1 (SSCR2890) Status & Testimony</p>	<p>RELATING TO FEES FOR CHILD CARE LICENSING AND REGISTRATION. Allows the department of human services to charge reasonable fees to obtain a child care license or certificate of registration and establishes a special fund. Effective July 1, 2030. (SD1)</p>	<p>HMS, WAM</p>
<p>HB 2547, HD1 (SSCR2839) Status & Testimony</p>	<p>MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES. Makes an emergency appropriation from the general revenues of the State of Hawaii for fiscal year 2011-2012 to address the budget shortfall in the general assistance program (HMS 204) in the Department of Human Services. (HB2547 HD1)</p>	<p>HMS, WAM</p>
<p>HB 609, HD2, SD1 (SSCR2896) Status & Testimony</p>	<p>RELATING TO HEALTH. Authorizes the assimilation of Hawaii Medical Center-East into the Hawaii Health Systems Corporation. Appropriates funds for the hiring or contracting of staff. Effective July 1, 2050. (SD1)</p>	<p>HTH, WAM</p>
<p>HB 1953, HD1, SD1 (SSCR2897) Status & Testimony</p>	<p>RELATING TO EMERGENCY MEDICAL CARE. Appropriates funds to increase the on-call availability of emergency medical services and ambulance services on the Leeward Coast of Oahu. Appropriates funds as a grant pursuant to Chapter 42F, Hawaii Revised Statutes, to Wahiawa General Hospital to provide additional emergency room services. Effective July 1, 2050. (SD1)</p>	<p>HTH, WAM</p>
<p>HB 2275, HD2, SD1 (SSCR2966) Status & Testimony</p>	<p>RELATING TO HOSPITALS. Establishes a hospital sustainability fee and special fund to receive moneys from the hospital sustainability fee to receive federal medicaid matching funds under the QUEST Expanded Medicaid Section 1115 Demonstration Waiver. Requires the Department of Human Services to charge and collect a provider fee on health care items or services provided by hospitals. Effective 1/1/50. Repeals 6/30/2013. (SD1)</p>	<p>HTH/HMS, WAM</p>
<p>HB 2374 (SSCR2976) Status & Testimony</p>	<p>RELATING TO THE OFFICE OF LANGUAGE ACCESS. Transfers the Office of Language Access to the Department of Health, as an administratively attached agency. Effective July 1, 2012.</p>	<p>HTH/JDL, WAM</p>
<p>HB 2553, HD2, SD1 (SSCR2898) Status & Testimony</p>	<p>RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES. Requires the Disability and Communication Access Board to charge fees to defray expenses of reviewing construction plans to ensure compliance with state and federal law relating to accessibility. Establishes a fee schedule. Effective 1/1/2013. (SD1)</p>	<p>HTH, WAM</p>
<p>HB 2656, HD2, SD1 (SSCR2969) Status & Testimony</p>	<p>RELATING TO AIR POLLUTION CONTROL. Requires all crematoriums operating without air pollution control permits and which were constructed prior to March 20, 1972, to submit permit applications to the Department of Health by December 31, 2013. (SD1)</p>	<p>HTH/ENE, WAM</p>



<p><u>HB 2664, HD1, SD1</u> (SSCR2903) Status & Testimony</p>	<p>RELATING TO HEALTH CARE COORDINATION. Establishes a public-private partnership in a county with a population between one hundred thousand and one hundred seventy thousand to develop an integrated system to deliver health care across the spectrum of care and particularly to address the current challenge in acute care. Makes an appropriation. Effective 7/1/2050. (SD1)</p>	<p>HTH, WAM</p>
<p><u>HB 2529, HD1, SD1</u> (SSCR2953) Status & Testimony</p>	<p>RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS. Exempts expenditures less than \$100,000 from the Hawaiian home operating fund, Hawaiian home receipts fund, Hawaiian home trust fund, native Hawaiian rehabilitation fund, and Hawaiian home administration account from the Hawaii public procurement code. Requires the Department of Hawaiian Home Lands to submit an annual report to the legislature. Repeals on June 30, 2015. (SD1)</p>	<p>HWN/PGM, WAM</p>
<p><u>HB 2875, SD1</u> (SSCR3012) Status & Testimony</p>	<p>RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM. Requires the DOE to develop annual assessments in the Hawaiian language in language arts and mathematics to be administered to students in grades three through six of the DOE's Hawaiian language immersion program and in science to be administered to students in grade four of the DOE's Hawaiian language immersion program. Requires the DOE, with the Hawaiian language community, to establish procedures for the development of the assessments. Report to the 2013 legislature. (SD1)</p>	<p>HWN/EDU, WAM</p>
<p><u>HB 297, HD1, SD1</u> (SSCR2344) Status & Testimony</p>	<p>RELATING TO THE PROBATION SERVICES FEE. Imposes a probation services fee on any defendant granted a deferred acceptance of guilty or no contest plea. (SD1)</p>	<p>JDL, WAM</p>
<p><u>HB 302, HD1, SD1</u> (SSCR2338) Status & Testimony</p>	<p>RELATING TO THE PROBATION SERVICES SPECIAL FUND. Requires interstate transfer fees to be deposited into the probation services special fund. Clarifies the fund's uses. (SD1)</p>	<p>JDL, WAM</p>
<p><u>HB 1295, HD3, SD1</u> (SSCR3006) Status & Testimony</p>	<p>RELATING TO BUSINESS. Establishes unlicensed contracting activity as a misdemeanor offense; establishes habitual unlicensed contracting activity and unlicensed contractor fraud as felonies. Requires that each day of unlicensed contracting activity be deemed a distinct and separate offense under certain conditions. Exempts a previously licensed licensee who inadvertently fails to maintain licensing requirements from the newly created offenses. Establishes monetary penalties. Effective 07/01/2112. (SD1)</p>	<p>JDL/CPN, WAM</p>



<p>HB 1848, HD2, SD1 (SSCR2986) Status & Testimony</p>	<p>RELATING TO COLLECTIVE BARGAINING. Clarifies that negotiations relating to contributions to the Hawaii employer-union health benefits trust fund (EUTF) shall be to agree upon amounts that the State and counties shall contribute toward the payment of costs for a health benefits plan and group life insurance benefits for active public employees. Repeals prohibition on the use of arbitration to resolve impasses or disputes relating to the amounts contributed to by the State and counties; clarifies that a decision of an arbitration panel shall be final. Repeals the legislative relief option to determine EUTF contributions when an impasse exists regarding the negotiation of public employer EUTF contributions. Repeals the prohibition on striking over the issue of public employer EUTF contributions. (SD1)</p>	<p>JDL, WAM</p>
<p>HB 2099, HD1, SD1 (SSCR2935) Status & Testimony</p>	<p>RELATING TO WORKERS' COMPENSATION. Clarifies that attorney's fees may be included in costs that may be assessed against a party who brings, prosecutes, or defends a workers' compensation claim without reasonable ground. Effective 07/01/50. (SD1)</p>	<p>JDL, WAM</p>
<p>HB 2264, HD2, SD1 (SSCR3005) Status & Testimony</p>	<p>RELATING TO EMPLOYMENT SECURITY. Increases employer contribution rates to the state unemployment compensation fund. Effective 01/01/13. (SD1)</p>	<p>JDL, WAM</p>
<p>HB 2487, HD1, SD1 (SSCR3008) Status & Testimony</p>	<p>RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. Corrects errors; harmonizes ordinary disability and ordinary death benefits for new members of the Employees' Retirement System with their service retirement benefits. Prevents unexpected increases in pension benefits and in the unfunded actuarial accrued liability of the Employees' Retirement System by limiting the amount of compensation included in "average final compensation" and requiring employers to pay the additional costs resulting from spiking. Effective 07/01/50. (SD1)</p>	<p>JDL, WAM</p>
<p>HB 2494, HD1 (SSCR2938) Status & Testimony</p>	<p>RELATING TO COLLECTIVE BARGAINING COST ITEMS. Provides unspecified employer contribution amounts for plan years 2011-2012 and 2012-2013 for Hawaii Employer Union Health Benefits Trust Fund health benefit plan premiums for the employees of collective bargaining unit 10 and their excluded counterparts. Effective retroactive to July 1, 2011 (HB2494 HD1)</p>	<p>JDL, WAM</p>
<p>HB 2776, HD2, SD1 (SSCR2968) Status & Testimony</p>	<p>RELATING TO LIABILITY INSURANCE. Requires operators of adult foster homes, adult residential care homes, assisted living facilities, and expanded adult residential care homes as defined in section 321-15.1, HRS, to carry liability insurance to cover the operations of the care home. Exempts care home operators operating under a contract with either the Department of Health or Department of Human Services who are in compliance with the liability insurance coverage requirements under the contract. Effective 1/1/50. (SD1)</p>	<p>HTH/HMS, WAM</p>



<p>HB 1181, HD1 (SSCR2970) Status & Testimony</p>	<p>RELATING TO GOVERNMENT. Brings laws relating to false claims to the state and to the counties into compliance with the federal False Claims Act in order to meet federal requirements that state laws provide the same or greater protections as those established under section 1909 of the Social Security Act. (HB1181 HD1)</p>	<p>PGM/JDL, WAM</p>
<p>HB 1874 (SSCR2961) Status & Testimony</p>	<p>RELATING TO VOG. Expands membership on the Task Force on Vog to include any representative or senator representing a district on the Island of Hawaii that is impacted by vog.</p>	<p>PGM/HTH, WAM</p>
<p>HB 1974, HD2, SD1 (SSCR2865) Status & Testimony</p>	<p>RELATING TO VETERANS. Removes the residency requirements for the burial of members of the armed services and their dependents in veterans cemeteries. Establishes criteria consistent with the United States Department of Veterans Affairs eligibility requirements for burial in a national or state cemetery. Repealed June 30, 2015. (SD1)</p>	<p>PGM, WAM</p>
<p>HB 2113, HD1, SD1 (SSCR2971) Status & Testimony</p>	<p>RELATING TO FIRE PROTECTION. Bans the ignition, possession, selling, offering for sale, and use of aerial luminaries. (SD1)</p>	<p>PGM/JDL, WAM</p>
<p>HB 2514, HD3, SD1 (SSCR2972) Status & Testimony</p>	<p>RELATING TO PUBLIC SAFETY. Increases membership of the Hawaii paroling authority from three to five. Appropriates funds. (SD1)</p>	<p>PGM/JDL, WAM</p>
<p>HB 2515, HD3, SD1 (SSCR2973) Status & Testimony</p>	<p>RELATING TO CRIME. Allows a sentence of probation for certain second-time convictions for certain drug offenses. Allows probation for a period of four years for certain class B or class C felonies. Requires the defendant's probation officer to report to the court concerning compliance or non-compliance with conditions of probation. (SD1)</p>	<p>PGM/JDL, WAM</p>
<p>HB 2798, HD3, SD1 (SSCR2974) Status & Testimony</p>	<p>RELATING TO A VETERANS TREATMENT COURT. Establishes the temporary Hawaii veterans treatment court within the first judicial circuit court. Makes appropriation to the judiciary. Requires judiciary to submit plan of implementation to the senate committee on ways and means for budget purposes. Effective January 7, 2059, and repealed on June 30, 2021. (SD1)</p>	<p>PGM/JDL/HTH, WAM</p>
<p>HB 2872, HD3, SD1 (SSCR2997) Status & Testimony</p>	<p>RELATING TO AEROSPACE HIGH TECHNOLOGY DISTRICTS. Authorizes the establishment of an aerospace high technology district in Hilo. Provides tax incentives to qualified businesses. Repeals 6/30/2015. (SD1)</p>	<p>PGM/EDT/WLH, WAM</p>



<p><u>HB 2873, HD2, SD1</u> (SSCR2902) Status & Testimony</p>	<p>RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS. Transfers the Pacific International Space Center for Exploration Systems (PISCES) from the University of Hawaii to the department of business, economic development, and tourism's office of aerospace development. Establishes a PISCES board of directors. Appropriates funds. Authorizes the issuance of general obligation bonds. (SD1)</p>	<p>PGM/EDU/EDT, WAM</p>
<p><u>HB 101, HD2, SD1</u> (SSCR2914) Status & Testimony</p>	<p>RELATING TO TRANSPORTATION. Creates an aviation fuel tax credit for aviation fuel taxes passed on by distributors to interisland airplane carriers that transport people and goods between the islands of this State. (SD1)</p>	<p>TIA, WAM</p>
<p><u>HB 2004, HD2, SD1</u> (SSCR2916) Status & Testimony</p>	<p>RELATING TO TRANSPORTATION. Creates the misdemeanor offense of deception of a visitor in transportation services for hire under certain specified circumstances. Provides for penalties including impoundment of vehicle and forfeiture. (SD1)</p>	<p>TIA, WAM</p>
<p><u>HB 2320, HD2, SD1</u> (SSCR2978) Status & Testimony</p>	<p>RELATING TO HIGHWAY SAFETY. Clarifies recommendations of the ignition interlock implementation task force. Allows for renewal of a driver's license revoked for impaired driving. Allows repeat intoxicated drivers to install ignition interlock devices in any vehicle they operate, by eliminating the requirement to surrender motor vehicle registrations and license plates. Provides guidelines for ignition interlock instruction permits and ignition interlock permits. Allows individuals with a lifetime revocation to apply for reinstatement of license and privilege to operate a motor vehicle without an ignition interlock after seven years with an ignition interlock permit. Requires courts to grant petition for reinstatement if certain requirements are met. Makes housekeeping amendments to chapter 291E. (SD1)</p>	<p>TIA/JDL/PGM, WAM</p>
<p><u>HB 2760, HD2, SD1</u> (SSCR2917) Status & Testimony</p>	<p>RELATING TO TRAFFIC SAFETY. Prohibits use of mobile electronic devices while operating a motor vehicle or commercial motor vehicle. Clarifies complete streets statute to reference DOT budget requests for highway design to include complete streets policy. Authorizes DOT to engineer highways maximize safety for pedestrians while crossing streets. Allows DOT to install roundabouts. Authorizes DOT to select eight projects to include roundabouts and flexible design standards. Incorporates electric motor bicycles into definition of bicycle in section 249-1 and 291C-1, HRS. Prohibits transport of certain bicycles on public buses. Prohibits use of mopeds on bikeways, bicycle lanes, and paths. (SD1)</p>	<p>TIA, WAM</p>



<p><u>HB 2800, HD1, SD1</u> (SSCR2915) Status & Testimony</p>	<p>RELATING TO TRANSPORTATION. Temporarily prohibits the department of transportation from assessing landing fees upon air carriers for flights landing at Molokai Airport, Lanai Airport, Kapalua-West Maui Airport, Hana Airport, Kalaupapa Airport, and Waimea-Kohala Airport. Repeals 6/30/2014. (SD1)</p>	<p>TIA, WAM</p>
<p><u>HB 2314, HD1, SD1</u> (SSCR2983) Status & Testimony</p>	<p>RELATING TO THE TRANSIENT ACCOMMODATIONS TAX. Provides for the allocation of transient accommodations tax revenues to the convention center enterprise special fund on a fiscal year basis; authorizes unexpended and unencumbered moneys determined by the Hawaii tourism authority to be in excess of any unencumbered reserve remaining in the convention center enterprise special fund at the close of fiscal year 2011-2012 to be expended by the authority for repair and maintenance projects of the Hawaii convention center. (SD1)</p>	<p>TSM, WAM</p>
<p><u>HB 1306, HD2, SD1</u> (SSCR2995) Status & Testimony</p>	<p>RELATING TO HOUSING. Increases the Hula Mae multifamily program revenue bond authorization. (SD1)</p>	<p>WLH, WAM</p>
<p><u>HB 1617, HD2, SD1</u> (SSCR3011) Status & Testimony</p>	<p>RELATING TO PUBLIC LANDS. Provides for fair compensation when leased public land for agricultural or pastoral uses is withdrawn, condemned, or taken for public purposes. Cancels executive order 4403 and transfers TMKs (1)9-4-012:001, (1)9-4-012:002, and (1)9-4-012:003 located in Kunia, Oahu, to the agribusiness development corporation no later than January 1, 2013; effective 7/1/2012. Effective 7/1/2050. (SD1)</p>	<p>WLH/JDL, WAM</p>
<p><u>HB 2246, HD2, SD1</u> (SSCR3010) Status & Testimony</p>	<p>RELATING TO HAIKU VALLEY. Establishes the Haiku Valley cultural preserve commission to provide policy and management oversight of the Haiku Valley cultural preserve. Initiates process of conveying Haiku valley in fee simple to the Department of Land and Natural Resources. (SD1)</p>	<p>WLH/JDL, WAM</p>
<p><u>HB 2589, HD2, SD1</u> (SSCR2947) Status & Testimony</p>	<p>RELATING TO VESSELS. Clarifies responsibility for disposing of vessels and amends the description of an abandoned vessel. Effective 7/1/2050. (SD1)</p>	<p>WLH/JDL, WAM</p>



<p><u>HB 2591, HD2</u> <u>(SSCR2946)</u> <u>Status & Testimony</u></p>	<p>RELATING TO ACCRETED LANDS. Clarifies that land accreted after May 20, 2003, shall be public land except as otherwise provided by law. (HB2591 HD2)</p>	<p>WLH/JDL, WAM</p>
<p><u>HB 2594, HD2, SD1</u> <u>(SSCR2913)</u> <u>Status & Testimony</u></p>	<p>PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS. Proposes a constitutional amendment to authorize the State to issue special purpose revenue bonds and use the proceeds from the bonds to assist dam and reservoir owners. (SD1)</p>	<p>WLH/JDL, WAM</p>
<p><u>HB 2871, HD1</u> <u>(SSCR2861)</u> <u>Status & Testimony</u></p>	<p>RELATING TO THE WEST MAUI OCEAN RECREATION MANAGEMENT AREA. Requires DLNR to establish a west Maui ocean recreation management area advisory committee to advise DLNR on issues relating to the state waters within the west Maui ocean recreation management area, particularly with respect to the waters adjacent to Kaanapali on the island of Maui. Effective July 1, 2020. (HB2871 HD1)</p>	<p>WLH, WAM</p>
<p><u>HB 2883, HD2, SD1</u> <u>(SSCR2996)</u> <u>Status & Testimony</u></p>	<p>RELATING TO MAKAHA VALLEY. Requires the Department of Land and Natural Resources to conduct a flood study on Makaha Valley and investigate all funding sources to finance the flood study and necessary repairs and improvements recommended by the flood study. Appropriates funds. Effective July 1, 2030. (SD1)</p>	<p>WLH, WAM</p>



Comments may be submitted as follows:

By Email: Email if less than 5 pages in length, to Committee at WAMTestimony@Capitol.hawaii.gov. Please indicate the measure, date and time of the hearing. Email sent to individual office or any other Senate office will not be accepted.

By Web: Online if less than 4MB in size, at <http://www.capitol.hawaii.gov/submittestimony.aspx>

In person: One copy of comments to the Committee Clerk, Room 215, State Capitol. Please mark as comments and indicate the measure, date and time of the hearing.

Please note: If you submit your written comments after 24 hours prior to the hearing, a copy of your comments may not be available during the hearing but will be posted online after the hearing.

FOR AMENDED NOTICES: Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

If you require auxiliary aids or services to participate in the public hearing process (i.e. ASL or foreign language interpreter, or wheelchair accessibility), please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-6800.

This hearing will be on Twitter: https://twitter.com/HI_Senate_WAM.

Senator David Y. Ige
Chair

